

RULES OF THE HOUSE OF REPRESENTATIVES

STATE OF HAWAII

THIRTY-SECOND LEGISLATURE

2023-2024

Preface to House Rules

Members of the House of Representatives hold positions of public trust and shall conduct themselves in a manner which reflects credit upon the Legislature.

To this end, it is the policy of the House of Representatives to:

- (1) Provide the general public with a meaningful opportunity to participate in the legislative process. Public participation is a basic tenet of our democratic process. Public participation is vital to maintaining a check on the legislative process and legislative decisions.
- (2) Prevent discrimination against members and staff. No member or staff shall be discriminated against based on race, sex, age, religion, color, ancestry, mental or physical disability, genetic information, citizenship, national origin, veteran/military status, marital status, pregnancy, childbirth, breastfeeding or related medical condition, sexual orientation, gender identity or expression, arrest and court record, domestic or sexual violence victim status, credit history, whistleblower status, or any other status or condition that is protected by state or federal law.
- (3) Ensure a work environment free from violence, threats of violence, harassment, intimidation, and other disruptive behavior.

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PART I. ORGANIZING THE HOUSE**Rule 1. Election of Officers; Selection of Party Leaders; Succession**

- 1.1. When the House convenes, the member from the First Representative District shall act as temporary presiding officer. The House shall then immediately elect a temporary chair. The temporary chair shall appoint a temporary Chief Clerk and a credentials committee of no fewer than three members.
- 1.2. The credentials committee shall immediately examine the credentials of the members elected. Upon verification that the credentials are in order, the credentials committee shall report this to the House, and the temporary chair shall order the temporary Chief Clerk to call the roll.
- 1.3. The temporary chair shall then appoint a committee of no fewer than three members to wait upon a justice of the Supreme Court or a judge of the Intermediate Court of Appeals or Circuit Court to administer the oath of office, as required by the Constitution of the State of Hawaii. After the oath has been duly administered, the House shall organize by electing by resolution, a Speaker, Vice Speaker, Chief Clerk, Assistant Chief Clerk, Sergeant-at-Arms, and Assistant Sergeant-at-Arms and by adopting Rules.
- 1.4. The members of the majority and minority parties shall designate, respectively, a Leader, Floor Leader, Whips, Assistant Leaders and Assistant Floor Leaders as they may choose to have.
- 1.5. The Speaker and Vice Speaker shall hold office during the term for which they are elected to the House, unless sooner removed by majority vote of the House. If they are reelected to membership in the House for the succeeding term, they shall retain their respective positions until the day before the opening day of the succeeding Legislature.
- 1.6. The Majority Leader, the Majority Floor Leader, the Minority Leader, the Minority Floor Leader, Whips, Assistant Leaders and Assistant Floor Leaders as the House members of the majority and minority parties may select shall hold office during the term for which they were elected to the House, unless sooner removed by their respective parties.
- 1.7. If the office of Speaker becomes vacant, the Vice Speaker shall serve as acting Speaker until a successor Speaker is duly elected by the House.
- 1.8. Any vacancy in the office of Speaker and Vice Speaker shall be filled by election by the House.

PART II. OFFICERS, PARTY LEADERS, AND EMPLOYEES

Rule 2. The Speaker

2.1. It shall be the duty of the Speaker to:

- (1) Open the meetings of the House;
- (2) Maintain order in the House Chamber and require proper decorum at all times on the part of all those present in the House Chamber;
- (3) Announce the business before the House in the order prescribed by these Rules;
- (4) Receive all matters brought properly before the House and submit them to the House, and call for votes on these matters and announce the results of the votes;
- (5) Consult with and advise the committees of the House and assist them in their work as an ex officio member without vote;
- (6) Receive all communications from other branches of the Government and present them to the House;
- (7) Assign to each member of the House a seat on the floor of the House; until the Speaker assigns seats to the members, they may occupy any vacant seat;
- (8) Authenticate all acts of the House by signing appropriate documentation;
- (9) Make known the Rules of Order upon request and decide all questions of order, subject to appeal to the House;
- (10) Issue warrants to arrest offenders upon the order of the House, and issue subpoena and subpoena duces tecum requiring the attendance of witnesses or the production of books, documents, or other evidence in any matter pending before the House or any committee;
- (11) Clear the House of any or all persons except its members and officers if the House adopts a motion to require it, or if there is a disturbance or disorderly conduct at any time;
- (12) Direct committees of the House to consider messages from the Governor or other communications from the executive;
- (13) Appoint any member to preside over the meetings of the House if the Vice Speaker, Majority Leader, and Majority Floor Leader are not available to perform such duties, but such substitution shall not extend beyond an adjournment;
- (14) Within four session days, refer all bills to committees, subject to an appeal to the House. In referring bills to one or more standing committees, the first referral shall be to the standing committee whose area of responsibility as described in Part III of these Rules is most closely related to the subject matter contained in the bill being referred. In the case of multiple committee referrals, the Speaker shall name the standing committee referred to in the sentence immediately preceding as the committee having primary responsibility for making recommendations for action on the bills so referred. However, where more than one standing committee could qualify as the committee having primary responsibility, preference shall be given to the committee having jurisdiction on a statewide, rather than a local, basis.

The chair of a standing committee affected by a referral of a bill may appeal the referral to the Speaker within 24 hours from the time the referral sheet containing the subject referral is made available to the members of the House. The Speaker shall review the appeal and shall meet with the chair and the chair(s) of the standing committee(s) affected by the referral to settle their differences. If the Speaker is unable to settle the differences between and among the chairs of the standing committees involved within 48 hours after the filing of the appeal, the Speaker shall immediately forward the appeal to the Review Panel, which shall make its recommendation to the Speaker within 24 hours after receipt of the appeal. If the Speaker shall concur with the recommendation of the Review Panel, the referral of the bill shall stand or the bill shall be re-referred, as the case may be, according to or consistent with the recommendation. If the Speaker disagrees with the recommendation of the Review Panel, the Speaker shall submit reasons in writing in support of the Speaker's decision to the Review Panel and the chairs of the standing committees involved within 24 hours of the receipt of the recommendation from the Review Panel. The Speaker's decision shall be the final disposition of the matter.

The Review Panel shall be composed of the Majority Leader who shall serve as chair, the Vice Speaker, and Majority Floor Leader;

- (15) Appoint the chair and members of conference committees pursuant to Rule 16;
 - (16) Establish final dates for action on legislation. These shall include the final date for introducing bills pursuant to Rule 34.4, the final date for third reading of House bills, the final date for third reading of Senate bills, the final date for approving conference committee agreements and drafts of bills, the final date for final reading of the General Appropriations Bill, and the final date for final reading of the Supplemental Appropriations Bill. The Speaker shall coordinate with the President of the Senate to establish these final dates within seven days after the opening of the legislative session;
 - (17) Notify members of the names of individuals nominated for or appointed to a task force, commission, working group, or similar position requiring the Speaker to nominate individuals for such a position. The Speaker shall not less than annually publish a list of those individuals nominated or appointed; and
 - (18) Perform other duties required by law or these Rules.
- 2.2. To facilitate House floor proceedings, the Speaker may establish dates for a consent calendar consisting of all third and/or final reading bills that have not been selected for debate by any member. Said bills shall be considered without debate, but members shall be permitted to insert into the House Journal written remarks in support of or in opposition to the measure, consistent with the usual practices of the House. If a consent calendar is established pursuant to this rule, the Speaker shall set the deadlines for members to communicate to the Chief Clerk their intention to debate calendared bills.

- 2.3. The Speaker after giving all members at least 15 days prior written notice may authorize legal action on behalf of the House and shall notify members of non-confidential legal action taken on behalf of the House, provided no other external legal actions affecting the Legislature's interest shall necessitate more expedient action by the House. The Speaker shall not less than annually report the status of each legal action and disclose expenditures and costs to the members.

Rule 3. The Vice Speaker

The Vice Speaker shall consult with and advise the standing committees and assist them in their work as an ex officio member without vote and shall perform such other duties as may be assigned by the Speaker; provided that the Vice Speaker shall serve as a voting member of the Committee on Legislative Management. In the absence of the Speaker, the Vice Speaker shall exercise all the duties and powers of the Speaker.

Rule 4. Party Leaders

- 4.1. The Majority and Minority Leaders and Floor Leaders, Majority and Minority Whips, Assistant Leaders and Assistant Floor Leaders as the members of the majority and minority parties may choose to have, shall perform such duties as may be assigned by their respective memberships.
- 4.2. If the Speaker and Vice Speaker are absent when the House convenes, the Majority Leader or Majority Floor Leader, in that order, may convene the House and shall serve as Acting Speaker until the Speaker or Vice Speaker returns.

Rule 5. The Clerk

- 5.1. The Chief Clerk shall be responsible for the safekeeping of all records of the House. The Chief Clerk shall retain possession of all original documents, unless the Speaker orders the Chief Clerk to release the records to someone else.
- 5.2. The Chief Clerk shall make a record each day of all matters brought before the House. This record shall state in a complete and concise manner, the nature of the matters brought before the House, the names of their introducers, and the date and day of the session on which the House considered the matters. This daily record and such additional matters as the Speaker may order the Chief Clerk to include in it shall constitute the Journal of the House, a copy of which shall be made available on the following session day or as soon thereafter as practicable. The House shall approve the Journal, subject to corrections, by vote of the House. However, the House may dispense with the reading of the Journal by majority vote.
- 5.3. The Chief Clerk shall read all bills, resolutions, and other matters aloud to the House when the House requires it.
- 5.4. The Chief Clerk shall immediately forward all communications and other matters the Chief Clerk receives to the parties to whom they are addressed.
- 5.5. The Chief Clerk shall deliver immediately to the chairs of the appropriate committees all matters duly referred to those committees.
- 5.6. The Chief Clerk shall maintain for the committees of the House a record of subjects contained in messages from the Governor, which are referred to the committees.
- 5.7. The Chief Clerk shall keep a record of all questions of order and the decision on each of them, and the Chief Clerk shall append this record to the Journal at the close of the session.
- 5.8. The Chief Clerk shall perform all other duties appropriate to the Chief Clerk's office that the House or the law assigns.

Rule 6. Assistant Clerk

The Assistant Chief Clerk of the House shall assist the Chief Clerk in all duties. In the absence of the Chief Clerk, the Assistant Chief Clerk shall perform all duties of the Chief Clerk.

Rule 7. Sergeant-at-Arms

- 7.1. The Sergeant-at-Arms shall:
- (1) Execute the orders of the Speaker;
 - (2) Attend every session of the House;
 - (3) Maintain order among persons who attend the sessions of the House;
 - (4) Notify the presiding officer of the presence of persons who have communications for the House or who otherwise are of interest to the House;
 - (5) Keep the entrances and exits of the House clear at all times, and keep from the floor of the House all persons except members of the House, authorized employees of the House, and guests of the House;
 - (6) If requested, maintain order among persons attending meetings or hearings of committees of the House;
 - (7) Serve all orders or process directed by the Speaker or the House;
 - (8) Make all arrests ordered by the Speaker or the House and restrain persons in custody;
 - (9) Be responsible for the House postal service; and
 - (10) Be responsible for the House's safety and security operations, including emergency procedures.

- 7.2. The Sergeant-at-Arms shall be responsible for making purchases for the House in accordance with the House Administrative and Financial Manual.
- 7.3. The Sergeant-at-Arms shall be custodian of all property of the House and shall perform all duties related to its safeguard, care, and maintenance as provided in Part VIII of the House Administrative and Financial Manual.

Rule 8. Assistant Sergeant-at-Arms

The Assistant Sergeant-at-Arms shall assist the Sergeant-at-Arms in all duties. In the absence of the Sergeant-at-Arms, the designated Assistant Sergeant-at-Arms shall perform all duties of the Sergeant-at-Arms.

Rule 9. Officers and Employees: Responsibilities; Salaries

- 9.1. In addition to the responsibilities assigned by law and these Rules, all officers and employees of the House may be assigned responsibilities by their respective appointing authorities.
- 9.2. The pay of each member shall be pursuant to Article XVI, Section 3.5 of the Constitution of the State of Hawaii. Officers and employees of the House shall be employed and paid as authorized in the House Administrative and Financial Manual.

Rule 10. Officers and Employees: Floor Session Attire

While present on the floor of the House Chamber, each member shall be dressed in court attire; provided that on Fridays, any member may dress in aloha attire. "Court attire" means coat and tie for men and jackets for women.

PART III. COMMITTEES

Rule 11. Standing Committees: Composition; Chair; Decision-making; Reports

- 11.1. Standing committees shall be committees established to consider and report on all bills, petitions, resolutions, budgets, and any other matters referred to such committees.
- 11.2. The composition of the standing committees shall be as follows:
- (1) The membership of each standing committee shall be appointed by the Speaker. The respective chairs and vice-chairs of each standing committee shall be appointed by the Speaker;
 - (2) The membership of each standing committee, including the designation of the chair and vice-chair shall be provided for by resolution, provided, however, that the composition of the committee shall be on a proportional basis with the members of each party; and
 - (3) The Speaker and Vice Speaker shall be ex officio members of each committee without vote; provided that the Vice Speaker shall serve as a voting member of the Committee on Legislative Management.
- 11.3. The chair of each standing committee shall call and preside over all standing committee meetings; determine the order of deliberations on bills, resolutions, and other matters over which the standing committee as a whole retains jurisdiction; coordinate the scheduling of meetings and public hearings of the standing committee and assure that such schedules and agendas are posted or distributed as required by these Rules; establish guidelines to coordinate the flow of work to assure that directions of the House are fulfilled; supervise the work of the committee staff; and supervise the maintenance and disposition of the records of proceedings of the standing committee. The vice-chair shall, at the request of the chair, assist the chair in the performance of any duties. The vice-chair shall perform the duties of the chair in the chair's absence.

If the chair and vice-chair are unavailable to preside over a committee meeting, the Speaker may designate a committee member from the majority party to preside over the meeting.

If the chair and vice-chair are unavailable to sign a meeting notice, committee report, or other committee document in time to meet an applicable deadline, the Speaker may sign the document.

If a chair of a standing committee refuses a request of a majority of the committee members to set for public hearing a bill or resolution referred to the committee, the majority of the committee members may petition the Review Panel established under Rule 2.1(14) to compel the chair to set the bill or resolution for public hearing. The Review Panel shall establish a process pursuant to which the Review Panel shall receive and consider the petition and shall make a recommendation to the Speaker. If the Speaker concurs with the recommendation of the Review Panel, the chair shall either be sustained or be directed to duly set the bill or resolution for public hearing at the next available date according to or consistent with the recommendation. If the chair refuses to comply with the order of the Speaker, then the vice-chair shall act as chair for the purpose of hearing the bill or resolution under consideration. If the vice-chair refuses, then the Speaker may appoint any member of the House to act as temporary chair. If the Speaker objects to the recommendation of the Review Panel, the Speaker shall submit reasons in writing to support the Speaker's decision, which shall be the final disposition of the matter.

- 11.4. The chair of each standing committee shall keep a record of public hearings and shall file the same with the State Archives, through the Speaker as soon as practicable after each session.
- 11.5. *Standing Committee Meetings.*
- (1) Meetings (hearings and informational briefings) shall be held in public, be simultaneously broadcast, and be recorded for subsequent viewing on the legislative platform. The public may attend meetings in person or via broadcast. Meeting notices shall include instructions relating to public participation and public testimony. In the event of any unforeseeable or unavoidable circumstances that are beyond the control of the House or any other party, the committee may (a) proceed without simultaneous broadcast or (b) cancel or reschedule the meeting.
 - (2) Notice of meetings shall be publicly posted or announced on the House floor at least 48 hours prior to the meeting. Except for notices

posted by the Committee on Finance, notice shall be posted before 4:30 p.m. on the last day of the work week for a hearing to be held on the following Monday or Tuesday. Notice of meetings may be shortened at the discretion of the Speaker upon request on the House floor by a chair or vice-chair and upon good cause shown.

- (3) As practicable, standing committees shall schedule their meetings at times and at places as are convenient for attendance by the general public and shall, in coordination with other committees of the House or Senate, endeavor to hold joint meetings and public hearings on matters of mutual interest.
- (4) The House will make available to the public any testimony that is submitted to the standing committee prior to or at the applicable testimony submission deadline, at the publicly-noticed time of the meeting or briefing. Late testimony submitted after the testimony submission deadline, but prior to the conclusion of the hearing, will be made available to the public as soon as is practicable.
- (5) No bill or resolution other than a congratulatory resolution shall be reported out of a standing committee unless the measure shall have received a public hearing in the House; provided that a bill that contains only a reference to the general idea of the bill in short form and contemplates the subsequent drafting of the specific details in long form may be reported out of a standing committee without a public hearing so long as the bill is reported out:
 - (a) In an amended form containing the substantive contents of the bill in long form;
 - (b) Recommending that the bill be recommitted to the same committee for the purpose of holding a public hearing thereon after satisfaction of the notice requirements set forth in paragraph (2) above; and
 - (c) Without recommendation for passage on any reading of the bill.
- (6) Upon the request of a chair of a standing committee, the Speaker may authorize the chair and the members of the standing committee to conduct a community-based public hearing whenever appropriate and practicable, subject to notice as required in paragraph (2) above. "Community-based public hearing" means a hearing conducted by a standing committee outside the State Capitol building at a location within the community for the purpose of accommodating the public to be heard on the matter under consideration by the standing committee.
- (7) No standing committee shall sit during the time when the House is actually in session except with the permission of the Speaker.

11.6. *Committee Decision-making.*

- (1) A quorum of the committee, which shall be a majority of the committee membership, shall be present for decision-making.
- (2) Committee decision-making shall be by a majority of the members present. Reporting a measure out of the committee shall require a favorable vote of not less than a majority of the members present at a meeting duly constituted with a quorum. Any member voting "with reservations" shall be deemed to be in favor of the recommendation.
- (3) The vice-chair of the committee, or the designee of the chair in the absence of the vice-chair, shall be the recorder of the record of the quorum and the votes.

In the case of a joint hearing, the vice-chair of the lead committee, or the designee of the lead committee chair in the absence of the vice-chair, shall be the recorder of the record of the quorum and the votes of all the committees party to the public hearing, unless otherwise agreed to by the respective chairs. A member's vote on a measure shall be the same for all committees that the member may sit on.
- (4) After hearing a measure, the chair shall recommend with sufficient explanation one of the following recommendations for the measure: (a) passed with or without amendment, (b) held, or (c) deferred. A recommendation to pass a measure may include language that defects the measure to ensure further deliberation upon the measure. A measure that is held is a decision to conclude consideration of a measure, subject to reconsideration. A measure that is deferred is a decision to postpone consideration of a measure to a time certain or indefinitely. A vote shall be taken with respect to a recommendation to pass a measure and favorable action by the committee shall be conveyed in a committee report.
- (5) If a committee reports out a bill or resolution with proposed amendments that may affect the referral of that bill or resolution, the committee chair shall, within 24 hours, notify the Speaker.

11.7. *Standing Committee Reports.*

- (1) Standing committees shall report from time to time upon matters referred to them with such copies as may be designated by the Speaker. Such reports shall be printed by the House and be furnished to each member.
- (2) The reports shall state findings of facts and conclusions based thereon, together with a distinct recommendation as to the disposition of the matter.
- (3) A report recommending a measure for passage shall clearly state the legislative intent and purpose of the measure. The chair shall attest to the action of the committee by signing the report on behalf of the committee. A record of the quorum present at the meeting and a record of the votes of the members of the committee on the bill or resolution as attested to by the recorder shall be attached to the report as a part thereof.
- (4) A report upon a measure shall state clearly the proposed amendments, if any. If a proposed bill, for one or more bills referred to the committee, shall be reported, such proposed bill shall be consistent with the subject of the bill or bills referred to the committee. The report shall describe the disposition of the bill or bills referred.
- (5) All matters referred to and not reported upon by the standing committees shall be returned to the Chief Clerk at the close of the regular session in the even-numbered year.

Rule 12. Standing Committees: Description

Standing committees shall be created by resolution at the opening of the session, or as soon thereafter as possible, to serve during the legislative session. The standing committees therein shall be as follows:

- (1) Committee on Agriculture & Food Systems, whose scope shall be those programs relating to the Department of Agriculture, agriculture, aquaculture, crop and livestock production, food production and distribution, agricultural parks, animal welfare, invasive species, and other pertinent matters referred to it by the House.
- (2) Committee on Consumer Protection & Commerce, whose scope shall be those programs relating to consumer protection, the Department of Commerce and Consumer Affairs, the regulation of trade, business, professions, occupations, and utilities, the Residential Landlord-Tenant Code, condominiums, housing cooperatives, planned communities, insurance, financial institutions, broadband and cable communications and services, and other pertinent matters referred to it by the House.
- (3) Committee on Corrections, Military, & Veterans, whose scope shall be those programs related to adult corrections, rehabilitation, and correctional facilities and industries; and military facilities, activities, and veterans affairs; and other pertinent matters referred to it by the House.
- (4) Committee on Culture, Arts, & International Affairs, whose scope shall be those programs related to Hawaii's multi-cultural heritage and the State Foundation on Culture and the Arts; and international affairs, foreign policy issues, and international relations; and other pertinent matters referred to it by the House.
- (5) Committee on Economic Development, whose scope shall be those programs relating to private sector job creation, public-private business or investment partnerships or ventures, new industry development, planning for economic development and diversification, industrial and product promotion and financial and technical assistance to business for interstate and intrastate commerce, and other pertinent matters referred to it by the House.
- (6) Committee on Education, whose scope shall be those programs relating to early childhood education, primary and secondary schools, continuing education, libraries, and other pertinent matters referred to it by the House.
- (7) Committee on Energy & Environmental Protection, whose scope shall be those programs relating to energy resources and the development of renewable and alternative energy resources, energy conservation; and the impact of various environmental components on the protection and health of human and wild animal populations and climate mitigation including actions to prevent or reduce the root cause of climate change; and other pertinent matters referred to it by the House.
- (8) Committee on Finance, whose scope shall be those programs relating to overall state financing policies, including taxation and other revenues, cash and debt management, statewide implementation of planning, programming, budgeting, and evaluation, and other pertinent matters referred to it by the House.
- (9) Committee on Health & Homelessness, whose scope shall be those programs relating to general health, maternal and child care, dental health, medical and hospital services, mental health, hospitals, community health care facilities, and communicable diseases; and homeless services and sheltering; and other pertinent matters referred to it by the House.
- (10) Committee on Higher Education & Technology, whose scope shall be those programs relating to the University of Hawaii, the community colleges, and other institutions of post-secondary education, intercollegiate athletics, and the Waikiki Aquarium; and technology and cybersecurity; and other pertinent matters referred to it by the House.
- (11) Committee on Housing, whose scope shall be those programs relating to housing development financing, assistance for homebuyers and renters, affordable and rental housing, public housing, and other pertinent matters referred to it by the House.
- (12) Committee on Human Services, whose scope shall be those programs relating to financial assistance, medical assistance, vocational rehabilitation, social welfare services, the general well-being of the State's elderly and youth, and juvenile correctional services, and other pertinent matters referred to it by the House.
- (13) Committee on Judiciary & Hawaiian Affairs, whose scope shall be those programs relating to the courts, crime prevention and control, penal code, criminal enforcement, prosecution, sentencing, disposition, and punishment, probation, parole, furlough, and other alternatives to incarceration, indigent legal representation and defense matters, civil law, firearms, weapons, judicial and legal questions, constitutional matters, the Attorney General, the Judiciary, individual rights, civil rights and liberties, the Civil Rights Commission, the Ethics Code, campaign spending, and elections; and persons of Hawaiian ancestry, including programs administered by the Department of Hawaiian Home Lands and the Office of Hawaiian Affairs; and other pertinent matters referred to it by the House.
- (14) Committee on Labor & Government Operations, whose scope shall be those programs relating to employment, government operations and efficiency, employee pay and benefits, employee recruitment, classification and training, career development, employee performance, employment conditions, standards of conduct for employers and employees, collective bargaining in public employment, the civil service system, workers' compensation, unemployment compensation, temporary disability insurance, prepaid health care, employment opportunities, and labor-management relations in the private sector; and procurement and the Procurement Code; and other pertinent matters referred to it by the House.
- (15) Committee on Legislative Management, whose scope shall be those programs relating to the administrative operations and legislative services of the House, including the Legislative Reference Bureau, Legislative Auditor, Office of the Ombudsman, Public Access Room, the Hawaii State General Plan, and other pertinent matters referred to it by the House.
- (16) Committee on Tourism, whose scope shall be those programs relating to tourism, including the Hawaii Convention Center, Hawaii Visitors and Convention Bureau, and Hawaii Tourism Authority, and other pertinent matters referred to it by the House.
- (17) Committee on Transportation, whose scope shall be those programs relating to the development and maintenance of air, water, and ground transportation, infrastructure, and facilities, and other pertinent matters referred to it by the House.

- (18) Committee on Water & Land, whose scope shall be those programs relating to global warming, changing weather patterns, climate adaptation to the actual or expected impacts of climate change; land and water resource administration and use, coastal lands, the Land Use Commission, county land use planning and zoning, the Hawaii Community Development Authority, infrastructure development, outdoor recreation, drinking water and brackish waters, small boat harbors and their infrastructure, State parks, historic sites development and protection, ocean activities and outdoor marine matters, the Coastal Zone Management Act; and emergency management, including prevention, preparation, response, and recovery from civilian emergencies and disasters, and the safety, welfare, and defense of the State and its people; and other pertinent matters referred to it by the House.

Rule 13. Standing Committees: General Responsibility; Special Responsibility

13.1. *Standing Committees: General Responsibility.* It shall be the duty of each standing committee to:

- (1) Consider all bills, petitions, and resolutions as may properly come before it;
- (2) Review those portions of the State's program and financial plan and variance reports as may relate to programs over which the committee has primary responsibility. Through informational briefings, it shall gather information and examine those portions of the executive budget and the General and Supplemental Appropriations Bills relating to such programs and recommend to the Committee on Finance the programs and amounts to be spent thereon (The executive budget and the General and Supplemental Appropriations Bills are hereinafter collectively referred to as the "State budget."). The recommended programs and amounts, taken as a whole, shall be consistent with and within the expenditure amounts allocated by the Committee on Finance;
- (3) Determine the objectives of any bill referred to it and make appropriate recommendations, including, if proper, expenditure recommendations on other bills referred to it by the House. Such expenditure recommendations shall be consistent with the allocations established by the Committee on Finance. On bills that relate to programs and matters over which a standing committee to which they are referred has no primary responsibility, the standing committee shall propose no substantive change to the bill unless prior concurrence of the chair of the committee which has the primary responsibility is first obtained. If the chair of the standing committee, which has primary responsibility over programs and matters of a bill, does not concur with the substantive change to the bill affecting such programs and matters sought to be proposed by a standing committee, any of the chairs of the standing committees involved may submit the matter to the Speaker for resolution. The Speaker shall meet with the chairs of the standing committees involved, hear their differences, and settle their differences with a decision, which shall be the final disposition of the matter; and
- (4) Review how programs over which it has primary responsibility have been carried out in compliance with legislative direction and whether studies, analysis, and audit should be conducted on all or part of the program in order to define issues and recommend improvements. Each standing committee shall also recommend amendments to existing appropriation acts and may further recommend revenue measures and improvements to the State's planning, programming, budgeting, and evaluation system to the Committee on Finance.

13.2. *Committee on Finance: Special Responsibility.* The Committee on Finance shall:

- (1) Have final responsibility over all programs and matters relating to the State's financing policies, including taxation and other revenues, level of expenditures, cash and debt management, and to the statewide implementation of planning, programming, budgeting, and evaluation. Subject to the provisions of these Rules, it shall consider the reports of the fiscal officers of the State, all bills, petitions, and resolutions, those portions of the state budget, and all other items pertaining to such programs and matters. It shall also consider such other pertinent items as may be referred to it by the House;
- (2) Establish, within the revenue raising ability of the State, the general level of total governmental expenditures for each fiscal year of a biennial period and allocate to each standing committee a proportionate part of such expenditures. Each standing committee shall be responsible for budget review of the programs within its jurisdiction and for making program expenditure recommendations to the Committee on Finance. Upon receipt of the recommendations of the other standing committees, the Committee on Finance shall review the same to determine if, when taken as a whole, the programs and amounts to be expended thereon are consistent with and within the expenditure amounts it has allocated to the respective standing committees. In making allocations to and in reviewing recommendations, the Committee on Finance shall invite the participation of the chair of the standing committee having primary responsibility over the program. After review of all standing committee recommendations, the Committee on Finance shall be responsible for preparing the General and Supplemental Appropriations Bills for consideration by the House; and
- (3) In all other appropriation bills, inform the standing committee primarily responsible for the program or matter under consideration, of the amount and type of finances available. Upon receiving recommendations for the expenditures from the appropriate standing committee, the Committee on Finance shall review such recommendations to determine if, when taken as a whole, the recommendations are consistent with and within the expenditure amounts allocated. In reviewing recommendations of the standing committees, the Committee on Finance shall invite the participation of the standing committee chair concerned.

13.3. *Committee on Legislative Management: Special Responsibility.* The Committee on Legislative Management shall:

- (1) Make recommendations to the Speaker on the procedures and manner in which the administrative operations of the House should be conducted;
- (2) Make recommendations to the Committee on Finance on the expenses to be included in the appropriation bills providing for the expenses of the Legislature and procedures to ensure that the expenses of the House are in accordance with the appropriation acts providing therefore; and
- (3) Make recommendations to the Speaker on programs relating to the establishment and operations of the House staff.

Rule 14. Special Committee

14.1. The Speaker may appoint special committees for special or temporary purposes to consider and report on such special or temporary matters referred to it.

- 14.2. Special committees shall consist of not less than three members each, unless otherwise ordered by the House, to serve until discharged or until finally reporting on such matters referred to them.
- 14.3. Meetings of special committees shall be conducted in the same manner as provided for standing committees.
- 14.4. Special committees shall report upon matters referred to them within the time prescribed under the appointment of the special committees, unless further time is given by vote of the House.

Rule 15. Committee of the Whole

- 15.1. Whenever any matter shall be referred to the entire membership of the House by adoption of a motion to that effect, the House may at any time thereafter resolve itself into a Committee of the Whole to be chaired by the Speaker.
- 15.2. The Chief Clerk of the House shall act as Clerk of the Committee of the Whole, without extra compensation, and shall make a careful record of the proceedings, which shall be filed as one of the records of the House.
- 15.3. The committee may, on motion, rise and ask leave to sit at any future time. The rules of procedure in the House shall be observed, except as follows:
 - (1) Any member may speak more than once on the same subject, provided that the member shall not speak a second time or further until others desiring to speak have had an opportunity; and
 - (2) The motion for the "previous question" shall not be allowed.

Rule 16. Conference Committee

- 16.1. Conference committees shall consist of not less than three members each unless otherwise ordered by the House to be appointed for the purpose of resolving differences between the House and the Senate on any matters where the joint agreement of the House and the Senate is required and shall serve until discharged or until finally reporting on the matter referred to it.
- 16.2. The composition of the conference committee shall be as follows:
 - (1) The chair of the standing committee having primary responsibility of the subject matter to be resolved shall be the chair of the conference committee on the part of the House. In the absence of the chair of the conference committee, a designee of the chair shall serve as chair;
 - (2) The membership of a conference committee shall be on a proportional basis. In appointing the minority party members, the Speaker shall consult with the minority leadership of the House.

The Speaker shall appoint the members of a conference committee as the Speaker and the chair of such standing committee having primary responsibility of the subject matter shall so mutually agree; and
 - (3) In no event shall the membership of the conference committee include any member who has voted in the negative on adoption of a substantive resolution or has voted in the negative on third reading of a bill that is the subject of the conference committee.
- 16.3. The chair of the Committee on Finance shall be designated the chair of the conference committee on the General and Supplemental Appropriations Bills. The chair shall invite the participation of the chair of the standing committee having primary responsibility over the program or matter, as described in Part III of these Rules, to which the appropriation relates. After review, the chair of the conference committee shall be responsible for preparing the budgets for consideration by the House.
- 16.4. The meetings of the conference committee shall be conducted as agreed upon by the members of the conference committee, subject to the provisions of Rule 16.5. It is the position of the House that conference committee meetings and decision-making sessions shall be public. Public notice of the meetings shall be given. Public notice may be posted or announced on the House floor during the session day. Subsequent meetings may be announced during conference committee meetings.
- 16.5. The authority of a conference committee shall be limited solely to resolving differences between the House and the Senate versions of a bill or resolution.

Accordingly, a conference committee shall not amend a bill or resolution by inserting into the bill or resolution any unrelated or new subject; provided that the restrictions in this Rule shall not apply to the General and Supplemental Appropriations Bills; provided further that any increases to the salaries, pensions, or retirement benefits for any elected or appointed officer of the State or County shall be considered by separate bill other than the aforesaid Appropriations Bills or any bill ratifying collective bargaining agreements.

Rule 17. Interim Committee

- 17.1. Interim committees may be established between regular sessions to accomplish specified objectives and work. The appointment of interim committees shall be completed by the Speaker as soon as practicable.
- 17.2. The composition of interim committees shall be as follows:
 - (1) The chair of the interim committee shall be the chair of the standing committee having primary responsibility, as defined by these Rules, over the program or matter to be considered by the interim committee; and
 - (2) The membership of the interim committee shall be on a proportional basis. In appointing the minority party members to the interim committee, the Speaker shall consult with the minority leadership of the House. The Speaker shall appoint the members of an interim committee as the Speaker and the chair of the interim committee shall so mutually agree.
- 17.3. Interim committees may submit interim committee reports from time to time on matters referred to them. The reports shall state findings of facts and conclusions based thereon, together with such recommendations as to the disposal of the matter.

Rule 18. Committee on the Journal

- 18.1. A Committee on the Journal shall be appointed to: prepare, compile, and bind the House Journal; enter into contracts for printing and any other acts necessary to accomplish the purpose of printing the Journal; and distribute the Journal to the members of the House at the next regular session.
- 18.2. The Committee on the Journal shall consist of the Speaker, Vice Speaker, Majority Leader, Majority Floor Leader, Minority Leader, Minority Floor Leader, and the chair of the Committee on Legislative Management, whose duty it shall be to prepare, compile, and bind the House Journal, and who shall be authorized to make contracts with any printer, publisher, or bookbinder for the printing and binding of said Journal. The Chief Clerk of the House shall act as Clerk of the Committee on the Journal. The committee shall report from time to time to the House.
- 18.3. The Committee on the Journal may correct certain errors in all proper cases, and shall correct any mere clerical errors in the compilation of the Journal, such as errors in orthography or the use of one word for another as "affect" for "effect," "previous" for "previously," and the like. No corrections other than such as are authorized by this Rule shall be made at any time by the Clerk or the Clerk's assistants, unless upon order of the committee.

Rule 19. Advisory Committee on Rules and Procedure

The Speaker shall, prior to the convening of a legislative session in an odd- numbered year, establish an Advisory Committee on Rules and Procedure. The committee shall include at least one member from the minority party. The Advisory Committee on Rules and Procedure shall review these Rules and propose to the House such amendments as the committee deems appropriate.

Rule 20. Open Committee Meetings

Every committee authorized and/or established under Part III of these Rules shall be a committee of the House. Every meeting of a committee of the House or of a committee composed of a member or members from the House and the Senate held for the purpose of making decisions on matters referred to the committee shall be open to the public; provided that certain kinds of meetings, including executive sessions, organizational meetings, partisan caucuses, and meetings the subject of which involves the invasion of a person's right to privacy if made public, need not be open to the public.

Every meeting of a special committee, interim committee, or the Advisory Committee on Rules and Procedure shall be noticed in the same manner as applicable to a standing committee.

PART IV. SESSIONS; ATTENDANCE**Rule 21. Meetings**

- 21.1. After the opening day of the Legislature, the House shall meet for the transaction of public business every day except Saturday, Sunday, any legal holiday, and any day in recess, and such other day as the House shall designate.
- 21.2. The House shall determine from time to time the normal hour of its meetings.
- 21.3. Each regular session shall be recessed for not less than five days at some period between the twentieth and fortieth days of the regular session. The House shall, by concurrent resolution, determine the dates of the mandatory recess. Any session may be recessed when a majority of the members of each house adopts a concurrent resolution for that purpose. When directed by a resolution adopted by the House, the Speaker shall consult with the President of the Senate to agree upon the time of a recess or recesses.

Rule 22. Quorum

- 22.1. A majority of the members to which the House is entitled constitutes a quorum, of which a majority vote shall suffice for the conduct of ordinary business unless otherwise provided in these Rules, but the final passage of a bill shall require the vote of a majority of all members to which the House is entitled.
- 22.2. A majority of less than a quorum may adjourn from day to day and compel the attendance of absent members.
- 22.3. If a quorum is not present at the designated time of meeting, the Speaker may declare the House adjourned.
- 22.4. The Speaker shall count the number of members present to determine whether there is a quorum.

Rule 23. Attendance

No member shall be absent from service to the House, unless the member is sick and is unable to attend or is excused by the Speaker.

Rule 24. Adjournments

- 24.1. Meetings of the House may be adjourned at any time by vote. Every adjournment shall be until the normal hour of meeting on the next business day, unless the motion for adjournment specifies otherwise.
- 24.2. A motion to adjourn is always in order and shall be decided without debate. However, one motion to adjourn shall not follow another without intervening business.
- 24.3. A motion to adjourn sine die or to adjourn to a specified time may be debated. No member shall speak more than once on such a motion.

Rule 25. Extension of Session

- 25.1. Two-thirds of the members to which the House is entitled, two-thirds of the Senate concurring, may petition the Speaker of the House and the

President of the Senate to extend any session of the Legislature. The petition shall read:

"To the Speaker of the House of Representatives and the President of the Senate:

Your petitioners, members of the House of Representatives and of the Senate of the ____ Legislature of the State of Hawaii, respectfully request an extension of ____ days beyond the ____ day of the Regular Session of ____ of the ____ Legislature of the State of Hawaii."

- 25.2. The petition shall be in writing, above the signatures of the members.
- 25.3. When the Speaker of the House receives such a petition, and it is properly signed by two-thirds of the members to which each house is entitled, the Speaker and the President of the Senate shall jointly issue a proclamation extending the session for the number of days sought in the petition.

Rule 26. Special Sessions

- 26.1. Two-thirds of the members to which the House is entitled, two-thirds of the Senate concurring, may petition the Speaker of the House and the President of the Senate to call a special session of the Legislature. The petition shall read:

"To the Speaker of the House of Representatives and the President of the Senate:

Your petitioners, members of the House of Representatives and of the Senate of the ____ Legislature of the State of Hawaii, respectfully request the convening of a special session of ____, the ____ Legislature of the State of Hawaii."

- 26.2. The petition shall be in writing, above the signatures of the members.
- 26.3. When the Speaker of the House receives such a petition, and it is properly signed by two-thirds of the members to which each house is entitled, the Speaker and the President of the Senate shall jointly issue a proclamation convening the Legislature in special session at the time and place sought in the petition.

PART V. ORDER; DECORUM

Rule 27. Questions of Order

Any member may raise a question of order at any stage in the proceedings of the House, except during a roll call vote. The Speaker shall decide questions of order without debate, subject to an appeal of the House. Laying an appeal on the table shall sustain the Speaker's ruling.

Rule 28. Decorum: Punishment for Violations

- 28.1. No person shall sit at the desk of the Speaker or Chief Clerk, except by permission of the Speaker.
- 28.2. No person shall walk out of the House Chamber or across the floor of the House while the Speaker is addressing the House. No person shall maintain a private discourse while the Speaker is addressing the House or a member is speaking. No person shall walk between the Speaker and a member who is speaking.
- 28.3. A question concerning conduct of the Speaker or members should not be presented by way of debate on other matters. Allusions or critical references to the Speaker or members are not in good order. Such attacks are not conducive to the good order of the House.
- 28.4. The Speaker shall order any member who conducts himself or herself in a disorderly manner during any session of the House to stay in his or her seat and be in order. The Speaker shall order the Sergeant-at-Arms to remove any member who persists in disorderly conduct from the House for the remainder of the day's session, unless the member who has been disorderly pledges to the House that he or she will maintain good behavior.
- 28.5. Any member who wishes to speak shall rise from his or her seat and address the Speaker, saying, "Mr. Speaker" or "Madam Speaker". When recognized, the member shall face the Speaker and address the question under debate. All debate shall be addressed to the Speaker and not to the membership or an individual member.
- 28.6. A member referring to another member should avoid using the member's name or political party, rather identifying the member by district, seat, as the member who last spoke, or other similar manner.
- 28.7. It is not the person but the measure that is the subject of debate, and it is not allowable to arraign the motives of a member, but the nature or consequences of a measure may be condemned in strong terms.
- 28.8. The Speaker shall call to order any member who violates these Rules while in session, and the member shall then immediately sit down. The Speaker shall then decide the question of order without debate, subject to an appeal to the House. The Speaker may call for the sense of the House on any question of order.
- 28.9. A member who is called to order while speaking shall retain the floor while the question of order is decided. However, the member may not proceed with the matter under discussion until recognized by the Speaker to continue.
- 28.10. Any member may demand that the Chief Clerk take down the words or actions objected to when a member is called to order for words spoken or actions taken during debate, and may ask that they be read for the information of the House.
- 28.11. The House may censure its members for disorderly conduct or neglect of duty. The House may also suspend or expel a member by a two-thirds vote of the total membership of the House.
- 28.12. The House may establish an investigating committee pursuant to chapter 21, Legislative Hearings and Procedure, Hawaii Revised Statutes, for the purposes therein mentioned.

28.13. Cell phones, pagers, and similar devices shall be kept in silent mode while on the floor of the House Chamber.

Rule 29. Disclosures and Punishment of Members

- 29.1. Each member shall file with the Ethics Commission of the State of Hawaii a financial disclosure, and any applicable amendments, as prescribed by law.
- 29.2. If a legislative matter that affects a member's interests arises before the member has filed a financial disclosure, or any amendments thereto, to the Ethics Commission, the member shall disclose his or her interest to the House pursuant to Rule 62 before voting.
- 29.3. In accordance with Rule 62, the Speaker shall appoint a Select Committee on Standards of Conduct to receive complaints and investigate any member for misconduct, disorderly conduct, neglect of duty, violation of chapter 84, Hawaii Revised Statutes, or violation of these Rules. The House may punish any member found guilty by such a committee by censure, suspension, or expulsion. Censure shall require the approval of a majority of the members to which the House is entitled. Suspension or expulsion shall require the approval of two-thirds of the members to which the House is entitled.

PART VI. ORDER OF BUSINESS

Rule 30. Order of Business: General; Order of the Day

- 30.1. The daily order of business shall be:
- (1) Roll call;
 - (2) Reading and approval of the Journal unless the House by motion dispenses with such reading;
 - (3) Messages from the Governor;
 - (4) Reports and communications from the heads of agencies; and
 - (5) Bills, resolutions, and other matters received from the Senate to be placed on the calendar.
- 30.2. At the option of the Speaker, prior to the convening of any session, there shall be an invocation. Any invocation shall be limited to two minutes, and should not be used to proselytize, advance, or disparage any religion or point of view. Attendance at and participation in the invocation shall be voluntary for all persons.
- 30.3. The order of matters to be considered in the Order of the Day shall be:
- (1) Unfinished business upon which the House was engaged at the time of its last adjournment;
 - (2) Reports of committees;
 - (3) Petitions, memorials, and communications;
 - (4) Second and third readings;
 - (5) Introduction of bills and resolutions;
 - (6) Any miscellaneous business on the Speaker's table; and
 - (7) Announcements.

Rule 31. Order of Business: Special

The House may, by previous motion, direct that any matter be made a special order of business. Special orders shall take precedence over all business after the fourth order in the order of business. The House may also specify that special orders be taken up at a later specified point in the order of business.

Rule 32. Order of Business: Unfinished Business; Committee Reports and Messages

- 32.1. Any business that the House did not complete before its last adjournment shall have precedence in the Order of the Day. No motion or other business shall be received without special leave of the House until the unfinished business is disposed of.
- 32.2. Reports from conference committees and from the Committee on Legislative Management shall be in order at all times. Upon motion, messages or reports from the Governor, Judiciary, or from the Senate may be received at any time, provided that without unanimous consent such messages or reports shall not be in order for discussion when received but shall be placed on the calendar as "Unfinished Business".

Rule 33. Order of Business: Questions of Priority

All questions relating to the priority of business shall be decided without debate.

PART VII. BILLS AND RESOLUTIONS

Rule 34. Form: Bills, Resolutions, and Amendments

- 34.1. All bills and resolutions to be introduced shall be submitted in the form and in the number of copies designated by the Chief Clerk. Short form bills may also be introduced. All bills and resolutions shall be dated and signed by the introducer in black ink.

- 34.2. Every bill introduced or reported out of any committee, which amends an existing section or subsection of the Hawaii Revised Statutes or Session Laws of Hawaii, shall set forth the section or subsection in full, and the matter to be deleted shall be enclosed in brackets and stricken, and any new matter added to the section or subsection shall be underscored. However, a bill need not conform to this rule if it is: (1) a Supplemental Appropriations Bill; or (2) a bill amending the intent and effect of which can be clearly identified and understood without repeating the entire section or subsection, in which case only the paragraphs, subparagraphs, clauses, or items to be amended need be set forth as the Speaker may allow. The Speaker may allow additional exceptions to this rule.
- 34.3. No floor amendment to a bill shall be voted upon unless a copy of such amendment shall have been presented to the Chief Clerk, who shall prepare and distribute copies of the amendment to each member of the House present.
- 34.4. The House shall, in concurrence with the Senate, provide for the date by which all bills to be considered in a regular session shall be introduced. This date shall precede the commencement of the mandatory recess provided for by Article III, Section 10 of the Constitution of the State of Hawaii.

Rule 35. Bills: First Reading

The first reading of a bill shall be by its title only.

Rule 36. Bills: Second Reading

On second reading, a bill may be read by title only, or, on motion, read throughout. It shall then be subject to a motion for referral to a committee. If it is referred to the Committee of the Whole instead of a special or standing committee, the chair of the Committee of the Whole shall set a day for its consideration. When a bill is reported by a standing committee, special committee, or the Committee of the Whole, and has passed second reading, it shall take its place in the order of business for future consideration.

Rule 37. Bills: Third or Final Reading

- 37.1. No bill shall pass third or final reading in the House unless printed copies of the bill in the form to be passed have been made available to the members of the House for at least 48 hours. "Form to be passed" means the form in which a bill is to be either: (i) passed on third reading in the House; (ii) concurred to by the House after amendments have been made by the Senate; or (iii) passed by the House after a conference committee has agreed upon it.
- 37.2. A bill on its third or final reading may be read by its title only, and the Speaker shall then ask the House, "Shall this bill pass its third reading?" or "Shall this bill pass its final reading?" as the case may be. Such bill may be amended on its third reading. For the final passage of any bill, the Ayes and Noes shall be called or a vote shall be taken pursuant to Rule 53.3 and such passage shall require the affirmative vote of a majority of all members to which the House is entitled. The vote upon third reading shall be upon a motion that the bill pass third reading, rather than upon adoption of a committee report, so that amendments to the bill may be offered at third reading and voted upon.
- 37.3. The House shall not concur with substantive amendments made by the Senate to a House bill until the chair of the standing committee having primary responsibility for the subject matter contained in the bill has granted prior concurrence to such amendments as provided for under Rule 13.1.

Rule 38. Bills: Recall from Committee

- 38.1. Any bill that has been referred to a committee may be recalled from that committee 20 days after referral, if one-third of the members to which the House is entitled vote in favor of the recall.
- 38.2. No parliamentary rule or procedure may supersede the constitutional right of recall of a bill from committee.

Rule 39. Bills: Certification

- 39.1. When the House passes a bill, the Speaker and the Chief Clerk shall certify it and note the day of its passage at the bottom of the last page of the bill.
- 39.2. When a bill introduced in the House passes third reading in the House, the Speaker and the Chief Clerk shall immediately send it to the Senate. Likewise, they shall send to the Senate any bill that the House receives from the Senate, amends, and passes on third reading in the House. Likewise, they shall send to the Senate any bill introduced in the Senate in the first regular session of a Legislature that passes third reading in the House in the second regular session of the same Legislature.

Rule 40. Bills and Resolutions: Order of Consideration

- 40.1. The Chief Clerk shall send bills that have passed first reading to be printed immediately. When they have been printed and circulated to the members of the House, the Speaker shall refer them to the various committees. When the committees have considered them and reported on them, the committees shall return them to the Chief Clerk, and the Chief Clerk shall place them in the second reading file. The House shall consider them in the order in which they appear in the second reading file.
- 40.2. The Chief Clerk shall arrange bills that have passed second reading in the order of their passage on second reading, regardless of the date of their referral to committee or the date of the committee report on them. The Chief Clerk shall place them in the third reading file in the order in which they passed second reading, and the House shall consider them on third reading in that same order. However, if the third reading of a bill is set for some particular date, that bill shall be removed from the third reading file.
- 40.3. The Chief Clerk shall send all resolutions, except congratulatory resolutions, to be printed. When they have been printed and circulated among the members of the House, they shall be placed on the calendar for adoption, unless the House orders otherwise.
- 40.4. Resolutions shall either be considered at a stated date or be referred to a committee.

Rule 41. Bills and Other Matters: Special Order of Consideration

- 41.1. The Chief Clerk shall place all bills and other matters that are to be considered on particular dates in a special file, in the order of dates assigned for their consideration, and the House shall consider them in that order.
- 41.2. If the House adjourns before disposing of matters on special order, those matters shall carry over to the next day's business. The House shall then consider them under "Unfinished Business" in the Order of the Day, unless the House orders otherwise.

Rule 42. Bills: Property of the House

All bills introduced in the House shall be the property of the House.

Rule 43. Bills: Carryover Bills

- 43.1. Any bill pending at the final adjournment of a regular session in an odd-numbered year shall carry over with the same status to the next regular session; provided that if such bill shall have passed third reading in the House in an odd-numbered session, it shall again be placed in the third reading file and pass at least one reading in the House in the next regular session upon its return to the House from the Senate.
- 43.2. Bills that carry over from a regular session in an odd-numbered year to the next regular session shall retain the numbers assigned to them. The Chief Clerk shall keep a record of the status of all bills in possession of the House at the end of the session in odd-numbered years and shall publish the record of the status of all such bills prior to the convening of the next regular session.

Rule 44. Bills: Pre-Filing

The Chief Clerk shall accept bills to be pre-filed within seven calendar days before the commencement of each regular session.

Rule 45. Bills: Corrections of Errors

When a bill has passed the House and the Senate and an error in the bill is discovered prior to its having received approval of the Governor, the bill may be returned by concurrent resolution in the house last considering the bill for proper correction.

PART VIII. PETITIONS AND COMMUNICATIONS**Rule 46. Petitions and Communications: Presentation and Disposition**

- 46.1. Any person may petition the House. Petitions shall be in writing, and the petitioners shall sign them.
- 46.2. The Speaker shall order all petitions and communications filed or referred to a committee without any motion or vote, unless there is objection from the members. If there is objection, the Speaker shall dispose of the matter as the House directs.
- 46.3. Upon the request of a member, the Speaker may authorize the issuance of congratulatory certificates in the name of the House.

PART IX. MOTIONS; DEBATE**Rule 47. Motions: Generally**

- 47.1. No motion shall be received and considered by the House until the same shall have been seconded.
- 47.2. After a motion is stated and determined to be in order by the Speaker, it shall be disposed of by vote of the House. However, the motion may be withdrawn by the movant at any time before a decision or amendment.
- 47.3. Whenever any question whatsoever shall be under discussion, the only permanent motions shall be:

First: To lay on the table;
 Second: To postpone to a certain time;
 Third: To commit;
 Fourth: To amend; and
 Fifth: To postpone indefinitely;

which motions shall have precedence in the order named.

- 47.4. The first two motions shall be decided without debate and shall be put as soon as made.
- 47.5. Whenever any of the first four motions mentioned above shall be decided in the negative, it shall not be revived the same day in regard to the main question under discussion. If a motion to amend in a specific manner is defeated, it shall not be revived on the same day.

Rule 48. Indefinite Postponement

When a question is postponed indefinitely, the same shall not be acted upon again during the regular or special session in which it was introduced without the consent of two-thirds of the members to which the House is entitled.

Rule 49. Matters Tabled

When a question has been laid on the table, it shall not thereafter be taken from and be considered or restored to a place upon the calendar of the House without the consent of the majority upon a motion made on the day the question was tabled or on the next day that the House is in session; thereafter, no motion to take any question from the table shall be made without the consent, in writing, of the majority. A motion to

take any question from the table, if decided in the negative, may not again be made on the same day.

Rule 50. Motions: Previous Question

The purpose of the motion for the previous question is to end debate. The motion shall always be in order, except as otherwise provided herein. It shall require a majority vote of the members present in the House at the time the motion is made. Whenever the motion is carried, the movant of the main subject under discussion shall be permitted to close the debate, after which the main question, subject to the order of priority, shall be put; provided that the movant may delegate the right to close to another member.

Rule 51. Motions: Reconsideration

- 51.1. When a motion has been made once and carried in the affirmative or negative, it shall not be in order for any member who voted in the minority to move for reconsideration, but any member who voted with the majority may move to reconsider it on the same or succeeding day of the session. A motion to reconsider shall take precedence over all other questions except a motion to adjourn.
- 51.2. The House shall not reconsider a motion to reconsider.
- 51.3. If the House wishes to reconsider a measure or other matter which it already has passed or adopted and sent to the Senate, the motion to reconsider shall be accompanied by a motion to request the Senate to return the measure or other matter. The House shall act first on the motion for return of the measure or other matter, without debate. If this motion fails, it is an end of the matter, and the movant and seconder of the motion to reconsider shall withdraw their motion.

Rule 52. Debate: Limits

- 52.1. No member shall speak more than twice on the same question without leave of the House; provided, however, that the movant of the matter pending shall be permitted to speak in reply, but not until every member choosing to speak shall have spoken. No member shall speak longer than five minutes the first time and three minutes the second time on the same question; provided however, that any member may yield his or her speaking time to another member.
- 52.2. When a member yields the floor to another member, the yielding member's time shall continue to run, except when such yielding shall be to allow a specific question to be asked and when in response to the specific question asked.
- 52.3. Members may submit written remarks in lieu of speaking, subject to the approval of the Speaker, that conform to Rules 28.3, 28.7, 62.1, and other applicable rules herein.

PART X. VOTING

Rule 53. Voting: Methods

- 53.1. There shall be five methods of ascertaining the decision of the House on any matter: first, by voice vote; second, by raising of hands; third, by standing; fourth, by call of the roll of members, each of whose votes shall be recorded by the Chief Clerk; and fifth, by unanimous consent.
- 53.2. When the House is ready to vote on any question, the Speaker shall rise, state the question, and ask all those who wish to vote yes on the question say "aye" in a clear, loud voice. The Speaker then shall ask all those who wish to vote no on the question say "no" likewise. The Speaker shall announce the decision of the House after the Chief Clerk has announced the result of the voting of the House, except that the Chief Clerk shall not announce the decision of the House after a voice vote.
- 53.3. With the unanimous consent of the House, the Speaker may direct the Chief Clerk to record an aye for each member of the House. If there is no objection, the Chief Clerk shall so record the vote. If there is objection, the Speaker shall ask for the names of the members voting no, and order the Chief Clerk to record no votes for them. A vote shall not be recorded for any member who is not present at the time the vote is taken.

Rule 54. Voting: Rights of Members; Restrictions

- 54.1. In case of a voice vote, if one-fifth of the members present doubt the result the Speaker announces, they may ask for a show of hands. The Speaker then shall state the question again and ask those who wish to vote yes on the question to raise their hands. The Chief Clerk then shall count the number voting yes and report the result to the Speaker. The Speaker then shall ask those who wish to vote no to raise their hands likewise. The Chief Clerk shall count the no votes and report the result to the Speaker. The Speaker then shall announce the result to the House.
- 54.2. In case of a show of hands, if one-fifth of the members present doubt the result the Speaker announces, they may ask for a standing vote. The Speaker then shall state the question again, and ask those who wish to vote yes to stand up and remain standing until the Chief Clerk counts their votes and reports the result to the Speaker. The Speaker then shall ask those who wish to vote no to stand likewise. The Chief Clerk shall report the result to the Speaker and the Speaker shall announce it to the House.
- 54.3. Any time one-fifth of the members present request it, the Chief Clerk shall call the roll of members of the House to determine their vote on a question. Each member who wishes to vote yes on the question shall say "aye" in a loud, clear voice when his or her name is called by the Chief Clerk. Each member who wishes to vote no on the question shall say "no" likewise.
- 54.4. No member shall refrain from voting unless excused pursuant to Rule 62.6.
- 54.5. When voting is by roll call, no member may explain his or her vote, unless the House permits it by unanimous consent.
- 54.6. No member may vote or change his or her vote after the Speaker has announced the result of voting.
- 54.7. Any member who refuses (including the "kanalua" response) three times to vote when ordered to do so will be considered to have voted aye, and the Chief Clerk shall record an aye vote for the member.

PART XI. MISCELLANEOUS**Rule 55. Subpoena; Oaths; Witness Fees**

- 55.1. The Speaker, and every investigating committee under chapter 21, Hawaii Revised Statutes, may issue subpoenas requiring the attendance of witnesses or production of evidence in any matter before the House or its committees pursuant to chapter 21, Hawaii Revised Statutes.
- 55.2. Any member of the House may administer oaths to witnesses in any matter pending in the House or in any committee of the House.
- 55.3. Any witness subpoenaed to appear before the House or any of its committees shall receive the same witness fees and mileage allowances that the Circuit Courts of the State pay.

Rule 56. Public Information

The Speaker may admit to the House Chamber stenographers and members of the news media who wish to take down debates or report the proceedings of the House. The Speaker shall assign such persons places for observation and other facilities that will not interfere with the operations of the House.

Rule 57. Disposition of Records at Adjournment

Within ten days after the House adjourns sine die in even-numbered years, its committees shall deliver to the Chief Clerk all bills, resolutions, petitions, and any other papers referred to the committees, plus any evidence taken by the committees. If a committee fails to comply with this rule, the Chief Clerk shall report its failure to the Speaker.

Rule 58. House Administrative and Financial Manual

- 58.1. The House shall adopt an administrative and financial manual.
- 58.2. After adoption, any revision to the manual shall be presented to the House unless otherwise provided in the manual.

PART XII. AMENDMENT, SUSPENSION, AND INTERPRETATION OF RULES**Rule 59. Rules: Amendment**

These Rules shall not be altered unless the members of the House have received the 24 hour notice of the proposed change. The 24 hour period shall commence with the placement of a printed copy of the proposed amendment upon the desk of each member. Changes in these Rules shall be taken up as a special order. Any change in these Rules shall require the approval of a majority of the members to which the House is entitled.

Rule 60. Rules: Suspension

These Rules may be suspended by the approval of a majority of the members to which the House is entitled.

Rule 61. Parliamentary Practice

Mason's Manual of Legislative Procedure, 2020 Edition, is hereby designated as the adopted parliamentary authority of the House.

PART XIII. CODE OF LEGISLATIVE CONDUCT**Rule 62. Standards of Conduct**

- 62.1. Members should conduct themselves in a respectful manner befitting the office with which they as elected officials have been entrusted, respecting and complying with the law and acting at all times in a manner that promotes public confidence in the integrity of the House.
- 62.2. Members should not lend the prestige of public office to advance the private interests of themselves or others; nor should members convey or permit others to convey the impression that they are in a special position to unduly influence public business pending before them.
- 62.3. Members should treat their fellow House members, staff, and the general public with respect, courtesy, fairness, equity, dignity, and inclusion, regardless of political or religious beliefs, age, race, ethnicity, sex, sexual orientation, gender identity or expression, or physical disability.
- 62.4. The legislative duties of members, as prescribed by law and these Rules, should take precedence over all of their other business or professional activities. Members should freely and willingly accept certain restrictions on their business activities and professional conduct that might be considered burdensome by an ordinary private citizen, and should perform the duties of elected office impartially and diligently. To the greatest extent reasonably possible, members should:
 - (1) Refrain from allowing family, social, business, or other relationships to unduly influence the member's legislative conduct or judgment;
 - (2) Refrain from showing bias or prejudice, including but not limited to bias or prejudice based on political or religious beliefs, age, race, ethnicity, sex, sexual orientation, gender identity or expression, or physical disability, in the performance of their official duties;
 - (3) Exercise patience, tolerance, and courtesy to all those with whom they deal with in an official capacity, and require staff and others subject to their direction and control to maintain similar standards of conduct, fidelity, and diligence inherent in public service;
 - (4) Exercise the power of appointment impartially and on the basis of merit, refraining from making unnecessary appointments and approving compensation of appointees beyond the fair value of services rendered;
 - (5) Afford to every person who wishes to participate in the legislative process the opportunity to be heard according to established

- procedures;
- (6) Consider at all times whether their conduct would create in reasonable minds the perception that their ability to carry out legislative responsibilities with integrity and independence is either questionable or impaired;
 - (7) Manage their personal interests and obligations so as to minimize the number of votes in which they are in, or may reasonably be perceived to be in, potential conflict;
 - (8) Refrain from using, or permitting the use of, the privileges and prestige of their public office to derive undue personal, professional, or financial benefits for themselves, members of their family, or others with whom they maintain personal, business, or professional relationships;
 - (9) Refrain from engaging in financial and business dealings that involve them in frequent transactions, or continuing business or professional relationships, with those persons likely to derive benefits from public financial matters either pending or already deliberated and voted upon by the House, to the extent that such conduct may reasonably be perceived as personal exploitation of their public office; and
 - (10) Refrain from membership in an organization that practices invidious discrimination and gives rise to perceptions that one's impartiality and ability to serve as a representative are unduly compromised.
- 62.5.** Each member, as an elected representative of their district, has the obligation or duty to vote on measures before the House, unless the member is recused or excused from voting. A member may be recused or excused from voting when the member has a conflict of interest. A "conflict of interest" arises when the standards herein are impacted and includes, but is not limited to, situations when the measure affects the member's direct personal, familial, or financial interest; provided that a conflict does not arise where the measure applies to a broader class.
- 62.6.** A member may make an oral or written request for a ruling by the chair in a committee hearing or by the Speaker on the floor of the House chamber as to whether a conflict exists. The request shall include with particularity the basis for the request. If it is determined that a conflict exists, the member shall be recused or excused from voting by the chair or Speaker, as applicable. When making a determination in cases where a portion of a measure may place a member in a conflict of interest, the chair or Speaker, as applicable, shall give due consideration to the context of the particular conflict as it relates to the overall purpose of the measure. A ruling of the chair or Speaker shall be subject to an appeal by any member.
- 62.7.** There shall be established a Select Committee on Standards of Conduct composed of three members of the majority party and three members of the minority party, who shall be appointed by the Speaker. The Committee shall investigate any member for misconduct, disorderly conduct, neglect of duty, conflict of interest, violation of chapter 84, Hawaii Revised Statutes, or violation of these Rules. The Select Committee on Standards of Conduct shall operate in accordance with rules and procedures adopted by the House.
- 62.8.** Except as provided, a member shall not accept an honorarium related to the member's legislative role, duties, or responsibilities. For the purposes of this rule, an "honorarium" means compensation provided to a member for services rendered by the member under conditions for which there is no contractual or legal obligation by the recipient of the services to compensate the member. The following shall not be considered an honorarium:
- (1) Reasonable and verifiable expenses for the member's meals, travel, lodging, and for care of a child or dependent adult that are actually incurred;
 - (2) Permissible gifts under chapter 84, Hawaii Revised Statutes;
 - (3) Anything of value that is otherwise reported or reportable as a campaign donation or expenditure; or
 - (4) Any compensation if the member is requested to appear and/or speak on a topic or issue that is not related to the member's legislative role or duties.
- 62.9.** Even if permitted by Rule 62.8, a member may not accept an honorarium if the offering of the honorarium is made for the purpose of influencing the performance of a member's official duties.
- 62.10.** No member shall solicit any monetary campaign contribution from an employee over whom the member has authority to exercise direct control.
- "Direct control" means the authority to subject a person to an adverse employment action, including termination, reduction in compensation, demotion, or denial of a promotion.
- 62.11.** Nothing herein shall be construed to limit, approve, prohibit, or infringe upon the proper jurisdiction of the Ethics Commission.

HOUSE OF REPRESENTATIVES

RULES FOR THE SELECT COMMITTEE ON STANDARDS OF CONDUCT

STATE OF HAWAII
THE THIRTY-SECOND LEGISLATURE

2023-2024

RULES FOR THE SELECT COMMITTEE ON STANDARDS OF CONDUCT

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Preface

The purpose of these rules is to enable the Select Committee on Standards of Conduct to properly perform the powers and duties vested in the Committee, including the conduct of hearings, in a fair and impartial manner, consistent with the protection of constitutional rights of persons called to testify at hearings and the preservation of public good.

PART 1. DEFINITIONS

1.1. Definitions. As used in these rules, unless a different meaning is clearly intended by the context:

"Adjudicatory review" means a proceeding undertaken by the Committee after a finding, on the basis of a preliminary inquiry, that there is substantial cause for the Committee to conclude that a violation within the jurisdiction of the Committee has occurred.

"Authorized membership" means the total number of members appointed to the Committee.

"Chair" includes the Chair appointed by the Speaker, or in the absence of the Chair, the Vice Chair appointed by the Speaker, or in the absence of both the Chair and Vice Chair, a member designated by the Chair.

"Committee" means the Select Committee on Standards of Conduct established under House Rule 62.7.

"Executive session" means a session at which only members, staff, witnesses, and counsel for a witness or witnesses are permitted to be present. Other individuals may be admitted to an executive session for a specified period or purpose on the motion of a member with the approval of the Chair and Vice Chair. An executive session may be convened by a two-thirds vote of the authorized membership.

"House" means the House of Representatives.

"Member" means a member of the Committee.

"Preliminary inquiry" means a proceeding undertaken by the Committee following the receipt of a complaint from a Representative about misconduct to determine whether there is substantial credible evidence that provides substantial cause for the Committee to conclude that a violation within the jurisdiction of the Committee has occurred.

"Quorum" means a majority of the authorized membership provided that, except for an adjudicatory hearing under Part 6 or the taking of a deposition under Part 7, one member shall constitute a quorum to hear testimony if all members have been given notice of the hearing and a member of the majority party and a member of the minority party have been designated by the Chair and Vice Chair respectively to be in attendance.

"Speaker" means the Speaker of the House of Representatives.

PART 2. GENERAL APPLICABILITY

2.1. Powers of the Speaker of the House. The Speaker shall have administrative authority over the activities and operations of the Committee to:

- (1) Assign appropriate staff and to direct appropriate services to assist the Committee in accomplishing its purpose;
- (2) Adjust the respective membership of the Committee as deemed necessary, including the filling of vacancies; and
- (3) In the absence of the Chair, sign hearing notices or subpoenas and subpoenas duces tecum, as authorized to be issued by the Committee.

2.2. Vacancies. Vacancies shall not affect the authority of the remaining members to execute the functions of the Committee.

2.3. Meetings. Meetings may be held at the call of the Chair if at least 48 hours notice is furnished to all members. If all members agree, or if approved by the Speaker, a meeting may be held on less than 48 hours notice.

2.4. Quorum. A quorum shall be present for the transaction of business involving complaints or allegations of, or information about, misconduct, including resulting preliminary inquiries, adjudicatory reviews, recommendations, and reports.

2.5. Order of Business. The order of business and the procedure of the Committee shall be decided by the Chair and Vice Chair.

2.6. Hearings Announcements. The Committee shall publicly announce the date, place, and subject matter of its hearing at least one week before the commencement of that hearing. If the Committee determines that there is good cause to commence a hearing at an earlier date, notice shall be given at the earliest possible time.

2.7. Committee Meetings. Meetings of the Committee shall be open to the public unless the meeting is held in executive session.

2.8. Record of Testimony and Committee Action. (a) An accurate stenographic or transcribed electronic record shall be kept of all Committee proceedings, whether in executive or public session, which record shall include rulings of the Chair, questions of the Committee and its staff, the testimony or responses of witnesses, sworn written statements submitted to the Committee, any vote of the Committee, and such other matters as the Committee or the Chair may direct.

(b) The record of any remarks made by a member, Committee staff, outside counsel retained by the Committee, counsel for the witness, or witness, whether in public or executive session, shall be made available for inspection in accordance with Part 10 under Committee supervision at a time and place determined by the Chair; a copy of any testimony given by a witness in public session, or that part of the testimony given by the witness in executive session and subsequently quoted or made part of the record in a public session shall be made available to any witness if requested.

(c) Any member, Committee staff, outside counsel retained by the Committee, counsel for the witness, or witness may suggest to the official reporter, any corrections to typographical or transcription errors. If the reporter declines to make the requested corrections, the member, staff, outside counsel, counsel for the witness, or witness may request a ruling by the Chair and Vice Chair, acting jointly. Any questions arising with respect to the processing and correction of transcripts shall be decided by the Chair and Vice Chair, acting jointly.

(d) Except for the record of a hearing which is closed to the public, each transcript shall be printed as soon as is practicable after receipt of the corrected version. The Chair and Vice Chair, acting jointly, may order the transcript of a hearing to be printed without corrections if a reasonable time to correct the transcript has been afforded and corrections have not been requested.

(e) Records of the Committee shall be maintained by the Chief Clerk of the House.

2.9. Ineligibility or Disqualification of Members. (a) A member shall be ineligible to participate in any Committee proceeding that relates specifically to any of the following:

(1) A preliminary inquiry or adjudicatory review relating to:

(i) The conduct of the member; or

(ii) Any complaint filed by the member against another Representative; and

(2) The determinations and recommendations of the Committee with respect to any preliminary inquiry or adjudicatory review described in subparagraph (1).

A member may also be ineligible to participate if the member's staff will be a witness.

(b) If any Committee proceeding appears to relate to a member in a manner described in paragraph (a), the staff shall prepare a report to the Chair and Vice Chair. If either the Chair or the Vice Chair concludes from the report that it appears that the member may be ineligible to participate in a Committee proceeding, the member shall be notified in writing of the nature of the particular proceeding and the reason that it appears that the member may be ineligible to participate in it. If the member agrees to the ineligibility, the member shall notify the Chair or Vice Chair. If the member does not agree, the member may explain the reasons to the Chair and Vice Chair, and if they both agree that the member is eligible, the member shall continue to serve. But if either the Chair or Vice Chair continues to believe that the member is ineligible and the member disagrees, the matter shall be promptly referred to the Committee. The member shall present arguments to the Committee in executive session. Any contested questions concerning a member's eligibility shall be decided by a majority vote of the Committee, meeting in executive session, with the member in question not participating.

(c) Members may disqualify themselves from participating in any preliminary inquiry or adjudicatory review pending before the Committee and the determinations and recommendations of the Committee with respect to any such preliminary inquiry or adjudicatory review.

(d) Whenever any member is ineligible under paragraph (a) to participate in any preliminary inquiry or adjudicatory review, or is disqualified under paragraphs (b) and (c) from participating in any preliminary inquiry or adjudicatory review, another Representative shall be appointed by the Speaker, after written notice about the ineligibility or disqualification, to serve as a member solely for purposes of such preliminary inquiry or adjudicatory review and the determinations and recommendations of the Committee with respect to such preliminary inquiry or adjudicatory review. Any Representative appointed for such purposes shall be of the same party as the member who is ineligible or disqualified.

(e) The Speaker shall be given written notice of the ineligibility or disqualification of any member from any preliminary inquiry, adjudicatory review, or other proceeding requiring the appointment of another member in accordance with paragraph (d).

2.10. Television, Film, Radio. Public hearings or meetings may be televised, filmed, or otherwise recorded and made public, unless otherwise determined by a two-thirds vote of the authorized membership. Photographers and reporters using mechanical recording, filming, or broadcasting apparatus shall position their equipment so as not to interfere with the seating, vision, and hearing of the members and staff, or with the orderly process of the meeting or hearing.

2.11. Legislative Recommendations. The Committee shall recommend to the House by report or resolution any additional rules or other legislative measures as it determines to be necessary or desirable to ensure proper standards of conduct by Representatives. The Committee may conduct inquiries as it deems necessary to prepare this report or resolution, including the holding of hearings in public or executive session and the use of subpoenas as provided for in Part 3. The Committee may make legislative recommendations as a result of its findings in a preliminary inquiry, adjudicatory review, or other proceeding.

2.12. Educational Mandate. The Committee may develop and implement programs and materials designed to educate members about the laws, rules, and standards of conduct applicable to members in the performance of their duties.

2.13. Limitations. Nothing in these rules shall be construed to limit or prohibit the acquisition of evidence or information by the Committee through any lawful means.

PART 3. GENERAL PROCEDURES

3.1. Right to Hearing. The Committee shall give the Representative responding to the complaint or facing an adjudicatory review under Part 6 an opportunity for a hearing before it recommends disciplinary action against that Representative to the House or before it imposes an order of restitution or reprimand (not requiring discipline by the full House).

3.2. Closed Hearings. All hearings of the Committee relating to allegations of misconduct shall be closed to the public unless the Committee determines by a two-thirds vote of the authorized membership that a hearing should be public.

3.3. Adjudicatory Hearings. The Committee may, by a two-thirds vote of the authorized membership, designate any public hearing or executive session as an adjudicatory hearing. Any hearing which is concerned with possible disciplinary action against a respondent or respondents designated by the Committee shall be an adjudicatory hearing. In any adjudicatory hearing, the procedures described in Part 6 shall apply.

3.4. Presiding Officer. The Chair shall preside over hearings.

3.5. Subpoenas. (a) The Committee, with the concurrence of the Speaker, may issue, by a two-thirds vote of the authorized membership, subpoenas requiring the attendance of witnesses and subpoenas duces tecum requiring the production of books, documents, or other evidence, in any matter pending before the Committee.

(b) The form of subpoenas, the manner of service, witness service fees, and notice requirements shall be as provided in sections 21-8 and 21-9, Hawaii Revised Statutes.

(c) Every subpoena and subpoena duces tecum authorized to be issued by the Committee shall be issued under the signature of the Chair and shall command each person to whom it is directed to attend and give testimony at a time and place thereon specified, and if requested by the Committee, to produce the books, papers, documents, or tangible things required by the Committee to be produced.

(d) The Committee may delegate to the Chair the authority to specify the time and place at which the person subpoenaed is to attend and give testimony and to designate the books, papers, documents, or tangible things required by the Committee to be produced.

(e) The Committee, by a two-thirds vote of the authorized membership, may withdraw a subpoena issued on behalf of the Committee.

3.6. Depositions. Depositions shall be taken in accordance with Part 7.

3.7. Oath or Affirmation. (a) All testimony given or adduced at a hearing; preliminary inquiry under Part 5; or adjudicatory review or hearing under Part 6, shall be made under oath or affirmation unless the requirement is dispensed with in a particular instance by a majority of the members present at a hearing. Any member may administer an oath or affirmation to a witness at a hearing of the Committee.

(b) The form of the oath or affirmation shall be as follows: "Do you solemnly swear or affirm that the testimony you are about to give will be the truth, the whole truth, and nothing but the truth?"

3.8. Witnesses. Any witness may be asked, or subpoenaed, to testify at a hearing or adjudicatory review and shall have the rights set forth under Part 8.

3.9. Right to Testify. Persons whose names are mentioned or who are specifically identified or otherwise referred to in testimony or in statements made by a member, staff, or outside counsel, or any witness, and who reasonably believe that a statement tends to adversely affect their reputation may:

- (1) Request to appear personally before the Committee to testify on their own behalf; or
- (2) File a sworn statement of facts relevant to the testimony or other evidence or statement complained of. Such requests and statements shall be submitted to the Committee for its consideration and action.

3.10. Committee Report; Opposing Views. Each member shall be given a reasonable opportunity to have separate views included as part of any Committee report.

PART 4. PROCEDURES FOR COMPLAINTS, ALLEGATIONS, OR INFORMATION

4.1. Complaint, Allegation, or Information. Any Representative may report to the Committee a sworn complaint alleging that a Representative has violated a law, the House Code of Legislative Conduct, or any rule of the House relating to conduct of any individual in the performance of duties as a Representative, or has engaged in improper conduct which may reflect negatively upon the House. Complaints may be reported to the Chair, the Vice Chair, or a member.

Complaints shall not be accepted by the Committee during an election year on, or after, the filing deadline until one day after the general election. During this time, the Speaker shall accept complaints, allegations, or information and determine the action to be taken.

4.2. Form and Content of Complaints. A complaint shall be sworn but need not be in any particular form to receive Committee consideration, but shall:

- (1) State the name of the party filing the complaint;
- (2) Provide the name of each Representative who is specifically alleged to have engaged in improper conduct or committed a violation; and
- (3) State the nature of the alleged improper conduct or violation and may supply documents in the possession of the party filing the complaint relevant to or in support of the allegations as an attachment to the complaint.

For the purposes of this Rule, a "sworn complaint" means a written statement of facts, submitted under penalty of perjury, alleging a violation of law, the Code of Legislative Conduct, or any other Rule relating to the conduct of individuals in the performance of their duties as Representatives.

PART 5. PROCEDURES FOR CONDUCTING A PRELIMINARY INQUIRY

5.1. Basis for Preliminary Inquiry. The Committee shall promptly commence a preliminary inquiry whenever it has received a sworn complaint from a Representative about alleged misconduct or violations by a Representative pursuant to Part 4; provided that the Chair and Vice Chair, acting jointly on behalf of the Committee may dismiss any matter, which is determined to lack substantial merit.

5.2. Scope of Preliminary Inquiry. (a) The preliminary inquiry shall be of a duration and scope necessary to determine whether there is substantial credible evidence, which provides substantial cause for the Committee to conclude that a violation within the jurisdiction of the Committee has occurred. The Chair and Vice Chair, acting jointly, on behalf of the Committee may supervise and determine the appropriate duration, scope, and conduct of a preliminary inquiry. Whether a preliminary inquiry is conducted jointly by the Chair and Vice Chair or by the Committee as a whole, the day-to-day supervision of a preliminary inquiry rests with the Chair and Vice Chair, acting jointly.

(b) A preliminary inquiry may include any inquiries, interviews, sworn statements, depositions, or subpoenas deemed appropriate to obtain information to make any determination provided for by these rules.

5.3. Opportunity for Response. A preliminary inquiry shall include an opportunity for the Representative against whom the complaint is being brought or the Representative's designated representative to present either a written statement, or to respond orally to questions from the Committee. Oral statements or answers shall be transcribed and signed by the person providing the statement or answers.

5.4. Final Report. When the preliminary inquiry is completed, the Chair and Vice Chair shall make a report, oral or written, to the Committee on findings and recommendations, as appropriate. Disclosure of this report shall be governed by rules provided under Part 10.

5.5. Committee Action. As soon as practicable following submission of the report by the Chair and Vice Chair on the preliminary inquiry, the Committee shall determine by a recorded vote of a majority of members to which the Committee is entitled whether there is substantial credible evidence which provides substantial cause for the Committee to conclude that a violation within the jurisdiction of the Committee has occurred. The Committee may make any of the following determinations:

- (1) That there is not substantial credible evidence and in this case the Committee shall dismiss the matter. The Committee shall inform the complainant and the respondent to the complaint of the dismissal;
- (2) That there is substantial credible evidence, but that the alleged violation is inadvertent, technical, or otherwise of a de minimis nature. In this case, the Committee may dispose of the matter by issuing a public or private letter of admonition, which shall not be considered discipline and which shall not be subject to appeal to the House. The issuance of a letter of admonition shall be approved by the affirmative recorded vote of not less two-thirds of the authorized membership; and
- (3) That there is substantial credible evidence and that the matter cannot be appropriately disposed of under paragraph (2). In this case, the Committee shall promptly initiate an adjudicatory review in accordance with Part 6. No adjudicatory review of the conduct of a Representative may be initiated except by the affirmative recorded vote of not less than two-thirds of the authorized membership.

PART 6. PROCEDURES FOR CONDUCTING AN ADJUDICATORY REVIEW AND ADJUDICATORY HEARING

6.1. Scope of Adjudicatory Review. When the Committee decides to conduct an adjudicatory review, it shall be of a duration and scope necessary for the Committee to determine whether a violation within its jurisdiction has occurred. An adjudicatory review shall be conducted by the Committee unless the Committee determines to use outside counsel for this purpose. In the course of the adjudicatory review, the Committee may conduct any inquiries, interviews, or hearings, take sworn statements, use its subpoena powers, take depositions, or take any other actions that the Committee deems appropriate to secure the evidence necessary to make a determination.

6.2. Notice to Respondent. The Committee shall give written notice to the Representative who is the subject of an adjudicatory review. The notice shall be sent to the Representative against whom the complaint has been made no later than five working days after the Committee has voted to conduct an adjudicatory review. The notice shall include a statement of the nature of the possible violation and description of the evidence indicating that a possible violation occurred. The Committee may offer the Representative an opportunity to present a statement, orally or in writing, or to respond to questions from members, or outside counsel, if such counsel has been retained by the Committee.

6.3. Final Report of Adjudicatory Review to Committee. Upon completion of an adjudicatory review, the Chair and Vice Chair shall submit a written report to the Committee, which shall detail the factual findings of the adjudicatory review and which may recommend disciplinary action, if appropriate. Findings of fact of the adjudicatory review shall be detailed in this report whether or not disciplinary action is recommended. Disclosure of this report shall be governed by rules provided under Part 10.

6.4. Committee Action. (a) As soon as practicable following submission of the report of the Chair and Vice Chair on the adjudicatory review, the Committee shall prepare and submit a report to the House, including a recommendation to the House concerning disciplinary action, if appropriate. A report shall be issued, stating in detail the Committee's findings of fact, whether or not disciplinary action is recommended. The report shall also explain fully the reasons underlying the Committee's recommendation concerning disciplinary action, if any. No adjudicatory review of conduct may be conducted, or report or recommendation relating to an adjudicatory review of conduct may be made, except by the affirmative recorded vote of not less than two-thirds of the authorized membership.

(b) After receipt of the report prescribed by Rule 6.3, the Committee, by a recorded vote of not less than two-thirds of the authorized membership, may make recommendations for disciplinary action or issue an order for reprimand or restitution, as follows:

- (1) A recommendation to the House for expulsion, censure, payment of restitution, recommendation to the Speaker regarding the Representative's positions of responsibility and committee assignments, or a combination of these;
- (2) In the case where the Committee determines, after according due notice and opportunity for a hearing, that misconduct occurred warranting discipline less serious than discipline by the full House, and subject to Rule 6.5 relating to appeal, by a unanimous vote of six members order that a Representative be reprimanded or pay restitution or both; and
- (3) In the case where the Committee determines that misconduct is inadvertent, technical, or otherwise of a de minimis nature, issuance of a public

or private letter of admonition to a Representative, which shall not be subject to appeal to the House.

(c) In the case where the Committee determines, upon consideration of all the evidence, that the facts do not warrant a finding that there is substantial credible evidence which provides substantial cause for the Committee to conclude that a violation within the jurisdiction of the Committee has occurred, the Committee may dismiss the matter.

(d) Promptly after the conclusion of the adjudicatory review, the Committee report and recommendation, if any, shall be forwarded to the Chief Clerk of the House, and a copy shall be provided to the Representative bringing the complaint and the Representative responding to the complaint.

6.5. Right of Appeal. (a) Any individual who is the subject of a reprimand or order of restitution, or both, pursuant to Rule 6.4 (b)(2), may, within ten days of the Committee's report to the House of its action imposing a reprimand or order of restitution, or both, appeal to the House by providing written notice of the appeal to the Committee and the Speaker. The Speaker shall cause the notice of the appeal to be printed in the House Journal.

(b) A motion to proceed to consideration of an appeal pursuant to paragraph (a) shall be highly privileged and not debatable. If the motion to proceed to consideration of the appeal is agreed to, the appeal shall be decided on the basis of the Committee's report to the House. Debate on the appeal shall be limited to two hours, which shall be divided equally between those favoring and those opposing the appeal.

6.6. Adjudicatory Hearings; Notice. A copy of the public announcement of an adjudicatory hearing shall be furnished together with a copy of this Part to all witnesses at the time that they are subpoenaed or otherwise summoned to testify.

6.7. Adjudicatory Hearings; Preparation. (a) At least two working days prior to the commencement of an adjudicatory hearing, the Committee shall provide the following information and documents to the Representative responding to the complaint, if any:

- (i) A list of proposed witnesses to be called at the hearing;
- (ii) Copies of all documents expected to be introduced as exhibits at the hearing; and
- (iii) A brief statement as to the nature of the testimony expected to be given by each witness to be called at the hearing.

(b) At least two working days prior to the commencement of an adjudicatory hearing, the respondent, if any, shall provide the information and documents described in paragraph (a) to the Committee.

(c) At the discretion of the Committee, the information and documents to be exchanged under this Part shall be subject to an appropriate agreement limiting access and disclosure.

(d) If a Representative responding to the complaint refuses to provide the information and documents to the Committee (see paragraphs (a) and (b)), or if a responding Representative or other individual violates an agreement limiting access and disclosure, the Committee, by a two-thirds vote of the authorized membership, may recommend to the House that the offender be cited for contempt.

6.8. Adjudicatory Hearings; Right to Cross-Examine and Call Witnesses. (a) In adjudicatory hearings, respondents and any other persons upon obtaining the permission of the Committee, may personally or through counsel cross-examine witnesses called by the Committee and may call witnesses on their own behalf.

(b) A Representative responding to a complaint may apply to the Committee for the issuance of subpoenas for the appearance of witnesses or the production of documents on the Representative's behalf. An application shall be approved upon a concise showing by the responding Representative that the proposed testimony or evidence is relevant and appropriate, as determined by the Chair and Vice Chair. The subpoena shall be issued pursuant to Part 3.

(c) With respect to witnesses called by a responding Representative, or other individual given permission by the Committee, each witness shall first be examined by the party who called the witness or by that party's counsel.

6.9. Adjudicatory Hearing; Admissibility of Evidence. (a) The object of the hearing shall be to ascertain the truth. Any evidence that may be relevant and probative shall be admissible unless privileged under the Hawaii Rules of Evidence. Rules of evidence shall not be applied strictly, but the Chair shall exclude irrelevant or unduly repetitious testimony. Objections going only to the weight that should be given evidence will not justify its exclusion.

(b) The Chair shall rule upon any question of the admissibility of testimony or other evidence presented to the Committee. Rulings shall be final unless reversed or modified by a two-thirds vote of the authorized membership before the recess of that day's hearings.

(c) Notwithstanding paragraphs (a) and (b), in any matter before the Committee involving allegations of sexual discrimination, including sexual harassment, or sexual misconduct, by a Representative, the Committee shall be guided by the standards and procedures of Rule 412 of the Hawaii Rules of Evidence, except that the Committee may admit evidence subject to the provisions of this paragraph only by a two-thirds vote of the authorized membership that the interests of justice require that this evidence be admitted.

6.10. Adjudicatory Hearing; Supplementary Hearing Procedures. The Committee may adopt any additional special hearing procedures that it deems necessary, or appropriate to a particular adjudicatory hearing, copies of the supplementary procedures shall be furnished to witnesses and respondents, and shall be made available upon request to any member of the public.

PART 7. DEPOSITIONS

7.1. Persons Authorized to Take Depositions. Depositions may be taken by any member designated by the Chair and Vice Chair, acting jointly, or by any other person designated by the Chair and Vice Chair, acting jointly, including outside counsel, Committee staff, other employees of the House, or government employees assigned to the Committee.

7.2. Deposition Notices. Notices for the taking of depositions shall be authorized by the Chair and Vice Chair, acting jointly, and issued by the Chair, Vice Chair, or Committee staff or outside counsel designated by the Chair and Vice Chair, acting jointly. Depositions may be taken at any time during a preliminary inquiry, adjudicatory review or other proceeding. Deposition notices shall specify a time and place for examination. Unless otherwise specified, the deposition shall be in private, and the testimony taken and documents produced shall be deemed for the purpose of these Rules to have been received in an executive

session of the Committee. The Committee shall not initiate procedures leading to criminal or civil enforcement proceedings for a witness's failure to appear, or to testify, or to produce documents, unless the deposition notice was accompanied by a subpoena.

7.3. Deposition Procedure. Witnesses at depositions shall be examined under oath. Questions may be propounded by any person or persons who are authorized to take depositions for the Committee, if a witness objects to a question and refuses to testify, or refuses to produce a document, the Chair or Vice Chair, if present, may rule on the objection and, if the objection is overruled, direct the witness to answer the question or produce the document. If the Chair or Vice Chair is not present, the individual who has been designated by the Chair and Vice Chair, acting jointly, to take the deposition may proceed with the deposition, or may, at that time or at a subsequent time, seek a ruling by telephone or otherwise on the objection from the Chair or Vice Chair of the Committee, who may refer the matter to the Committee or rule on the objection, if the Chair or Vice Chair, or the Committee upon referral, overrules the objection, the Chair, Vice Chair, or the Committee as the case may be, may direct the witness to answer the question or produce the document, the Committee shall not initiate procedures leading to civil or criminal enforcement unless the witness refuses to testify or produce documents after having been directed to do so.

7.4. Filing of Depositions. Deposition testimony shall be transcribed or electronically recorded. If the deposition is transcribed, the individual administering the oath shall certify on the transcript that the witness was duly sworn in the presence of that individual and the transcriber shall certify that the transcript is a true record of the testimony. The transcript with these certificates shall be filed with the clerk of the Committee, and the witness shall be furnished with access to a copy at the Committee's offices for review. Upon inspecting the transcript, within a time limit set by the Chair and Vice Chair, acting jointly, a witness may request in writing changes in the transcript to correct errors in transcription. The witness may also bring to the attention of the Committee errors of fact in the witness's testimony by submitting a sworn statement about those facts with a request that it be attached to the transcript. The Chair and Vice Chair, acting jointly, may rule on the witness's request, and the changes or attachments allowed shall be certified by the Committee's clerk. If the witness fails to make any request under this paragraph within the time limit set, this fact shall be noted by the Committee's clerk. Any person authorized by the Committee may stipulate with the witness to changes in this procedure.

PART 8. RIGHTS OF WITNESSES

8.1. Television, Film, Radio. Any witness served with a subpoena by the Committee may request not to be photographed or to give evidence or testimony while the broadcasting, reproduction, or coverage of that hearing, by radio, television, still photography, or, other methods is occurring. At the request of any witness who does not wish to be subjected to radio, television, still photography, or other methods of coverage, and subject to the approval of the Committee, all lenses shall be covered and all microphones used for coverage turned off.

8.2. Right to Counsel. Every witness at a hearing, adjudicatory review, adjudicatory hearing, or deposition, may be accompanied by counsel of the witness' own choosing, who may advise the witness of the witness' rights, subject to reasonable limitations which the Committee may prescribe to prevent obstruction of or interference with the orderly conduct of the hearing.

8.3. Statements. (a) A witness, or the witness' counsel, with the consent of a majority of the members present at the hearing, may file with the Committee for incorporation into the record of the hearing, sworn written statements relevant to the purpose, subject matter, and scope of the Committee's investigation or inquiry. If a witness, or witness' counsel, desires to read the prepared or written statement, the determination of whether the statement may be read or simply placed in the record of the hearing shall be made by the Chair and Vice Chair, acting jointly.

(b) The witness or witness' counsel may also submit additional sworn testimony for the record within 24 hours after the last day that the witness has testified. The insertion of such testimony in that day's record is subject to the approval of the Chair and Vice Chair, acting jointly, within five days after the testimony is received.

8.4. Proposed Questions. A witness at a hearing, or the witness' counsel may submit to the Committee questions proposed to be asked of the witness or any other witness relevant to the matters upon which there has been any questioning or submission of evidence, and the Committee shall ask those questions that the Committee determines to be appropriate for the subject matter of the hearing. Questions shall be submitted to the Committee at least one working day before a witness's scheduled appearance.

8.5. Opening Statements. As far as practicable, each witness may be permitted to present a brief oral opening statement.

PART 9. VIOLATIONS OF LAW; CONTEMPT; PERJURY; AND APPLICABLE RULES AND STANDARDS OF CONDUCT

9.1. Violations of Law. Whenever the Committee determines by a two-thirds vote of the authorized membership that there is reason to believe that a violation of law, including the provision of false information to the Committee, may have occurred, it shall report the possible violation to the proper state and local authorities.

9.2. Contempt. (a) A person shall be in contempt if the person:

- (1) Fails or refuses to appear in compliance with a subpoena, or having appeared, fails or refuses to testify under oath or affirmation;
- (2) Fails or refuses to answer any relevant question or fails or refuses to furnish any relevant book, paper, or other document subpoenaed by or on behalf of the Committee; or
- (3) Commits any other act or offense against the Committee, which, if committed against the Legislature, or either House thereof, would constitute contempt.

(b) The Committee may, by a two-thirds vote of the authorized membership, report to the Speaker, any instance of alleged contempt. The Speaker shall certify the report of such contempt under the signature of the Speaker to the State Attorney General who shall prosecute the offender in any court of the State.

9.3. Perjury. Any person who knowingly and willfully swears falsely to a sworn complaint or any other sworn statement to the Committee does so under penalty of perjury. The Committee may refer any such case to the State Attorney General for prosecution.

9.4. Applicable Rules and Standards of Conduct. (a) Notwithstanding any other provision of this Part, no adjudicatory review shall be initiated for any alleged violation of any law, the House Code of Legislative Conduct, or Rule, which was not in effect at the time the alleged violation occurred. No provisions

of the House Code of Legislative Conduct shall apply to or require disclosure of any act, relationship, or transaction which occurred prior to the effective date of the applicable provision of the House Code of Legislative Conduct.

(b) The Committee may initiate an adjudicatory review of any alleged violation of a rule or law which was in effect prior to the enactment of the House Code of Legislative Conduct if the alleged violation occurred while such rule or law was in effect and the violation was not a matter resolved on the merits by the predecessor Committee.

PART 10. RULES OF DISCLOSURE

10.1. Non-Disclosure Policy. Except as provided in Rule 10.2, no Representative, member, staff, or any person engaged by contract or otherwise to perform services for the Committee shall release, divulge, publish, reveal by writing, word, conduct, or disclose in any way, in whole or in part, or by way of summary, including during tenure with the Committee or anytime thereafter, information or material in the possession of the Committee which pertains to illegal or improper conduct by a present or former Representative; allegations or accusations of this conduct; any resulting preliminary inquiry, adjudicatory review or other proceeding by the Committee into these allegations or conduct and any report issued about the inquiry, review, or other proceeding; the investigative techniques and procedures of the Committee; any testimony or other evidence given before the Committee in executive session (including the name of any witness who appeared or was called to appear in executive session), any classified or Committee-sensitive information, document or material, received or generated by the Committee, any material or information deemed to be confidential by the Chair and Vice Chair, acting jointly, or any classified or Committee-sensitive information which may come into the possession of this person during tenure with the Committee or its staff. No such information shall be made public unless authorized by a two-thirds vote of the authorized membership.

10.2. Disclosure to Executive and Judicial Officials. (a) Information, documents, or materials may be released to an official of the executive branch properly cleared for access with a need-to-know, for any purpose or in connection with any proceeding, judicial or otherwise, as authorized by the Committee or, in the event of termination of the Committee, in such a manner as may be determined by its successor or by the House.

(b) Information, documents, or materials may be released to an official of the judicial branch if it is required for judicial purposes, as authorized by the Committee or, in the event of termination of the Committee, in such a manner as may be determined by its successor or by the House.

10.3. Committee-Sensitive Documents. (a) Committee-sensitive documents and materials shall be stored in the Chair's office, with appropriate safeguards for maintaining the security of the documents or materials. Removal from the Chair's office of these documents or materials is prohibited except as necessary for use in, or preparation for, interviews or Committee meetings, including the taking of testimony, or as otherwise specifically approved by the Chair and Vice Chair, acting jointly.

(b) Each member shall have access to all materials in the Chair's possession. Members' staff shall not have access to Committee-sensitive documents and materials without the specific approval in each instance of the Chair and Vice Chair, acting jointly. Members may examine these materials in the Chair's office.

(c) Any Representative, who is not a member and who seeks access to any Committee-sensitive documents or materials, other than documents or materials which are matters of public record, shall request access in writing. The Committee shall decide by a two-thirds vote of the authorized membership whether to share documents or materials available. If access is granted, the Representative shall not disclose the information found in the documents or materials except as authorized by the Committee.

(d) Whenever the Committee makes Committee-sensitive documents or materials available to any Representative who is not a member in response to a specific request to the Chair and Vice Chair, a written record shall be made identifying the Representative requesting such documents or materials and describing what was made available to the Representative.

10.4. Release of Report to Public. All information of official actions, statements, or positions of the Committee shall be made by the Chair.

PART 11. CHANGES IN SUPPLEMENTARY PROCEDURAL RULES

11.1. Adoption of Changes in Supplementary Rules. The Rules of the Select Committee on the Standards of Conduct, other than rules established by statute, or by the Rules of the House, may be modified, amended, or suspended at any time, pursuant to a recorded vote of not less than two-thirds of the authorized membership taken at a meeting called with due notice after prior written notice of the proposed change has been provided each member.

11.2. Publication. Any amendments to the Rules of this Committee shall be published.

SCRep. 1 Higher Education & Technology on H.B. No. 390

The purpose of this measure is to:

- (1) Expand the Hawaii Promise Program to provide scholarships for the unmet direct cost needs of qualified undergraduate students enrolled at a four-year campus of the University of Hawaii; and
- (2) Provide an appropriation to establish and implement the expanded program.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Americans for Democratic Action Hawai'i, University of Hawaii Professional Assembly, and one individual.

Your Committee finds that the Hawaii Promise Program, currently only available at community colleges in the State, has increased student success in their chosen areas of study. Expanding the program to undergraduate students enrolled at a four-year campus of the University of Hawaii will enhance the ability for Hawaii Promise community college students to transfer to a four-year program, assist students pursuing their bachelor's degree, and expand access to economic opportunity for Hawaii's students.

Your Committee has amended this measure by:

- (1) Specifying that eligibility for scholarship consideration does not require a student enrolled in a certificate program to submit a Free Application for Federal Student Aid application each academic year;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 390, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 390, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, 1 (Garcia). Excused, none.

SCRep. 2 Higher Education & Technology on H.B. No. 78

The purpose of this measure is to:

- (1) Expand the eligibility for the Hawaii Community College Promise Program to include all qualified students; and
- (2) Appropriate funds to expand access to community college to qualified Hawaii residents through scholarships under the Hawaii Community College Promise Program.

Your Committee received testimony in support of this measure from the University of Hawai'i System, State Council on Developmental Disabilities, University of Hawaii Professional Assembly, Democratic Party of Hawai'i Education Caucus, and seventeen individuals.

Your Committee finds that in academic year 2021-2022, Hawaii Promise Program recipients earned more credits, received better grades, and had higher persistence rates than their peers. Expanding the program to financially support all qualified students would give more students the opportunity to attend college and potentially increase their ability to earn a living wage.

Your Committee has amended this measure by:

- (1) Clarifying that the forty-two percent of community college students who received financial aid in the most recent year for which data is available used that aid to contribute toward their direct costs;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 78, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 78, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, 1 (Garcia). Excused, none.

SCRep. 3 Higher Education & Technology on H.B. No. 230

The purpose of this measure is to designate the Vice President for Budget and Finance and Chief Financial Officer for the University of Hawaii, as opposed to the President for the University of Hawaii, as the Chief Procurement Officer for the University.

Your Committee received testimony in support of this measure from the Hawaii Regional Council of Carpenters. Your Committee received testimony in opposition to this measure from the University of Hawai'i System.

Your Committee finds that across the country, the vast majority of public higher education institutions differentiate between institutional leadership and purchasing when assigning authority over procurement. This measure would similarly separate the role of the President of the University of Hawaii from procurement functions.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 230, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 230, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Marten, Martinez, Matayoshi, Garcia). Noes, none. Excused, none.

SCRep. 4 Higher Education & Technology on H.B. No. 231

The purpose of this measure is to propose an amendment to article X, section 6, of the Hawaii State Constitution to modify the appointment process for the Board of Regents of the University of Hawaii by repealing the requirement that the Governor only appoint from pools of candidates presented by the Candidate Advisory Council.

Your Committee received testimony in opposition to this measure from the University of Hawaii Professional Assembly, Association of Emeritus Regents of the University of Hawaii, and two individuals. Your Committee received comments on this measure from the Office of the Board of Regents of the University of Hawai'i System.

Your Committee finds that modifying the appointment process will provide the Governor greater flexibility in selecting members of the Board of Regents, while providing a more direct line of accountability. Your Committee notes that as a constitutional amendment, this change in the appointment process will ultimately be left up to the voters.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 231, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 231, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Matayoshi, Woodson, Garcia). Noes, none. Excused, none.

SCRep. 5 Labor & Government Operations on H.B. No. 565

The purpose of this measure is to:

- (1) Establish the State Self-insurance Against Property and Casualty Risks Special Fund to be administered by the Comptroller to provide the State with self-insurance against the State's property and casualty risks; and
- (2) Appropriate funds.

Your Committee received comments on this measure from the Department of Accounting and General Services.

Your Committee finds that the State currently purchases third-party insurance through its risk management and insurance administration to cover the State's property and casualty risks. Your Committee also finds that the State's property and casualty insurance premium costs are significant and subject to further premium increases. This measure is intended to be a cost-saving measure for the State.

Your Committee acknowledges that the Department of Accounting and General Services testified that a formal and comprehensive study on the risks and costs involved with an immediate conversion to a fully self-insured program is underway and estimated to be completed by September 2023. Accordingly, your Committee recommends that an appropriate effective date on this measure, should your Committee on Consumer Protection & Commerce and your Committee on Finance decide to hear it, would be July 1, 2024, to allow the report to be considered by the Legislature.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 565, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 565, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 6 Energy & Environmental Protection on H.B. No. 389

The purpose of this measure is to establish a carbon sequestration income tax credit.

Your Committee received testimony in support of this measure from the Hawai'i Climate Change Mitigation and Adaptation Commission and two individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Taxation, Department of Health, and Tax Foundation of Hawaii.

Your Committee finds that the State needs to reduce its contribution to climate change, increase local food production, improve soil health, and secure resilient water sources. Incentivizing nature-based actions that improve soil health and sequester carbon will provide rich, diverse co-benefits to the State, such as restoring, maintaining, and improving landscape soil health and water security. Through the establishment of a carbon sequestration tax credit, this measure would increase the State's food and water security, while also helping Hawaii reach its climate readiness goals.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 389, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 389, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 7 Energy & Environmental Protection on H.B. No. 654

The purpose of this measure is to create and appropriate funds for a Sustainable Buildings Program that requires state and county agencies to process the aggregated energy and water data of certain properties through the federal ENERGY STAR Portfolio Manager and submit the benchmarking data to the Office of Planning and Sustainable Development.

Your Committee received testimony in support of this measure from the Hawai'i Climate Change Mitigation and Adaptation Commission, Hawaii State Energy Office, Office of Planning and Sustainable Development, Ulupono Initiative, Climate Protectors Hawai'i, Hawaii Environmental Change Agents' Decarbonization of Buildings Task Force, 350Hawaii.org, Environmental Caucus of the Democratic Party of Hawai'i, Kaula'i Climate Action Coalition, and six individuals. Your Committee received comments on this measure from the Department of Accounting and General Services and Hawaiian Electric.

Your Committee finds that the State is committed to reducing the emissions of greenhouse gases. However, buildings and other structures generate forty percent of the annual global carbon dioxide emissions. While various state and local governments, including the City and County of Honolulu, have passed laws that require measuring and tracking greenhouse gas emissions, this measure ensures that buildings within the State are more environmentally sustainable, particularly with respect to greenhouse gas emissions and energy and water consumption.

Your Committee has amended this measure by:

- (1) Inserting the provisions related to the Building Benchmarking Program as a new part under chapter 196, Hawaii Revised Statutes, rather than a new chapter;
- (2) Requiring the Hawaii State Energy Office, rather than the Office of Planning and Sustainable Development, to oversee the Building Benchmarking Program;
- (3) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 654, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 654, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 8 Energy & Environmental Protection on H.B. No. 348

The purpose of this measure is to allow the counties to establish, by ordinance, an opt-in program that allows an annual payment in lieu of real property taxes on the land or improvements thereon that are actively used to produce or store renewable energy that is sold to an electric utility.

Your Committee received testimony in support of this measure from the Hawaii State Energy Office, Ulupono Initiative, Clearway Energy Group, Hawaiian Electric, Hawaii Solar Energy Association, Environmental Caucus of the Democratic Party of Hawai'i, and three individuals.

Your Committee finds that in late 2021, the City and County of Honolulu Real Property Assessment Division changed the classification of some parcels of land from agricultural to industrial for tax purposes as a result of those parcels being developed with renewable energy projects. This change in classification resulted in a drastic increase in property taxes for affected renewable energy projects, resulting in some project operators receiving assessments that were hundreds of times higher than their prior assessments. Allowing the counties to establish an in-lieu real property tax program for independent renewable power producers balances the interests and goals of the State, the counties, and the renewable power industry and provides some stability for renewable energy projects from fluctuations in real property values and taxes.

Your Committee has amended this measure by:

- (1) Specifying "power purchase contract" rather than "power purchase agreement" to capture the various types of contracts that electric utilities utilize;
- (2) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 348, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 348, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, 1 (Ward). Excused, none.

SCRep. 9 Energy & Environmental Protection on H.B. No. 186

The purpose of this measure is to prohibit:

- (1) The mining, extraction, and removal of minerals from the seabed in all state marine waters; and
- (2) The issuance of any permit for or in connection with the development or operation of any facility or infrastructure associated with the mining, extraction, or removal of minerals from the seabed within state marine waters.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs, Hawai'i Reef and Ocean Coalition, Environmental Caucus of the Democratic Party of Hawai'i, Community Advocacy Research Education Services, Sustainable Ocean Alliance Hawai'i, Marine Conservation Institute, National Parks Conservation Association, Oceanic Preservation Society, Benioff Ocean Science Laboratory, The Marine Mammal Center, The Ocean Foundation, Rev Ocean, Greenpeace USA, and eleven individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that seabed mining poses an unacceptably high risk of damage and disruption to the marine environment of the State, which is home to rich, diverse, and globally significant ecosystems, including the deep water column and seafloor. Damage from seabed mining could take several forms, including the removal or destruction of entire communities of sponges, corals, and other marine life and the introduction of sediment clouds, which could negatively impact whales, dolphins, and other marine mammals throughout the region. This measure takes a precautionary approach to the potential harms of seabed mining and ensures that the State's marine environment remains protected.

Your Committee has amended this measure by:

- (1) Ensuring that the rights, privileges, and practices of native Hawaiians are not diminished, altered, or amended by this measure and that the State's obligations to the native Hawaiian people are not absolved by this measure;
- (2) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 186, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 186, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 10 Energy & Environmental Protection on H.B. No. 588

The purpose of this measure is to:

- (1) Require the Public Utilities Commission to:
 - (A) Establish reliability standards and interconnection requirements for certain renewable energy projects;
 - (B) Distinguish between interconnection facilities and utility network upgrades;
 - (C) Ensure that the cost of interconnection facilities is the responsibility of the interconnection customer;
 - (D) Ensure that the cost of utility network upgrades is the sole responsibility of the transmission provider; and
 - (E) Submit a report and assessment of the Hawaii electricity reliability administrator to the Legislature;
- (2) Establish a timeline and requirements for interconnection procedures for certain utility-scale renewable energy projects; and
- (3) Make the Public Utilities Commission's contracting for the Hawaii electricity reliability administrator mandatory rather than discretionary.

Your Committee received testimony in support of this measure from the Hawaii Clean Power Alliance, Environmental Caucus of the Democratic Party of Hawai'i, and one individual. Your Committee received testimony in opposition to this measure from Hawaiian Electric and Building Industry Association of Hawaii. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs and Public Utilities Commission.

Your Committee finds that the timely completion of grid-connected renewable energy projects is a high priority, as it will help the State achieve the targets and limits established through prior legislation. Additionally, it is critical to establish grid reliability standards, regulate the timely and transparent interconnection of utility-scale renewable energy projects, and distinguish the cost responsibilities between interconnection facilities and utility network upgrades. This measure ensures that utility-scale renewable energy projects are brought online sooner and provides project developers with added certainty regarding project timelines and transparent costs, which could result in a decrease of electricity rates for consumers and achieving the State's renewable portfolio standard goals.

Your Committee has amended this measure by:

- (1) Deleting provisions that would have required the Public Utilities Commission to contract for the Hawaii electricity reliability administrator and submit a report and assessment of the Hawaii electricity reliability administrator to the Legislature;
- (2) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 588, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 588, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 11 Transportation on H.B. No. 24

The purpose of this measure is to remove the discretion for water common carriers to secure prior approval of the Public Utilities Commission to enter into long term leases of more than three years and leverage leases.

Your Committee received testimony in support of this measure from the Hawaii Harbor Users Group; Matson Navigation Company, Inc.; and Young Brothers, LLC. Your Committee received testimony in opposition to this measure from the Department of Commerce and Consumer Affairs. Your Committee received comments on this measure from the Public Utilities Commission.

Your Committee finds that no other type of entity regulated by the Public Utilities Commission is currently required to secure approval from the Public Utilities Commission before entering into a lease of more than three years. The requirement for prior approval may impede the ability of water carriers to timely secure equipment or property necessary to serve its customers.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 24, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 24, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 12 Transportation on H.B. No. 74

The purpose of this measure is to establish a five-year general excise tax exemption beginning January 1, 2024, for amounts received from:

- (1) The servicing and maintenance of helicopters in an aircraft service and maintenance facility; or
- (2) The construction of a facility that services and maintains helicopters where at least seventy-five percent of the helicopters serviced and maintained annually in the facility are equipped with quiet technology.

Your Committee received testimony in support of this measure from the Department of Transportation and Blue Hawaiian. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that modernizing the application of the existing law in certain circumstances to helicopters equipped with quiet technology features will incentivize the quieter operation of aircraft in and around our communities.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Should your Committee on Economic Development hear this measure, your Committee requests that it consider including prop planes and single-engine jets in the definition of "aircraft".

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 74, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 74, H.D. 1, and be referred to your Committee on Economic Development.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 13 Transportation on H.B. No. 274

The purpose of this measure is to establish a two-year pilot program for school bus transportation hubs in high-traffic areas.

Your Committee received testimony in support of this measure from the Department of Education and Department of Transportation.

Your Committee finds that the Department of Education is experiencing a shortage of over a hundred bus drivers statewide. Your Committee further finds that designating public or private areas or facilities to serve as school bus transportation hubs will help provide reliable and consistent services while alleviating the need for more school bus drivers.

Your Committee has amended this measure by:

- (1) Adding a definition for "transportation hub"; and
- (2) Changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 274, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 274, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 14 Labor & Government Operations on H.B. No. 38

The purpose of this measure is to reclassify the Human Resources Development Special Fund as a revolving fund pursuant to the recommendation made by the Auditor in Auditor's Report No. 22-12.

Your Committee received testimony in support of this measure from the Department of Human Resources Development. Your Committee received comments on this measure from the Tax Foundation of Hawaii.

Your Committee finds that section 23-12, Hawaii Revised Statutes, requires the Auditor to review all existing special, revolving, and trust funds every five years. In Auditor's Report No. 22-12, the Auditor concluded that the Human Resources Development Special Fund did not meet the criteria of a special fund because it functions more like a revolving fund, as defined by section 36-72, Hawaii Revised Statutes. The costs for services are replenished through fees assessed for those services. The Auditor therefore recommended that the fund be reclassified as a revolving fund.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 38, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 38, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 15 Labor & Government Operations on H.B. No. 103

The purpose of this measure is to allow state and county departments and agencies additional time to comply with Employees' Retirement System reporting standards for payroll and personnel transaction information based on when final specifications are provided by the Employees' Retirement System.

Your Committee received testimony in support of this measure from the Department of Human Resources of the City and County of Honolulu and County of Hawai'i Department of Human Resources. Your Committee received testimony in opposition to this measure from the Employees' Retirement System.

Your Committee finds that changes to category and format requirements for the presentation of information to the Employees' Retirement System have impacted human resources departments in their ability to meet the existing deadline. The penalty in place for not meeting the deadline is that the employer must pay for an entire year of retirement system contributions at the beginning of the fiscal year. This measure will extend the deadline to enhance the departments' ability to comply.

Your Committee encourages the Employees' Retirement System to communicate with stakeholders throughout this process to ensure they have the information they need to meet the System's reporting standards.

Your Committee has amended this measure by:

- (1) Changing the proposed extended time frame within which each department or agency shall provide the information to the Employees' Retirement System in the required format from two years to one year;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and

(3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 103, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 103, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 16 Labor & Government Operations on H.B. No. 161

The purpose of this measure is to establish that the representative of labor on the Hawaii Labor Relations Board be a person selected by a majority of the exclusive representatives of the collective bargaining units.

Your Committee received testimony in support of this measure from the State of Hawaii Organization of Police Officers; Hawaii State Teachers Association; University of Hawaii Professional Assembly; United Public Workers, AFSCME Local 646, AFL-CIO; and Hawaii Government Employees Association. Your Committee received testimony in opposition to this measure from the Office of Collective Bargaining of the Executive Office of the Governor. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that the existing process of allowing the Governor to pick a name from a list of three nominees to fill the role of representative of labor provides the Governor with too much authority over the composition of the Hawaii Labor Relations Board. Providing a single name to the Governor that has been vetted by the exclusive representatives, with a clear timeframe for the name to be transmitted to the Senate for consideration as well as a default process for Senate confirmation if the deadline is missed, ensures greater fairness, predictability, and transparency in the appointment process.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 161, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 161, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 17 Labor & Government Operations on H.B. No. 168

The purpose of this measure is to:

- (1) Impose penalties, including suspension, on the person and the firm upon a finding of violation of state law governing wages and hours of employees on public work projects; and
- (2) Define "person" and "proper notice" for these purposes.

Your Committee received testimony in support of this measure from the Hawaii Operating Engineers Industry Stabilization Fund Political Action Committee. Your Committee received comments on this measure from the Department of Labor and Industrial Relations and General Contractors Association of Hawaii.

Your Committee finds that state law requires that laborers and mechanics performing on-site construction work for any public work project be paid no less than prevailing wages and keep certain hours, subject to conditions. These requirements and others apply to every contract in excess of \$2,000 for public work projects to which a governmental contracting agency is a party, with limited exceptions.

Your Committee further finds that violations of chapter 104, Hawaii Revised Statutes, result in monetary penalties or suspension against the person or firm found to be in violation. This measure makes the person or firm in violation jointly and severally liable for penalties and, for a third violation, suspends the person and firm. In this manner, this measure prohibits a contractor or other person from avoiding the suspension by simply forming another company. This measure also imposes progressively increasing penalties for repeat violations of the state law.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 168, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 168, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 18 Human Services on H.B. No. 221

The purpose of this bill is to effectuate its title.

H.B. No. 221 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the action to report out H.B. No. 221, as amended herein, and recommends that it be recommitted to your Committee on Human Services, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 221, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 19 Human Services on H.B. No. 222

The purpose of this bill is to effectuate its title.

H.B. No. 222 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the action to report out H.B. No. 222, as amended herein, and recommends that it be recommitted to your Committee on Human Services, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 222, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 20 Human Services on H.B. No. 223

The purpose of this bill is to effectuate its title.

H.B. No. 223 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the action to report out H.B. No. 223, as amended herein, and recommends that it be recommitted to your Committee on Human Services, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 223, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 21 Human Services on H.B. No. 224

The purpose of this bill is to effectuate its title.

H.B. No. 224 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the action to report out H.B. No. 224, as amended herein, and recommends that it be recommitted to your Committee on Human Services, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 224, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 22 Human Services on H.B. No. 225

The purpose of this bill is to effectuate its title.

H.B. No. 225 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the action to report out H.B. No. 225, as amended herein, and recommends that it be recommitted to your Committee on Human Services, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 225, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 23 Education on H.B. No. 54

The purpose of this measure is to establish and appropriate funds for a Nationally Certified School Psychologist Incentive Program within the Department of Education.

Your Committee received testimony in support of this measure from the Department of Education; Hawaii State Teachers Association; National Association of School Psychologists; Hawai'i Association of School Psychologists; Hui for Excellence in Education Coalition; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawaii Children's Action Network Speaks!; and fourteen individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Republic of Hawai'i.

Your Committee finds that school psychologists are integral to meeting students' mental, emotional, and social needs and helping students succeed in the school environment. The National Association of School Psychologists recommends a ratio of one school psychologist to every five hundred students; however, many schools in Hawaii more often have a ratio of one school psychologist to more than fifteen hundred students.

Your Committee further finds that the establishment of a Nationally Certified School Psychologist Incentive Program will help the State address the critical shortage of accredited school psychologists in public schools and provide students with access to professionals who engage in high quality, evidence-based practices.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 54, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 54, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Perruso, Quinlan).

SCRep. 24 Education on H.B. No. 250

The purpose of this measure is to require the Department of Education to adopt rules for the procurement of goods and services related to the administration of food programs at public schools that incorporate a geographic preference for unprocessed locally grown and locally raised food products.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs; Hawai'i Primary Care Association; Ka Ohana O Na Pua; North Shore Economic Vitality Partnership; Kaua'i Climate Action Coalition; Hawaii Environmental Change Agents Carbon Sequestration Task Force; Ulupono Initiative; Climate Future Forum; Grow Some Good; Hawai'i Farm Bureau; Pacific American Foundation; Hawai'i Food+ Policy; Hawaii Farm to School Hui; Hawaii Cattlemen's Council, Inc.; Chamber of Sustainable Commerce; Hawai'i Public Health Institute; Hawai'i Alliance for Progressive Action; Mala'ai; 350Hawaii.org; Our Revolution Hawaii; Adaptations Inc.; Hawai'i Farmers Union United; Hawai'i Seed; Hawaii Appleseed Center for Law & Economic Justice, and numerous individuals. Your Committee received testimony in support of the intent of this measure from the Department of Education. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee finds that building farm to school connections can improve student access to healthy, local foods; provide numerous public health benefits; and contribute to the local agricultural industry. Your Committee further finds that procuring local food provides a long-term revenue stream for farmers and other food producers, promotes market diversification, and increases income and economic growth opportunities for individual farmers. Your Committee believes the proposed geographic preference provided by this measure will facilitate the increase of more locally grown and locally raised agricultural products and allow school complexes to regionalize their menus.

Your Committee has amended this measure by changing its effective date to July 1, 3000.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 250, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 250, H.D. 1, and be referred to your Committee on Labor & Government Operations.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Perruso, Quinlan).

SCRep. 25 Education on H.B. No. 335

The purpose of this measure is to:

- (1) Exempt small purchases of career and technical education equipment for the Department of Education from the electronic procurement system requirements; and
- (2) Adjust the quotation requirements for the procurement of small purchases of career and technical education equipment for the Department of Education.

Your Committee received testimony in support of this measure from the Department of Education and one individual. Your Committee received testimony in opposition to this measure from the State Procurement Office.

Your Committee finds that as the largest department in the State, the Department of Education must procure numerous career and technical education equipment. However, the state public procurement code requires the Department of Education to comply with procurement laws for its purchases triggered by certain threshold amounts. Furthermore, the electronic procurement system places a heavy burden on school administrators and further strains their already limited time and resources because of the system's complicated and onerous nature. Your Committee believes that reducing certain small purchase procurement requirements and exempting small purchases from the electronic procurement system requirements for the Department of Education will help the Department procure necessary career and technical education equipment in a timely manner.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 335, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 335, H.D. 1, and be referred to your Committee on Labor & Government Operations.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Perruso, Quinlan).

SCRep. 26 Education on H.B. No. 556

The purpose of this measure is to require the Board of Education to invite:

- (1) The exclusive representative for bargaining unit (5) to appoint a nonvoting public school teacher representative to the Board; and
- (2) The exclusive representative for bargaining unit (6) to appoint a nonvoting public school administrator to the Board.

Your Committee received testimony in support of this measure from the Democratic Party of Hawai'i Education Caucus, Hawaii State Teachers Association, and five individuals. Your Committee received comments on this measure from the Board of Education and Office of Collective Bargaining.

Your Committee finds that the Board of Education currently consists of nine voting members, none of whom are required to be a public school teacher or public school administrator. The appointment of a current public school teacher and public school administrator as nonvoting members to the Board will provide first-hand experience and expertise on the educational and professional climate in the State's public schools, impact of education policies on teacher recruitment and retention, and resources needed to deliver a quality learning experience for all of Hawaii's children.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000; and

(2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Should your Committee on Judiciary & Hawaiian Affairs deliberate on this measure, your Committee respectfully requests that it consider the concerns raised by the Office of Collective Bargaining regarding a potential conflict of interest by allowing the exclusive representatives of bargaining units (5) and (6) to appoint a public school teacher and public school administrator to the Board of Education, as the appointed individuals may influence the Board's decision-making process for collective bargaining.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 556, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 556, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Perruso, Quinlan).

SCRep. 27 Judiciary & Hawaiian Affairs on H.B. No. 42

The purpose of this measure is to authorize candidates and their candidate committees to donate residual campaign funds to unspecified funds of the State or counties.

Your Committee received testimony in support of this measure from one member of the Honolulu City Council. Your Committee received comments on this measure from the Campaign Spending Commission and one individual.

Your Committee finds that allowing candidates to donate their residual campaign funds to the state general fund and county real property tax general funds will help support governmental services that benefit their communities and constituents.

Accordingly, your Committee has amended this measure by:

- (1) Specifying that the residual campaign funds may be donated to the general fund of the State or to the real property tax general fund of any county of the State;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 42, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 42, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 28 Judiciary & Hawaiian Affairs on H.B. No. 383

The purpose of this measure is to update the Uniform Probate Code to reflect Hawaii law and practice.

Your Committee received testimony in support of this measure from the Judiciary, Commission to Promote Uniform Laws, and one individual. Your Committee received comments on this measure from one individual.

Your Committee finds that the Uniform Probate Code is a national codification of law that provides clarity and uniformity in probate law and interpretation. Your Committee further finds that it has been nearly thirty years since the Uniform Probate Code was last updated in Hawaii. This measure would provide necessary updates to adjust for inflation, provide additional clarity, resolve issues that have arisen in probate practice, and address societal changes in familial relations.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 383, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 383, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 29 Labor & Government Operations on H.B. No. 146

The purpose of this measure is to add to the membership of the State Fire Council and to the membership of advisory committees that the State Fire Council may appoint.

Your Committee received testimony in support of this measure from the State Fire Council and Department of Land and Natural Resources.

Your Committee finds that the Division of Forestry and Wildlife of the Department of Land Natural Resources is the primary responder for wildfires on twenty-six percent of the land area in Hawaii and has approximately one hundred fifty staff trained to respond. The Hawaii State Aircraft Rescue Fire Fighting Unit and the Division of Forestry and Wildlife communicate and collaborate with the county fire departments on a regular basis during emergency incidents and non-emergency administrative matters.

Your Committee further finds that the two agencies provide specialty expertise and equipment in emergent and non-emergent environments which the county fire departments do not possess due to training, funding, or mission requirements. Your Committee finds that enlisting representatives from the Hawaii State Aircraft Rescue Fire Fighting Unit and the Division of Forestry and Wildlife as members of the State Fire Council would promote further engagement with county fire departments on core issues affecting natural resources and public safety.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 146, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 146, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 30 Transportation on H.B. No. 315

The purpose of this measure is to appropriate monies to the several counties for the mitigation of flood risks on privately-owned roads.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that a number of roads that are accessible to the public are privately owned. Many of these roads have not been improved in years and are in dire need of upgrades. For safety purposes, it is in the public's interest to support the maintenance and upkeep of these private roads.

Your Committee has amended this measure by:

- (1) Inserting language that details its public purpose;
- (2) Clarifying that the appropriations to the counties are grants-in-aid;
- (3) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 315, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 315, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 31 Transportation on H.B. No. 279

The purpose of this measure is to allow certain counties to utilize tax revenues collected by the counties for the repair and maintenance of private roads that are open to and used by the public.

Your Committee received comments on this measure from The Department of the Attorney General, Tax Foundation of Hawaii, and one individual.

Your Committee finds that utilizing county tax revenues for the current usage of privately owned roads that are open to and used by the public would be greatly beneficial for residents and visitors of the State. For example, the private roads are heavily used by first responders to respond to emergencies and by school buses for the transportation of students to and from school.

Your Committee has amended this measure by:

- (1) Inserting language that details its public purpose;
- (2) Authorizing all counties to use the county surcharge for the maintenance of privately-owned roadways that are open to the public rather than just counties with a population of five hundred thousand or less; and
- (3) Changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 279, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 279, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 32 Transportation on H.B. No. 415

The purpose of this measure is to appropriate funds to the Department of Health to implement the recommendations of the statewide Mobility Management Task Force for better mobility management in the State.

Your Committee received testimony in support of this measure from the State Council on Developmental Disabilities; one member of the Hawai'i County Council; and AARP Hawai'i. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds mobility management is an integrated strategic approach in coordinating a full range of mobility services in communities beyond the fixed-route transit services. This measure will support better mobility management in the State.

Your Committee has amended this measure by:

- (1) Clarifying that the positions in this measure are for full-time equivalent positions; and
- (2) Changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 415, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 415, H.D. 1, and be referred to your Committee on Human Services.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 33 Housing on H.B. No. 329

The purpose of this measure is to require solar conduit and electrical panel readiness for new residential construction and electric vehicle readiness when an electrical panel and parking area are installed.

Your Committee received testimony in support of this measure from the Ulupono Initiative, Our Revolution Hawaii, 350Hawaii.org, Environmental Caucus of the Democratic Party of Hawai'i, Hawaii Solar Energy Association, and two individuals. Your Committee received testimony in opposition to this measure from NAIOP Hawaii. Your Committee received comments on this measure from the Building Industry Association of Hawaii.

Your Committee finds that the State must prepare for the future installation of infrastructure that supports renewable energy, including photovoltaic systems and electric vehicle charging stations. Your Committee believes that the most cost efficient way to achieve this is by focusing on installing such infrastructure during the construction of new homes, rather than trying to retrofit existing homes. This measure will bring the State closer to achieving its renewable energy goals by requiring new residential construction to be solar conduit, electric panel, and electric vehicle ready.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 329, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 329, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Onishi). Noes, none. Excused, none.

SCRep. 34 Housing on H.B. No. 670

The purpose of this measure is to:

- (1) Specify that a simple majority of affirmative votes by members of the Land Use Commission is required for any boundary amendment; and
- (2) Reduce the number of days by when the Land Use Commission must act for certain actions related to district boundary amendments.

Your Committee received testimony in support of this measure from Hawai'i Association of REALTORS. Your Committee received testimony in opposition to this measure from the Office of Hawaiian Affairs. Your Committee received comments on this measure from the Land Use Commission and Grassroot Institute of Hawaii.

Your Committee finds that the State is in dire need of housing units, which is further exacerbated due to delays in permitting and approvals substantially increasing the time and cost required to build new housing. Your Committee further finds that the average length of approval delay in the State is three times the national mean, with some research showing the approval process taking up to ten years. Your Committee believes that the State can reduce these delays by clarifying that a simple majority is sufficient to pass boundary amendments and reducing the number of days when the Land Use Commission must act for certain actions related to boundary district amendments.

Your Committee notes the concerns of the Land Use Commission that reducing the number of days the Commission must act for certain actions related to district boundary amendments may cause extreme prejudice if sufficient time is not provided to the Commission to hear a petition.

Accordingly, your Committee has amended this measure by:

- (1) Deleting language that would have reduced the number of days by when the Land Use Commission must act for certain actions related to district boundary amendments;
- (2) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 670, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 670, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 35 Housing on H.B. No. 497

The purpose of this measure is to:

- (1) Require the School Facilities Authority to conduct a feasibility study for the development of teacher and workforce housing at the Queen Liliuokalani Elementary School property; and
- (2) Appropriates funds.

Your Committee received testimony in support of this measure from the School Facilities Authority, Housing Hawai'i's Future, Hawaii State Teachers Association, Community Advocacy Research Education Services, and one individual.

Your Committee finds that there is a severe shortage of qualified teachers in the State. Your Committee believes that a major contributing factor to this shortage is the high cost of living in the State and lack of affordable housing. According to the Department of Education's employment report for the 2020-2021 school year, roughly fifty-seven percent of teachers who resigned cited leaving the State as the primary reason for their resignation. Your Committee believes that the State needs to support the development of teacher housing near school properties to attract and retain teachers.

Your Committee believes that this measure is an important step to attracting and retaining teachers and hopes that this measure will act as a catalyst for similar projects throughout the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that although the appropriation is currently for an unspecified amount, the Hawaii Housing Finance and Development Corporation has estimated that approximately \$100,000 would be required for the project design, planning, traffic studies, community outreach, utilities, and sewer assessment.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 497, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 497, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 36 Education on H.B. No. 69

The purpose of this measure is to appropriate funds for the Resources for Enrichment, Athletics, Culture, and Health (R.E.A.C.H.) program of the Department of Education.

Your Committee received testimony in support of this measure from the Department of Education, University of Hawai'i at Manoa College of Education, Ewa Makai Middle School, Hawai'i Afterschool Alliance, Island of Hawaii YMCA, Hawai'i Association of School Psychologists, After-School All-Stars Hawaii, Hui for Excellence in Education Coalition, YMCA of Honolulu, Hawaii Children's Action Network Speaks!, and four individuals.

Your Committee finds that after-school programming provides important learning and enrichment opportunities for Hawaii's youth and supports their academic growth and social-emotional learning. Your Committee further finds that the R.E.A.C.H. program provides dedicated after-school programs for public middle and intermediate school students and ensure those students remain engaged in their education and community. This measure appropriates funds for the R.E.A.C.H. program to promote youth and children's growth and development through after-school programs.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing its effective date to July 1, 3000; and
- (3) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Should your Committee on Finance deliberate on this measure, your Committee on Education respectfully requests that it consider appropriating \$2,500,000 to the Department of Education for the Department's Resources for Enrichment, Athletics, Culture and Health program.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 69, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 69, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Perruso, Quinlan).

SCRep. 37 Education on H.B. No. 503

The purpose of this measure is to:

- (1) Allow students to complete computer science courses as a substitute for science courses at the high school level to satisfy graduation credit requirements;
- (2) Beginning with the 2030-2031 school year, require a computer science course credit as a graduation requirement at the high school level; and
- (3) Appropriate funds to the Department of Education for teacher professional development in computer science.

Your Committee received testimony in support of this measure from HawaiiKidsCAN and four individuals. Your Committee received testimony in support of the intent of this measure from the Department of Education and one individual. Your Committee received comments on this measure from the Board of Education and one individual.

Your Committee finds that an introduction to computer science helps students better understand their digital world and become problem solvers of the future. To provide that introduction to computer science at the high school level, the Legislature passed Act 51, Session Laws of Hawaii 2018, which mandated that all public high schools offer at least one computer science course by the 2021-2022 school year. However, the State has fallen short on its enrollment goals for the computer science courses. Your Committee recognizes the importance of promoting computer science education and that the development of computer science skills is foundational to quality academic and career success.

Your Committee notes that setting graduation requirements is one of the roles of the Board of Education. Your Committee believes that, although the responsibility of determining educational requirements lies with the Board of Education, computer science education is a high priority and should be considered by the Board to be included in public school curriculum at a greater capacity.

Accordingly, your Committee has amended this measure by:

- (1) Deleting language which would have:
 - (A) Allowed students to complete computer science courses as a substitute for science credits at the high school level to count toward graduation requirements; and
 - (B) Required a computer science course credit as a graduation requirement at the high school level;
- (2) Inserting language requiring the Board of Education to:
 - (A) Work with the Department of Education to conduct an analysis on the need, impact, and feasibility of making computer science a graduation requirement;
 - (B) Based on the analysis, make a determination on whether making computer science a graduation requirement would be in the best interests of public school students of the State and the public; and
 - (C) Report to the Legislature on its findings and recommendations prior to the Regular Session of 2024;
- (3) Changing its effective date to July 1, 3000; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 503, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 503, H.D. 1, and be referred to your Committee on Higher Education & Technology.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Perruso, Quinlan).

SCRep. 38 Education on H.B. No. 1329

The purpose of this measure is to require the Department of Education to work with certain organizations to develop and implement an active shooter training program in all public schools under the jurisdiction of the Department.

Your Committee received testimony in support of this measure from the Department of Education, Department of Law Enforcement, State Public Charter School Commission, and four individuals. Your Committee received testimony in opposition to this measure from two individuals.

Your Committee finds that in 2022, fifty-one school shootings occurred nationwide, including the nation's second deadliest K-12 school shooting. Your Committee recognizes that, due to the unprecedented increase in school shootings, there is a need to provide a robust active threat training program.

Your Committee has amended this measure by:

- (1) Exempting public school students from participating in any active shooter training program developed by the Department of Education;
- (2) Changing its effective date to June 30, 3000; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1329, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1329, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 39 Labor & Government Operations on H.B. No. 57

The purpose of this measure is to:

- (1) Authorize wages of other employees in comparable employment to be considered when computing the average weekly wages of an injured public board member, reserve police officer, police chaplain, reserve public safety law enforcement officer, sheriffs' chaplain, volunteer firefighter, volunteer boating enforcement officer, or volunteer conservation and resources enforcement officer; and
- (2) Clarify the computation of average weekly wages of an injured volunteer firefighter for workers' compensation benefits purposes.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations.

Your Committee finds that this measure will provide greater flexibility in computing the average weekly wages of an individual serving in the above capacities when injured and afford the injured individual benefits that may be better aligned with the services performed.

Your Committee has amended this measure by:

- (1) Adding a savings clause;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

While your Committee amended this measure to add a savings clause, your Committee acknowledges that the actual intent of the amendment was to have this measure impact a larger number of injured individuals. Your Committee, therefore, requests that, should your Committee on Consumer Protection & Commerce decide to hear this measure, it consider deleting the savings clause and inserting a retroactive effective date of September 1, 2021.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 57, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 57, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 40 Labor & Government Operations on H.B. No. 143

The purpose of this measure is to provide for additional uses of the Reduced Ignition Propensity Cigarette Program Special Fund to support the State Fire Council and its programs and activities.

Your Committee received testimony in support of this measure from the Hawaii State Fire Council. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that this measure would assist the State Fire Council in fulfilling its mission to develop and support a comprehensive fire service emergency management network for the protection of life, property, and the environment through the use of monies in the Reduced Ignition Propensity Cigarette Program Special Fund. Your Committee also finds that the functions of the State Fire Council should be supplemented to mirror the uses being authorized in this measure for monies from the Reduced Ignition Propensity Cigarette Program Special Fund.

Your Committee has amended this measure by:

- (1) Adding to the jurisdiction of the State Fire Council those functions that are consistent with the uses being authorized by this measure for the Reduced Ignition Propensity Cigarette Program Special Fund;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Should your Committee on Finance decide to hear this measure, your Committee requests that it consider the additional comments by the Department of the Attorney General concerning expenditures for administrative personnel that are being authorized by this measure.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 143, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 143, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 41 Agriculture & Food Systems on H.B. No. 248

The purpose of this measure is to:

- (1) Require the Department of Education to fully implement the Farm to School Program and Farm to School Meals Program by the 2024-2025 school year;
- (2) Provide that Complex Area Superintendents have the authority to implement the Farm to School and Farm to School Meals Programs;
- (3) Require certain school cafeteria supervisors to report directly to Complex Area Superintendents;
- (4) Establish and appropriate funds for five school cafeteria supervisor positions; and
- (5) Require the Department of Human Resources Development to conduct a compensation review of school cafeteria supervisor positions.

Your Committee received testimony in support of this measure from North Shore EVP, Hawaii Cattlemen's Council, Hawaii Primary Care Association, Hawai'i Farm Bureau, Hawai'i Alliance for Progressive Action, Pacific American Foundation, Hawai'i Appleseed Center for Law and Economic Justice, Hawai'i Farmers Union United, Hawai'i Public Health Institute, Hawai'i SEED, Malama Kaua'i, and twelve individuals. Your Committee received comments on this measure from the Department of Education.

Your Committee finds that the State has established ambitious farm to school goals through Act 175, Session Laws of Hawaii 2021, which requires thirty percent of food served in public schools to consist of locally sourced products by 2030. Further, there is currently no mechanism in place to align the work done at the complex area to achieve these goals with the work done at individual schools. Except for a plan to centralize food production kitchens, the Department of Education has not yet produced a plan to create alignment between the different levels within the department. Notably, the plan to centralize food production was done without either an analysis of the costs and benefits of this structural shift or a comprehensive plan outlining changes in production, distribution, use of labor, and impact on local transportation. This measure provides the necessary reorganization within the Department of Education to accomplish the goals of the State's Farm to School and Farm to School Meals Programs.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Should your Committee on Education hear this measure, your Committee requests that it examine whether the implementation deadline of the 2024-2025 school year should be extended and whether the Department of Human Resources Development or the Department of Education would be better suited to carry out the task of filling the positions established in this measure.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 248, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 248, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 42 Agriculture & Food Systems on H.B. No. 284

The purpose of this measure is to temporarily exempt from the general excise tax all of the gross proceeds or income received from the sale of any product resulting from the cultivation and production of unprocessed taro or of any value-added product of which the primary ingredient is taro or taro leaf.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Farm Bureau, Hawai'i Alliance for Progressive Action, Hawai'i Farmers Union United, Hawai'i SEED, Malama Kaua'i, and twelve individuals. Your Committee received comments on this measure from the Office of Hawaiian Affairs, Department of Taxation, and Tax Foundation of Hawaii.

Your Committee finds that the general excise tax can be a significant burden for farmers, especially for those growing crops like taro that have limited markets and thin margins. This exemption would provide much-needed financial relief for taro farmers and help to ensure that this important cultural crop remains viable.

Your Committee has amended this measure by:

- (1) Inserting definitions for the terms "big-box store" and "supermarket"; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 284, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 284, H.D. 1, and be referred to your Committee on Economic Development.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 43 Agriculture & Food Systems on H.B. No. 307

The purpose of this measure is to authorize the Department of Agriculture to extend the agricultural park lease of any lessee who holds a lease with a remaining term of fifteen years or less as long as the land covered by the lease is twenty-five acres or less and located in a county with a population of less than five hundred thousand.

Your Committee received testimony in support of this measure from Hawaii Cattlemen's Council, Hawaii Floriculture and Nursery Association, Land Use Research Foundation of Hawaii, Hawai'i Farm Bureau, Local Food Coalition, Hawaii Crop Improvement Association, Maui County Farm Bureau, Bromeliads Hawaii LLC, and five individuals. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee finds that there is a pressing need to increase the number of farmers statewide to realistically achieve the level of farming necessary to meet the State's goals for food security and sustainability. This measure encourages the ongoing viability of agricultural operations in the State to continue without disruption and maximize the local production of agricultural goods.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 307, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 307, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 44 Agriculture & Food Systems on H.B. No. 313

The purpose of this measure is to:

- (1) Appropriate funds to the University of Hawaii to establish a foreign agriculture small equipment pilot program to identify and purchase foreign agricultural technology and retrofit engines to comply with the United States Environmental Protection Agency's emission standards for small engines; and
- (2) Require the University of Hawaii to report to the Legislature its findings and recommendations regarding the pilot program.

Your Committee received testimony in support of this measure from the Hawaii Cattlemen's Council, Inc.; Ulupono Initiative; Land Use Research Foundation of Hawaii; Hawai'i Farm Bureau; Maui County Farm Bureau; and three individuals. Your Committee received comments on this measure from the Department of Agriculture and University of Hawai'i System.

Your Committee finds that as the demand for unskilled labor increases, farmers and ranchers are searching for ways to use technology to better operate their farms and ranches. Your Committee further finds that agricultural operations in the State may benefit from access to and use of foreign agricultural technology, like small equipment tractors from Japan. However, this type of equipment cannot be imported because it does not comply with the United States Environmental Protection Agency's emission standards for small engines. Establishment of a foreign agriculture small equipment pilot program will enable greater efficiencies in farming practices, especially for small-scale farming in the State, and further the viability of agriculture in Hawaii.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

Should your Committee on Higher Education & Technology deliberate on this measure, your Committee respectfully requests that it consider mentioning in the measure other countries, including India, from which to acquire agricultural technology for the foreign agriculture small equipment pilot program.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 313, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 313, H.D. 1, and be referred to your Committee on Higher Education & Technology.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 45 Agriculture & Food Systems on H.B. No. 488

The purpose of this measure is to promote economic development in Hawaii by establishing an Aquacultural Area Lease Program within the Department of Agriculture to identify state facilities, state lands, and state marine waters that are suitable for commercial aquaculture.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau. Your Committee received comments on this measure from the Department of Agriculture, Department of Land and Natural Resources, and Food+ Policy Internship 2023.

Your Committee finds that the aquaculture industry is one of the fastest-growing segments of Hawaii agriculture and has become an important source of seafood and other products for local sale and export. Your Committee further finds that for the aquaculture sector in the State to flourish and reach its full potential, farmers need access to land, marine waters, and state facilities with long-term leases at affordable and predictable lease rental rates, which this measure would provide.

Your Committee has amended this measure by:

- (1) Placing the Aquacultural Area Lease Program under part IV, instead of part I, of chapter 141, Hawaii Revised Statutes;
- (2) Changing its effective date to July 1, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 488, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 488, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 46 Agriculture & Food Systems on H.B. No. 611

The purpose of this measure is to include customary and traditional subsistence farming conducted by a Native Hawaiian cultural practitioner within:

- (1) The Hawaii Right to Farm Act as a protected activity;
- (2) The state land use laws as an allowable activity in agricultural districts; and
- (3) The Hawaii State Planning Act as a policy of the State for achieving the State's agricultural objectives.

Your Committee received testimony in support of this measure from the Hawaii Farmers Union United, Hawai'i Farm Bureau, and three individuals. Your Committee received comments on this measure from the Department of Agriculture and Office of Planning and Sustainable Development.

Your Committee finds that customary and traditional subsistence farming conducted by Native Hawaiian cultural practitioners is an integral part of the State's cultural heritage. This measure ensures that such practices are protected within the State.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

Your Committee notes that concerns were raised in written testimony received by your Committee on the appropriate placement for the amendments to the Hawaii State Planning Act. Your Committee respectfully requests your Committee on Judiciary & Hawaiian Affairs, should it deliberate on this measure, to consider whether the amendments to the Hawaii State Planning Act are necessary and, if so, whether the amendments would be more appropriately placed in section 226-25, Hawaii Revised Statutes.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 611, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 611, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 47 Agriculture & Food Systems on H.B. No. 615

The purpose of this measure is to clarify that any provision in a private agreement contained in a conveyance of land recorded on or before July 8, 2003, that limits or prohibits agricultural use or activity and has since expired but has not been renewed and recorded in the Bureau of Conveyances is void.

Your Committee received testimony in support of this measure from the Office of Planning and Sustainable Development, Hawai'i Farm Bureau, and one individual. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee finds that some private agreements established on subdivided and condominiumized agricultural lands with lot or unit owner associations before the effective date of Section 205-4.6, Hawaii Revised Statutes, contained certain limitations and prohibitions on agricultural activities and uses. These limitations and prohibitions include limitations on hours of operation of farm equipment, height of windbreaks, and types of crops that are allowed to be cultivated. This measure prevents provisions that limit or prohibit agricultural use or activity in private agreements created before July 8, 2003, that have since expired and not been renewed, from being enforced.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 615 and recommends that it pass Second Reading and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 48 Transportation on H.B. No. 600

The purpose of this measure is to establish and appropriate funds for the Safe Routes to School Advisory Committee to help provide safe and secure alternatives for getting to and from school.

Your Committee received testimony in support of this measure from the Hawai'i Climate Change Mitigation & Adaptation Commission, Department of Education, Honolulu Police Department, Hawai'i Public Health Institute, Hawai'i Primary Care Association, Ulupono Initiative and six individuals. Your Committee received testimony in opposition to this measure from the Department of Transportation and one individual. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that ensuring safe routes to school for every keiki will not only protect some of the State's most vulnerable road users, but also serve as a long-term investment in the future of transportation in the State.

Your Committee has amended this measure by:

- (1) Clarifying language of the Department of Health advisory committee designee; and
- (2) Changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 600, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 600, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Aiu). Noes, none. Excused, none.

SCRep. 49 Education on H.B. No. 388

The purpose of this measure is to adopt the National Instructional Materials Accessibility Standard to provide for the timely availability of accessible instructional materials and technology for eligible students.

Your Committee received testimony in support of this measure from the National Federation of the Blind of Hawaii, Hawaii Disability Rights Center, and thirteen individuals. Your Committee received testimony in support of the intent of this measure from the Department of Education. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that books and other instructional materials are needed in alternate accessible formats for use by elementary and secondary school students in the State who are unable to use print as their primary learning media. Your Committee further finds that existing state law pertaining to instructional materials for exceptional children requires publishers to meet provisions that are now out of date and undesirable due to advances in technology. Your Committee believes that a revision is needed to harmonize and integrate the existing federal law and practice with state law, including allowing for technological advancements that make more instructional materials available in appropriate accessible formats for exceptional children.

Your Committee has amended this measure by:

- (1) Amending the definition of "print instructional materials" to align with the federal definition of the term;
- (2) Changing its effective date to July 1, 3000; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 388, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 388, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Perruso, Quinlan).

SCRep. 50 Energy & Environmental Protection on H.B. No. 87

The purpose of this measure is to, beginning January 1, 2024, prohibit the retail sale or offer for retail sale of single-use plastic bottles designed to hold less than two liters of liquid for oral consumption, unless the liquid is to be used for a medical purpose.

Your Committee received testimony in support of this measure from the Hawaii Reef and Ocean Coalition, Environmental Caucus of the Democratic Party of Hawai'i, and five individuals. Your Committee received testimony in opposition to this measure from the Retail Merchants of Hawaii, International Bottled Water Association, Hawaii Liquor Wholesalers Association, American Beverage Association, American Chemistry Council, Plastics Industry Association, The Association of Plastic Recyclers, Toell USA, Randolph Sheppard Vendors of Hawaii, Wine Institute, and three individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources, Department of Health, Beach Environmental Awareness Campaign Hawaii, Animal Policy Group, and one individual.

Your Committee finds that single-use plastic bottles are a threat to the State's oceans and vulnerable marine ecosystems. The need for significant change in Hawaii was underscored in 2020, when the United States Environmental Protection Agency found that several of the State's beaches are "impaired by trash", with most of the pollutants comprising single-use plastics. This measure incrementally lessens the environmental impacts of single-use plastics on the State's environment and moves the State toward a more sustainable future.

Your Committee has amended this measure by:

- (1) Specifying that effective January 1, 2024, the retail sale or offer for retail sale of single-use plastic bottles designed to hold less than two liters of bottled water for oral consumption is prohibited in the State, with certain exceptions;
- (2) Amending the exceptions to the prohibition;
- (3) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 87, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 87, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, 1 (Ward). Excused, none.

SCRep. 51 Energy & Environmental Protection on H.B. No. 346

The purpose of this measure is to:

- (1) Require that the design of new state facilities be electric vehicle charger-ready;
- (2) Require the Hawaii State Energy Office, in consultation with the Department of Accounting and General Services and Department of Transportation, to evaluate the cost for retrofitting existing state parking facilities to make them electric vehicle charger-ready; and
- (3) Require and appropriate funds for the Department of Accounting and General Services to install or contract for the installation of retrofits and electric vehicle charging systems at selected state facilities.

Your Committee received testimony in support of this measure from the Department of Transportation, Hawai'i Climate Change Mitigation and Adaptation Commission, Hawaii State Energy Office, Ulupono Initiative, Kauai Climate Action Coalition, Blue Planet Foundation, Climate Protectors Hawaii, 350Hawaii.org, Hawaiian Electric, Hawaii Electric Vehicle Association, Environmental Caucus of the Democratic Party of Hawai'i, and three individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Accounting and General Services.

Your Committee finds that the adoption of electric vehicles in the State has grown in recent years and is expected to continue to grow at increasing rates. However, there is a continuous need for a network of charging infrastructure to support this growth. This measure expands workplace charging availability in state facilities and ensures that there is an equitable transition to clean transportation.

Your Committee has amended this measure by:

- (1) Specifying that the Hawaii State Energy Office, in consultation with the Department of Accounting and General Services and Department of Transportation, is required to determine a priority order for retrofitting state facilities based on consideration of location, expected future demand for charging, estimated costs for retrofits of parking stalls, other make-ready work, other planned improvements, and other relevant factors;
- (2) Requiring the Hawaii State Energy Office to submit a report to the Legislature prior to the Regular Session of 2024;
- (3) Establish a goal of the State to retrofit state facilities to be electric vehicle charger-ready;
- (4) Deleting language that would have required the Department of Accounting and General Services to install or contract for the installation of retrofits and electric vehicle charging systems at certain states facilities;
- (5) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 346, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 346, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 52 Energy & Environmental Protection on H.B. No. 595

The purpose of this measure is to:

- (1) Amend the electronic device manufacturer recycling goals under the Electronic Device Recycling and Recovery Act so that the recycling goals are based upon the manufacturer's overall market share in the State;
- (2) Amend the per pound penalty for any shortfall in meeting manufacturer recycling goals to a tiered penalty based upon the amount of the shortfall;
- (3) Amend the definition of "electronic device" to clarify the scope of covered devices; and
- (4) Make housekeeping amendments.

Your Committee received testimony in support of this measure from the Retail Merchants of Hawaii. Your Committee received testimony in opposition to this measure from Zero Waste Hawai'i Island, Consumer Technology Association, Mr. K's Recycle and Redemption Center, and three individuals. Your Committee received comments on this measure from the Department of Health and County of Hawai'i Department of Environmental Management.

Your Committee finds that the expansion of the electronic waste recycling law has resulted in increased electronic collection opportunities. However, in the implementation of this updated program, manufacturers have struggled to comply with all of the requirements. Therefore, this measure addresses many of the issues and complications that electronic device manufacturers have faced to comply with the State's electronic waste recycling program and prevents significant cost increases from being passed on to consumers.

Your Committee has amended this measure by:

- (1) Deleting findings related to the amendments made to the Electronic Device Recycling and Recovery Act by Act 151, Session Laws of Hawaii 2022;
- (2) Deleting the definition of "market share";
- (3) Deleting language that amended:
 - (A) The recycling goals under the Electronic Device Recycling and Recovery Act so that the recycling goals are based upon the manufacturer's overall market share in the State; and
 - (B) The penalties for any shortfall in meeting manufacturer recycling goals;
- (4) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 595, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 595, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 53 Energy & Environmental Protection on H.B. No. 198

The purpose of this measure is to:

- (1) Establish the Low- to Moderate-Income Electric Vehicle Rebate Program and electric vehicle subaccount to encourage the purchase and use of electric vehicles by low- to moderate-income households and nonprofit organizations providing assistive services to low- to moderate-income households; and
- (2) Appropriate funds into the electric vehicle subaccount.

Your Committee received testimony in support of this measure from the Department of Transportation, Hawai'i Climate Change Mitigation and Adaptation Commission, Hawaii State Energy Office, Ulupono Initiative, Kauai Climate Action Coalition, Blue Planet Foundation, Climate Protectors Hawaii, 350Hawaii.org, Hawaiian Electric, Alliance for Automotive Innovation, and seventeen individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that because of the higher up-front cost of an electric vehicle compared to an internal combustion engine vehicle, low- and moderate-income households have had lower rates of adoption of electric vehicles than affluent households in recent years. Providing more access to new technologies and services through rebates, such as on the purchase or lease of an electric vehicle, will further encourage the adoption of low emission vehicles for private and public use and advance the State's decarbonization, clean transportation, and affordability goals.

Your Committee has amended this measure by:

- (1) Inserting language that appropriates an unspecified amount out of the electric vehicle subaccount for the Low- to Moderate-Income Electric Vehicle Rebate Program;
- (2) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 198, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 198, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 54 Energy & Environmental Protection on H.B. No. 191

The purpose of this measure is to require:

- (1) The Public Utilities Commission to develop an estimated social cost of carbon;
- (2) Each regulated electric and gas utility to use the estimated social cost of carbon in that utility's respective integrated resource planning process; and
- (3) The State to consider the estimated social cost of carbon in planning new infrastructure and capital improvement projects and when designing and constructing new buildings.

Your Committee received testimony in support of this measure from the Hawai'i Climate Change Mitigation and Adaptation Commission, Ulupono Initiative, Blue Planet Foundation, Kauai Climate Action Coalition, Hawaii Solar Energy Association, Environmental Caucus of the Democratic Party of Hawai'i, and four individuals. Your Committee received testimony in opposition to this measure from Hawaiian Electric and one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Public Utilities Commission, and Hawai'i Gas.

Your Committee finds that in order for the State to make comprehensive and cost-effective assessments of investments in durable infrastructure projects, the cost of the greenhouse gas emissions associated with that infrastructure over the span of its expected useful life should be considered. Additionally, because the renewable portfolio standards do not account for the varying levels of emissions associated with different types of resources that are included in the State's definition of "renewable energy", adopting an implicit carbon price would ensure that the State's transition to renewable energy includes consideration of greenhouse gas emissions and of Hawaii's decarbonization goals.

Your Committee has amended this measure by:

- (1) Deleting provisions that would have required the Public Utilities Commission to establish an estimated social cost of carbon;
- (2) Requiring the Public Utilities Commission to require electric and gas utilities to use the social cost of greenhouse gas emissions established by the United States Interagency Working Group on the Social Cost of Greenhouse Gases when determining cost, benefit, or net present value of any integrated resource plan or project proposal;
- (3) Requiring the State to consider the estimated social cost of greenhouse gas emissions, rather than carbon, in planning new infrastructure and capital improvement projects and when designing and constructing new buildings;
- (4) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 191, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 191, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 55 Energy & Environmental Protection on H.B. No. 199

The purpose of this measure is to:

- (1) Establish a Zero-Emission Vehicle Fleet Purchasing Assistance Program within the Hawaii State Energy Office to support the transition of private fleets to zero-emission vehicles; and
- (2) Require the Hawaii State Energy Office to:
 - (A) Work with the Department of Transportation to design strategies to implement the Program; and
 - (B) Submit a progress report to the Legislature prior to the Regular Session of 2024.

Your Committee received testimony in support of this measure from the Hawaii Climate Change Mitigation and Adaptation Commission, Ulupono Initiative, Kauai Climate Action Coalition, Climate Protectors Hawaii, Hawaii Transportation Association, Hawaii Electric Vehicle Association, and three individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Hawaii State Energy Office and Hawai'i Automobile Dealers' Association.

Your Committee finds that the use of fossil fuels is the State's primary contributor to greenhouse gas emissions, which, through climate change, pose a serious threat to the State's economic well-being, public health, infrastructure, and environment. Although the transportation sector accounts for the use of two-thirds of the oil imported into the State, the adoption of more zero-emission vehicles could provide a viable, cost-effective alternative to vehicles that run on fossil fuel. This measure supports the State's clean ground transportation goals and provides an opportunity for the State to achieve its goal of becoming carbon neutral by 2045.

Your Committee has amended this measure by:

- (1) Extending the deadline for the Hawaii State Energy Office to submit a report to the Legislature to prior to the Regular Session of 2025;
- (2) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 199, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 199, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 56 Energy & Environmental Protection on H.B. No. 197

The purpose of this measure is to:

- (1) Require the Department of Health to establish a Refrigerant Management Program to reduce emissions of high global warming potential refrigerants and any refrigerant that is an ozone depleting substance from stationary, commercial, and industrial refrigeration equipment and adopt rules for the regulation of the use of such refrigerants;
- (2) Require the State Building Code Council to establish codes and standards consistent with the goal of reducing greenhouse gas emissions associated with hydrofluorocarbons when updating the state building code; and
- (3) Appropriate funds for the Refrigerant Management Program.

Your Committee received testimony in support of this measure from the Department of Health, Hawai'i Climate Change Mitigation and Adaptation Commission, Kaua'i Climate Action Coalition, Climate Protectors Hawai'i, Hawaii Environmental Change Agents' Decarbonization of Buildings Task Force, 350Hawaii.org, Environmental Caucus of the Democratic Party of Hawai'i, and seven individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Hawaii State Energy Office.

Your Committee finds that hydrofluorocarbons are chemicals commonly used in air conditioning, refrigeration, and insulating foam and as propellants. Although hydrofluorocarbons were designed to replace ozone depleting substances, they are now quickly building up in Earth's atmosphere, where they act as greenhouse gases that can have very high global warming potentials. Your Committee further finds that similar to California's implementation of a successful refrigerant management program to monitor and reduce emissions of refrigerants with high global warming potential and ozone depleting substances, a similar state refrigerant management program in Hawaii would support state greenhouse gas reduction goals and prevent leakage of these harmful chemicals into the atmosphere.

Your Committee has amended this measure by:

- (1) Aligning certain terms with terms defined in this measure;

- (2) Inserting language that specifies that no law, rule, ordinance, or code, including the state building code, shall prohibit or limit the use of a refrigerant that is designated as acceptable for use under federal law;
- (3) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 197, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 197, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 57 Energy & Environmental Protection on H.B. No. 193

The purpose of this measure is to:

- (1) Amend the State's energy-efficiency portfolio standards by extending the final deadline from 2030 to 2045 and basing the goals on cumulative persisting electricity savings rather than electricity use reductions;
- (2) Authorize the Public Utilities Commission to establish interim goals; and
- (3) Clarify that certain demand response programs and related activities count toward the portfolio standards.

Your Committee received testimony in support of this measure from the Public Utilities Commission, Hawaii State Energy Office, Ulupono Initiative, Climate Protectors Hawai'i, Blue Planet Foundation, Hawaii Solar Energy Association, Hawai'i Energy, Environmental Caucus of the Democratic Party of Hawai'i, and four individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs and Hawaiian Electric.

Your Committee finds that as Hawaii progresses toward achieving its renewable energy and decarbonization goals, energy efficiency remains the most cost-effective way to reduce emissions associated with electricity generation and consumption, while providing financial benefits for customers. Therefore, it is appropriate to extend the State's energy-efficiency goals by ensuring that the Public Utilities Commission can continue its work developing and overseeing the State's energy-efficiency portfolio standards beyond 2030.

Your Committee has amended this measure by:

- (1) Deleting language that would have required certain demand response programs and related activities conducted by electric utility companies to count toward the portfolio standards;
- (2) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 193, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 193, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 58 Higher Education & Technology on H.B. No. 933

The purpose of this measure is to require the Public Utilities Commission to use Universal Service Fund monies to provide free telecommunications access to certain information for individuals with print disabilities.

Your Committee received testimony in support of this measure from the National Federation of the Blind of Hawaii and three individuals. Your Committee received comments on this measure from the Public Utilities Commission and Department of Human Services.

Your Committee finds that blindness, visual impairment, and learning disabilities, including dyslexia, are among the most prevalent forms of print disability. Lack of timely access to information can pose everyday challenges for residents who are unable to see or use standard print as their primary form of communication, leaving them at an information deficit. Your Committee finds that this measure is consistent with the purposes of the Universal Service Program and the use of the Universal Service Fund, and can help to serve populations in need of more accessible formats of information.

Your Committee has amended this measure by:

- (1) Providing explicit authorization for the Public Utilities Commission to use the Universal Service Fund to provide access for individuals with print disabilities, subject to a limit yet to be determined;
- (2) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 933, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 933, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 59 Higher Education & Technology on H.B. No. 963

The purpose of this measure is to:

- (1) Appropriate general funds needed to provide non-federal matching funds for various federal broadband grant programs, including \$33,000,000 in matching funds for the Broadband Equity, Access, and Deployment program;
- (2) Appropriate \$95,000,000 in fiscal year 2023-2024 from funds the State received from the Infrastructure Investment and Jobs Act; and

- (3) Make unspecified general fund appropriations for the 2023-2025 fiscal biennium to provide additional matching funds for federal broadband-related programs.

Your Committee received testimony in support of this measure from the Office of the Lieutenant Governor; Department of Budget and Finance; Department of Business, Economic Development, and Tourism; University of Hawai'i System; State Council on Developmental Disabilities; Hawai'i Primary Care Association; Chamber of Commerce Hawaii; Hawaiian Telcom; and one individual.

Your Committee finds that the coronavirus disease 2019 pandemic revealed that reliable high-speed internet access is not only important for remote learning and remote work, but also critical for telehealth services and commerce. Several federal programs provide significant amounts of funding to states to improve broadband access. Some of these programs, including the Broadband Equity, Access, and Deployment program, require matching funds. Currently, the State must show a twenty-five percent match for the Broadband Equity, Access, and Deployment program, which amounts to matching funds of \$33,000,000.

Your Committee further finds that, according to the Department of Budget and Finance, the State is likely to be awarded additional Broadband Equity, Access, and Deployment program funding and will need to demonstrate that additional matching funds are available. This measure includes the known required state match of \$33,000,000; \$95,000,000 in federal funds; and blank appropriations for the 2023-2025 fiscal biennium for additional matching funds that may be required to access the federal funds.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Should your Committee on Consumer Protection & Commerce decide to hear this measure, your Committee requests that it consider blanking out the appropriation amounts and inserting the requested amounts into its committee report for consideration by your Committee on Finance.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 963, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 963, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 60 Higher Education & Technology on H.B. No. 1408

The purpose of this measure is to:

- (1) Establish the Digital Equity Grant Program to award grants to applicants to deploy digital equity projects to covered population in the State; and
- (2) Appropriate funds.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; University of Hawai'i System; Broadband Hui; Ho'ike Kauai Community Television; Kapolei Chamber of Commerce; Hawaiian Telcom; Kula no na Po'e Hawaii o Papakolea, Kewalo, Kalawahine; and three individuals. Your Committee received testimony in opposition to this measure from The Civil Beat Law Center for the Public Interest and Hawaii Chapter Society of Professional Journalists. Your Committee received comments on this measure from the Office of Information Practices.

Your Committee finds that digital equity is essential to the well-being and economic vitality of the State's residents. The coronavirus disease 2019 pandemic revealed that reliable high-speed internet access is not only important for remote learning and remote work, but also critical for telehealth services and commerce. Through the award of grants promoting digital equity, this measure would help to create an environment in which all individuals in the State have the information technology capacity needed for their full participation in society, democracy, and the economy.

Your Committee has amended this measure by:

- (1) Removing from the confidential treatment of applications provision, language that would except from public disclosure information that comprises commercially sensitive information, as unnecessarily vague and broad and otherwise already protected by state law;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Should your Committee on Consumer Protection & Commerce decide to hear this measure, your Committee requests that it consider blanking out the appropriation amounts and inserting the requested amounts into its committee report for consideration by your Committee on Finance.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1408, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1408, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 61 Higher Education & Technology on H.B. No. 1497

The purpose of this measure is to:

- (1) Establish a framework, titled the Consumer Data Privacy Act, to regulate controllers and processors with access to personal consumer data;
- (2) Provide that a violation of the Consumer Data Privacy Act constitutes an unfair method of competition and unfair and deceptive act or practice in the conduct of any trade or commerce; and
- (3) Authorize a person injured by a violation of the Consumer Data Privacy Act to bring a civil action against a controller or processor.

Your Committee received testimony in opposition to this measure from the Retail Merchants of Hawaii, Hawaiian Electric, State Privacy & Security Coalition, State Farm Mutual Automobile Insurance Company, TechNet, National Association of Mutual Insurance Companies, and CTIA. Your Committee received comments on this measure from the Department of the Attorney General and Hawaii Insurers Council.

Your Committee finds that consumer privacy is of paramount importance. Your Committee further finds that this measure addresses the protection of a consumer's personal data while striking the balance of exempting many specific categories of information subject to existing protections.

In evaluating this measure, your Committee found merit in concerns raised about access to personal data and an opportunity to cure violations. Your Committee also considers the ability of the Attorney General or the Director of the Office of Consumer Protection to bring a civil action sufficient to enforce the Consumer Data Protection Act and, therefore, removed the option for a private right of action.

Your Committee has amended this measure by:

- (1) Deleting language relating to an authenticated consumer's right to access personal data;
- (2) Deleting the private right of action;
- (3) Requiring notice and providing a thirty-day period to cure violations to allow an opportunity for good-faith actors to remedy their violations;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1497, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1497, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Quinlan, Todd). Noes, 1 (Garcia). Excused, none.

SCRep. 62 Human Services on H.B. No. 552

The purpose of this measure is to support survivors of sex trafficking by:

- (1) Converting the Human Trafficking Victim Services Fund to the Human Trafficking Reparations Fund to provide direct financial assistance to survivors of sex and labor trafficking; and
- (2) Requiring the Department of Human Services, rather than the Department of Labor and Industrial Relations, to administer the fund.

Your Committee received testimony in support of this measure from the Office of Community Services, Imua Alliance, and one individual.

Your Committee finds that demand for services for victims of sex trafficking in the State increased significantly during the COVID-19 pandemic, and that Native Hawaiians and Pacific Islanders are disproportionately overrepresented in the State's sex trafficking survivor population. Your Committee further finds that broadening the scope of the State's existing efforts to address human trafficking to include direct financial assistance to victims of sex trafficking and labor trafficking will allow those victims to receive the economic assistance they need to help recover from the trauma they have endured.

Your Committee notes the testimony from the Office of Community Services indicating that transferring the Human Trafficking Reparations Fund from the Office of Community Services to the Department of Human Services may allow for consolidation of the fund with funds from other sources. Your Committee also notes the concerns raised during testimony, including that this fund lacks sufficient funding to adequately provide direct financial assistance for victims of trafficking.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 552, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 552, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Garcia). Noes, none. Excused, 1 (Amato).

SCRep. 63 Human Services on H.B. No. 339

The purpose of this measure is to permanently exempt certain positions in the Department of Human Services from civil service requirements.

Your Committee received testimony in support of this measure from the Department of Human Services.

Your Committee finds that the hiring and retention of qualified, experienced, and knowledgeable staff by the Department of Human Services is vital to support and achieve information technology infrastructure modernization and system integration projects, improve access to and quality of the human services delivery system, and lead and manage Department programs effectively. This measure ensures a more effective and efficient administration of the Department of Human Services and its programs by creating permanent exemptions from civil service requirements for certain positions within the Office of the Director of Human Services and Social Services Division.

Your Committee has amended this measure by:

- (1) Exempting a second Deputy Director and a private secretary to the second Deputy Director from civil service requirements;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 339, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 339, H.D. 1, and be referred to your Committee on Labor & Government Operations.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 64 Human Services on H.B. No. 445

The purpose of this measure is to require the Department of the Attorney General and Department of Human Services to convene a joint study group to examine the impacts, costs, and impediments of allowing child support payments to pass through to recipients of Temporary Assistance for Needy Families program funds.

Your Committee received testimony in support of this measure from the Department of Human Services and Department of the Attorney General. Your Committee received comments on this measure from the Zonta Club of Hilo and Hawaii Children's Action Network Speaks!.

Your Committee finds that the Child Support Enforcement Agency collects child support payments from absent or non-custodial parents of children receiving financial assistance from the Department of Human Services in the form of Temporary Assistance for Needy Families or Temporary Assistance for Other Needy Families benefits. The Child Support Enforcement Agency then reimburses the Department of Human Services and the federal government for financial assistance benefits paid to these custodial parents, rather than allowing these child support payments to go directly to the family. Your Committee notes that the Child Support Enforcement Agency would need additional time to implement a pass through of payment as it would require a reprogramming of the financial component of their case management system, and approval from the federal Office of Child Support Enforcement.

Your Committee has amended this measure by:

- (1) Requiring the joint report to be submitted to the Legislature before the convening of the Regular Session of 2025, rather than the Regular Session of 2024;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 445, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 445, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Garcia). Noes, none. Excused, 1 (Amato).

SCRep. 65 Human Services on H.B. No. 349

The purpose of this measure is to:

- (1) Expand the jurisdiction of the family court to include proceedings for declaration of emancipation of minors;
- (2) Specify the rights of an emancipated minor;
- (3) Allow a minor who has reached the age of sixteen years to petition the Family Court for a declaration of emancipation;
- (4) Allow certain parties to petition the Family Court for voidance or rescission of a declaration of emancipation;
- (5) Set forth court procedures and standards when issuing, voiding, and rescinding a declaration of emancipation; and
- (6) Allow parties to appeal the Family Court's decisions pertaining to emancipation to the Intermediate Court of Appeals.

Your Committee received testimony in support of this measure from Opportunity Youth Action Hawai'i, Residential Youth Services & Empowerment, Hawai'i Youth Services Network, Stonewall Caucus of the Democratic Party of Hawaii, and Rainbow Family 808. Your Committee received comments on this measure from the Judiciary and one individual.

Your Committee finds that emancipation of minors allows for a minor to be independent from the control of their parents or guardians and the parents or guardians to be free from their responsibility for the minor. Providing a judicial avenue for emancipation at sixteen years old is vital for the wellbeing of children in certain circumstances. A process for emancipation, such as the one proposed by this measure, provides one avenue for the Judiciary to address the specific needs of youth in appropriate instances.

Your Committee has amended this measure by:

- (1) Removing the requirement that a minor seeking emancipation not have a source of income derived from public assistance;
- (2) Specifying that the Family Court may pay for the costs of an appointed guardian ad litem, unless the minor or the minor's parents or guardian have sufficient funds;
- (3) Requiring a mental health evaluation by a licensed mental health professional conducted pursuant to a petition for emancipation to be paid for by the minor or the minor's parents or guardian, and if unable, requiring the evaluation to be conducted by the Child and Adolescent Mental Health Division of the Department of Health;
- (4) Removing the authorization for a court to pay for travel expenses of parties or witnesses;
- (5) Clarifying the payment responsibilities for costs of services incurred by the minor or the minor's parents or guardian and those appointed by the court;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 349, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 349, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 66 Human Services on H.B. No. 317

The purpose of this measure is to:

- (1) Prohibit the assessment of any fines, fees, or court costs against a person who is adjudicated for an offense committed while the person was a minor under the age of eighteen, or against the person's parent or guardian;
- (2) Limit court-ordered community service for a minor to no more than seventy-two hours;
- (3) Repeal the statewide curfew for minors; and
- (4) Discharge all outstanding debt obligations for fees, fines, and costs assessed in related cases prior to the effective date of this measure.

Your Committee received testimony in support of this measure from the Office of the Public Defender, Hawaii Association of Criminal Defense Lawyers, Policy Advocacy Clinic at Berkeley Law, Residential Youth Services & Empowerment, and two individuals. Your Committee received comments on this measure from the Judiciary and Opportunity Youth Action Hawai'i.

Your Committee finds that charging fees, fines, and court costs to minors during juvenile justice proceedings harms young people and their families. In Hawaii, the consequences of these assessments fall disproportionately on Native Hawaiian, Pacific Islander, and Black youth. Your Committee further finds that although Hawaii law authorizes the courts to assess monetary penalties on minors and their families, in practice, judges across the State rarely impose these costs. Your Committee also finds that many states are seeking to reform or repeal fines and fees against juveniles and their families. This measure extends similar reform efforts for juvenile justice cases in Hawaii.

Your Committee notes the comments expressed by the Judiciary in their testimony before your Committee that "[t]he intent and purposes of this bill are admirable; the strategies employed are evidenced-based" and that family courts across the State rarely impose fines, fees, or costs on minors and their parents.

Your Committee additionally finds that this measure eliminates driver education assessments levied against minors for certain violations. Your Committee also notes the concerns raised by the Judiciary in their testimony regarding potential shortfalls to the Statewide Driver Education Special Fund, as it is the sole funding source for the Statewide Driver Education Program. In the case of such a shortfall, the Judiciary may have to request additional funding from the Legislature.

Your Committee has amended this measure by:

- (1) Deleting language that would have prohibited the family court from assessing the cost of issuing and executing a summons or warrant against a minor's parent or guardian when the parent or guardian fails to comply with an order to produce the minor in court for a violation of a court order of probation or protective supervision;
- (2) Clarifying that the provision of certain no-cost treatment and services to a minor does not prohibit the utilization of treatment or services that may be available under a minor's health insurance or remove responsibility for any required copayments;
- (3) Deleting amendments to the Interstate Compact on Juveniles;
- (4) Deleting language retroactively discharging outstanding debt obligations for court-ordered fees, fines, and costs assessed in related cases prior to the effective date of this measure;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 317, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 317, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Garcia). Excused, 1 (Amato).

SCRep. 67 Human Services on H.B. No. 961

The purpose of this measure is to:

- (1) Appropriate funds for the Preschool Open Doors Program to expand access to preschool and implement program changes required by previous acts;
- (2) Expand the Executive Office on Early Learning's Public Pre-Kindergarten Program to serve three-year-old children;
- (3) Expand the types of entities from which a Preschool Open Doors service provider may obtain accreditation; and
- (4) Authorize the Preschool Open Doors Special Fund to accept federal funds.

Your Committee received testimony in support of this measure from the Office of the Lieutenant Governor, Department of Human Services, Executive Office on Early Learning, Kamehemeha Schools, Commit to Keiki, Hawai'i Children's Action Network Speaks!, Early Childhood Action Strategy, Hui for Excellence in Education, and two individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Early Learning Board.

Your Committee finds that the Executive Office on Early Learning's Public Pre-Kindergarten Program provides free public pre-kindergarten options in thirty-seven classrooms across thirty-four Department of Education campuses. Child care subsidies and tuition assistance programs, such as Preschool Open Doors, help eligible families afford child care and preschool tuition rates, thereby alleviating the financial burden many families face when attempting to access early learning opportunities. This measure expands access to both programs, which will provide more families with access to affordable high-quality early learning opportunities.

Your Committee has amended this measure by:

- (1) Clarifying that the Preschool Open Doors Program application process shall be open to eligible three-year-old children;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that the Department of Human Services estimates that expanding the Preschool Open Doors Program to eligible three-year-old children will warrant additional funding requests in the amount of \$39,836,000 for fiscal year 2024-2025 and \$39,336,000 for fiscal year 2025-2026.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 961, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 961, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Garcia). Excused, 1 (Amato).

SCRep. 68 Judiciary & Hawaiian Affairs on H.B. No. 37

The purpose of this measure is to:

- (1) Abolish the Native Hawaiian Rights Fund of the Office of Hawaiian Affairs, pursuant to the recommendation made by the Office of the Auditor in Report No. 22-02; and
- (2) Transfer any unencumbered balance to the general fund.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs. Your Committee received comments on this measure from the Tax Foundation of Hawaii.

Your Committee finds that the Office of the Auditor's Review of Special Funds, Revolving Funds, Trust Funds, and Trust Accounts of the Office of Hawaiian Affairs, Report No. 22-02, found that the Native Hawaiian Rights Fund no longer serves the purpose for which it was created and recommended that it be closed. According to the Auditor's report, the Native Hawaiian Rights Fund was administratively established by the Office of Hawaiian Affairs in 1987 to hold attorney's fees and costs recovered by the Native Hawaiian Legal Corporation's Land Title Project. However, since the Office of Hawaiian Affairs now has a direct legal services contract with the Native Hawaiian Legal Corporation, the Native Hawaiian Rights Fund is no longer needed and its balance was transferred to the Public Land Trust on July 14, 2015. Your Committee further finds that while the Native Hawaiian Rights Fund has internally been inactive, it still exists in the State Financial Accounting and Management Information System.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 37 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Hashimoto).

SCRep. 69 Judiciary & Hawaiian Affairs on H.B. No. 68

The purpose of this measure is to appropriate funds to establish a centralized statewide criminal pretrial justice data reporting and collection system pursuant to state law.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Department of Public Safety, Criminal Justice Research Institute, Hawaii Correctional System Oversight Commission, Department of the Prosecuting Attorney of the City and County of Honolulu, and two individuals. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from two individuals.

Your Committee finds that the creation of a centralized statewide criminal pretrial justice data reporting and collection system is a substantial and complex undertaking that requires interagency and interbranch collaboration, strategic planning, and resources. This measure will provide the necessary funding to establish the system pursuant to state law.

Your Committee has amended this measure by changing:

- (1) The appropriation to unspecified amounts; and
- (2) The effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider appropriating \$1,550,000 for fiscal year 2023-2024 and \$1,200,000 for fiscal year 2024-2025.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 68, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 68, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 70 Judiciary & Hawaiian Affairs on H.B. No. 92

The purpose of this measure is to:

- (1) Increase the fine for campaign spending law violations that may be assessed against a noncandidate committee that makes only independent expenditures and has received at least one contribution of more than \$10,000 or spent more than \$10,000 in an election period; and
- (2) Authorize the Campaign Spending Commission to order that the fine, or any portion of the fine, assessed against a noncandidate committee be paid from the personal funds of the officers of the noncandidate committee.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, Commission to Improve Standards of Conduct, League of Women Voters of Hawaii, and one individual.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. This measure attempts to reduce the influence of money in determining political outcomes at the state level by increasing the fine imposed for campaign spending law violations by certain noncandidate committees and allowing officers of a noncandidate committee to be held personally liable for fines assessed against noncandidate committees.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 92 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 71 Judiciary & Hawaiian Affairs on H.B. No. 94

The purpose of this measure is to disallow the use of campaign funds to purchase up to two tickets for an event held by another candidate or committee.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, Commission to Improve Standards of Conduct, and two individuals.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. This measure would reduce the appearance of any impropriety since a candidate's campaign funds are likely contributions made to a specific candidate and not intended to be used for other candidates.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 94 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 72 Judiciary & Hawaiian Affairs on H.B. No. 95

The purpose of this measure is to:

- (1) Increase the amount of funds available to candidates who qualify to participate in the partial public financing program;
- (2) Increase the minimum amount of qualifying contributions certain candidates must receive to participate in the partial public financing program;
- (3) Increase the matching fund payments to candidates in the partial public financing program for excess qualifying contributions; and
- (4) Appropriate funds:
 - (A) To increase the amount of funds available in the partial public financing program; and
 - (B) For the Campaign Spending Commission to hire additional staff.

Your Committee received testimony in support of this measure from the Campaign Spending Commission and Commission to Improve Standards of Conduct. Your Committee received testimony in opposition to this measure from four individuals. Your Committee received comments on this measure from the Pono Hawaii Initiative, Our Hawai'i, Hawai'i Workers Center, and numerous individuals.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. This measure would bolster publicly-funded elections thereby expanding the reach of many small donors and relieving candidates of the need to rely on the support of special interest groups or large donors.

Your Committee has amended this measure by:

- (1) Deleting the appropriations; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 95, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 95, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 73 Judiciary & Hawaiian Affairs on H.B. No. 106

The purpose of this measure is to authorize counties, after the adoption of ordinances, to sell property after all notices, orders, and appeal proceedings are exhausted to pay for:

- (1) The cost to the county of removing and completing necessary work related to any public nuisance, refuse, or uncultivated undergrowth; and
- (2) Unpaid civil fines related to that property.

Your Committee received testimony in support of this measure from the Department of Planning and Permitting of the City and County of Honolulu and one member of the Honolulu City Council. Your Committee received testimony in opposition to this measure from three individuals.

Your Committee finds that authorizing the counties to collect on liens filed on properties through a nonjudicial foreclosure process provides some leverage over property owners to comply or lose their property. If a property owner fails to comply and the property is foreclosed upon, this measure would enable the property to be put to productive use, allow liens attached to the property to be satisfied, and stop the accrual of additional debt or taxes on the property. This measure addresses the need of the counties to bring closure to pending civil fines imposed on property owners who are in violation of county land use and building ordinances.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 106 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 74 Judiciary & Hawaiian Affairs on H.B. No. 120

The purpose of this measure is to appropriate funds to the Department of the Prosecuting Attorney of the City and County of Honolulu for the Victim Witness Assistance Program.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Office of the Prosecuting Attorney of the County of Hawai'i, and one individual. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that the funding provided by this measure will help guide victims, witnesses, and surviving family members through the criminal justice system.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider appropriating \$736,785.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 120, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 120, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 75 Judiciary & Hawaiian Affairs on H.B. No. 121

The purpose of this measure is to appropriate funds to the Department of the Prosecuting Attorney of the City and County of Honolulu for the Career Criminal Prosecution Unit.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Office of the Prosecuting Attorney of the County of Hawai'i, Community Advocacy Research Education Services, and one individual. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that the Career Criminal Prosecution Unit was created because a disproportionate amount of serious crimes are committed against the public by a relatively small number of individuals who are multiple and repeat felony offenders. This measure will help support the prosecution of these career criminals.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider appropriating \$708,806.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 121, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 121, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 76 Judiciary & Hawaiian Affairs on H.B. No. 126

The purpose of this measure is to:

- (1) Enhance the penalty for bribery offenses:
 - (A) Committed by elected or appointed public servants;
 - (B) Involving a pecuniary benefit valued at over \$20,000; or
 - (C) Committed by repeat offenders; and
- (2) Amend the offense of obstruction of justice to:
 - (A) Include obstruction by force, threat of force, coercion, fraud, or deception;
 - (B) Make it a class B felony; and
 - (C) Prohibit eligibility for deferred acceptance of guilty plea or nolo contendere plea.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Campaign Spending Commission, Department of the Prosecuting Attorney of the County of Maui, Department of the Prosecuting Attorney of the City and County of Honolulu, Honolulu Police Department, and two individuals.

Your Committee finds that enhanced penalties for bribery offenses will deter public corruption and ensure that offenders are held accountable for their actions. Your Committee further finds that the Department of the Attorney General and Department of the Prosecuting Attorney of the City and County of Honolulu recommended amending this measure to delete the amendments to the offense of obstruction of justice to avoid potential legal challenges regarding the measure's title.

Accordingly, your Committee has amended this measure by:

- (1) Deleting the amendments to the offense of obstruction of justice;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 126, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 126, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 77 Housing on H.B. No. 84

The purpose of this measure is to:

- (1) Make explicit the counties' authority to enact ordinances to amortize or phase out permitted, nonconforming, or otherwise allowed short-term rentals in any zoning classification; and
- (2) Include swapping, bartering, or exchange of a residential dwelling in the definition of "short-term rental".

Your Committee received testimony in support of this measure from the Hawai'i Tourism Authority and four individuals. Your Committee received testimony in opposition to this measure from Airbnb. Your Committee received comments on this measure from Airbnb Public Policy, Hawaii.

Your Committee finds that certain short-term rentals are permitted to operate in the State through zoning laws adopted in each county. Your Committee further finds that certain short-term rentals continue operating only by virtue of their status as legal, nonconforming uses that have been grandfathered in. This measure will address this legal loophole by allowing the counties to amortize or phase out permitted, nonconforming, or otherwise allowed short-term rentals in any zoning classification.

Your Committee has amended this measure by:

- (1) Changing the number of minimum days an individual must stay for a dwelling unit to be considered a short-term rental to an unspecified number of days;
- (2) Changing the effective date to July 1, 3000, to encourage further discussion; and

(3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 84, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 84, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, 1 (Onishi). Excused, none.

SCRep. 78 Housing on H.B. No. 567

The purpose of this measure is to:

- (1) Exempt housing development for the Department of Hawaiian Home Lands from the general excise tax and school impact fee requirements;
- (2) Amend the appropriation lapse date for Act 279, Session Laws of Hawaii 2022, which appropriated \$600,000,000 to the Department of Hawaiian Home Lands; and
- (3) Extend the issuance of county affordable housing credits to the Department of Hawaiian Home Lands.

Your Committee received testimony in support of this measure from the Department of Hawaiian Home Lands. Your Committee received comments on this measure from the Department of Budget and Finance, Department of Taxation, School Facilities Authority, and Tax Foundation of Hawaii.

Your Committee finds that the State has a duty to provide necessary and affordable housing to native Hawaiians but recognizes that the significantly long waitlist has resulted in many native Hawaiians losing an opportunity for housing on Hawaiian home lands. In support of this duty, the Legislature appropriated a record \$600,000,000 in 2022 to the Department of Hawaiian Home Lands to develop such housing. However, your Committee notes that additional work is needed to provide the native Hawaiian community more housing options on Hawaiian home lands. Incentivizing the development of housing on Hawaiian home lands will help further this goal.

Your Committee has amended this measure by:

- (1) Clarifying that all gross proceeds of sale or gross income arising from the planning, design, financing, or construction of any development of homestead lots or creation of new housing units for the Department of Hawaiian Home Lands are exempt from the general excise tax;
- (2) Modifying the Department of Hawaiian Home Land's responsibilities in approving or denying general excise tax exemption eligibility and clarifying the requirements for eligible development projects;
- (3) Deleting language that required a housing project be covered by a regulatory agreement with the Department of Hawaiian Home Lands to obtain a certification for exemption;
- (4) Specifying that approval and certification service fees are to be deposited into the Hawaiian Home Operating Fund rather than the Hawaiian Home Administration Account;
- (5) Inserting the definition for "homestead lot";
- (6) Exempting the development of homestead lots or housing units by the Department of Hawaiian Home Lands from the use tax;
- (7) Deleting language that would have exempted any housing development for the Department of Home Lands that was certified for a general excise tax exemption;
- (8) Making permanent the exemption of any housing developed by the Department of Hawaiian Home Lands from school impact fees requirements and clarifying that the exemption from school impact fees applies to any form of housing developed where new units are created;
- (9) Lapsing the appropriation provided under Act 279, Session Laws of Hawaii 2022, on June 30, 2023, and inserting an appropriation for fiscal year 2023-2024 for the purposes of Act 279, Session Laws of Hawaii 2022, with a lapse date of June 30, 2025, to comport with state constitutional requirements related to time frames for legislative appropriations;
- (10) Making permanent the issuance of county affordable housing credits to the Department of Hawaiian Home Lands and clarifying that the credits are for development where new housing units are created;
- (11) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (12) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes the importance of school impact fees and the role the fees play in ensuring the quality of schools for the keiki of the State. Your Committee therefore believes that any exemption from school impact fees requires further discussion to ensure that schools are not adversely impacted by such an exemption.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 567, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 567, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 79 Judiciary & Hawaiian Affairs on H.B. No. 89

The purpose of this measure is to prohibit elected officials from soliciting and accepting campaign contributions during any regular session or special session of the Legislature, including any extension of any regular session or special session and any legislative recess day, holiday, or weekend.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, Commission to Improve Standards of Conduct, League of Women Voters of Hawaii, Pono Hawaii Initiative, Free Access Coalition, Iron Workers Stabilization Fund, and nine individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established pursuant to House Resolution No. 9, Regular Session of 2022. If enacted, this measure would reduce the negative perception of legislators soliciting or accepting contributions from individuals or organizations that have an interest in matters pending before the Legislature during session.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 89 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 80 Judiciary & Hawaiian Affairs on H.B. No. 90

The purpose of this measure is to amend the definition of "fundraiser" under election laws to include all functions held for the benefit of candidates, candidate committees, and noncandidate committees, regardless of the price or suggested contribution for attending the function.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, Commission to Improve Standards of Conduct, and two individuals.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. This measure would further public transparency and improve public confidence in campaigns by requiring a notice of intent to hold a fundraiser for which any price is charged or any contribution is suggested for attendance.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 90 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 81 Judiciary & Hawaiian Affairs on H.B. No. 93

The purpose of this measure is to require the Campaign Spending Commission to publish on its website the names of candidates and noncandidate committees who fail to file an organizational report or a corrected organizational report with the Campaign Spending Commission.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, Commission to Improve Standards of Conduct, and one individual.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. This measure would improve compliance with filing requirements and also bring awareness of noncompliance to the public.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 93 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 82 Judiciary & Hawaiian Affairs on H.B. No. 99

The purpose of this measure is to:

- (1) Limit the amount of cash contributions a candidate, candidate committee, or noncandidate committee may accept from a single person during each election period to \$100; and
- (2) Require the candidate, candidate committee, or noncandidate committee to issue a receipt to the contributor and keep a record of the contribution.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, Commission to Improve Standards of Conduct, and one individual.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. Your Committee further finds that cash contributions to political campaigns can be difficult to trace. This measure would impose limitations similar to those placed on anonymous cash contributions, thereby making violations of campaign finance law easier to detect and prevent.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 99 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10; Ayes with Reservations (Ganaden). Noes, none. Excused, none.

SCRep. 83 Judiciary & Hawaiian Affairs on H.B. No. 91

The purpose of this measure is to:

- (1) Deem the right to a contested case hearing waived if the person fails to request a contested case hearing within twenty days of receipt of the Campaign Spending Commission's preliminary hearing; and
- (2) Allow the Campaign Spending Commission to file its order in the First Circuit Court for confirmation as a civil judgment, enforceable and collectible as any other judgment issued by the circuit courts.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, Commission to Improve Standards of Conduct, and one individual.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. This measure would strengthen the Campaign Spending Commission's ability to resolve certain matters and enforce campaign spending laws.

Your Committee has amended this measure by:

- (1) Correcting a statutory reference; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 91, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 91, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 84 Judiciary & Hawaiian Affairs on H.B. No. 97

The purpose of this measure is to:

- (1) Require the Campaign Spending Commission to serve preliminary determinations of probable cause via first-class mail, instead of certified mail; and
- (2) Establish a presumption of receipt when the preliminary determination is mailed to the address contained in a candidate or committee organizational report.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, Commission to Improve Standards of Conduct, and two individuals.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. This measure would facilitate the Campaign Spending Commission's ability to resolve matters involving violations of campaign spending laws.

Your Committee has amended this measure by:

- (1) Requiring the Campaign Spending Commission to also serve preliminary determinations of probable cause via electronic mail;
- (2) Amending the time period for the presumption of receipt to five business days after the preliminary determination is mailed, instead of two business days after the preliminary determination is mailed; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 97, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 97, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 85 Health & Homelessness on H.B. No. 406

The purpose of this bill is to effectuate its title.

H.B. No. 406 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the action to report out H.B. No. 406, as amended herein, and recommends that it be recommitted to your Committee on Health & Homelessness, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 406, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 86 Education on H.B. No. 1128

The purpose of this measure is to:

- (1) Define the term "Hawaiian" with regard to Hawaii's official languages and require that every effort shall be made to accommodate Hawaiian speakers and readers;
- (2) Require the Department of Education schools to recognize the Hawaiian language as the sole indigenous language of the Hawaiian islands, define Hawaiian language for that purpose, and authorize the Department to offer a course in Hawaiian language; and
- (3) Appropriate funds to the State Public Charter School Commission to study the Hawaiian language and for the publication of educational resource materials for native speakers of the Hawaiian language.

Your Committee received testimony in support of this measure from the Office of Economic Development of the County of Kauai, Ka Leo o na Kupa, and ten individuals. Your Committee received comments on this measure from the Department of Education and State Public Charter School Commission.

Your Committee finds that families of Niihau, who live on Niihau and Kauai, have maintained the language of their ancestors and are now the only true community of Hawaiian language native speakers left in the world who use Hawaiian as their primary language. This sets them apart from learners in schools and classrooms of the Hawaiian islands whose primary language is English or another language, where native-speaker communities no longer exist. Your Committee believes that more support is needed to this community through better understanding of their language and developing educational and community resource materials in their language.

Your Committee also recognizes that there is a need to support Hawaiian language native speakers in interacting with government procedures. When certain public records, including documents, notices, and medical records, are created in or translated into Hawaiian, native speakers of Hawaiian need these records in the language and orthography that they understand best, and not in the version of the Hawaiian language used currently that they do not understand.

Your Committee has amended this measure by:

- (1) Applying the provisions of this measure specifically to any island with a population of five hundred or less;
- (2) Deleting language which would have entitled students who successfully complete a course in Hawaiian language to receive credit for that course toward satisfaction of the world language requirement of a public school;

- (3) Changing the appropriation to an unspecified amount;
- (4) Changing its effective date to June 30, 3000; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider the appropriation amount of \$50,000.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1128, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1128, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 87 Education on H.B. No. 1448

The purpose of this measure is to authorize:

- (1) The Department of Education to stock bronchodilators for emergency use during respiratory distress; and
- (2) Department employees to volunteer to administer bronchodilators.

Your Committee received testimony in support of this measure from the American Lung Association, Hawaii Children's Action Network Speaks!, Hawai'i Public Health Institute, AlohaCare, Hawai'i Public Health Association, Hawai'i State Center for Nursing, and six individuals. Your Committee received comments on this measure from the Department of Education, Department of the Attorney General, Department of Health, and University of Hawai'i Nancy Atmospera-Walch School of Nursing.

Your Committee finds that every year, over five thousand people in Hawaii visit emergency rooms due to asthma and another one thousand five hundred are hospitalized. Infants and very young children make up the majority of asthma-related medical emergencies and hospitalizations. Although the asthma mortality rate has declined over the past ten years, there was an average of twenty-two deaths per year from asthma in Hawaii between 2013 and 2015. Your Committee believes that as asthma attacks can occur at any time and often without warning, children with asthma should always have access to medication that can quickly reverse the blockages in their lungs, especially in schools so as to not take children out of the classroom and impede their learning.

Your Committee has amended this measure by:

- (1) Clarifying that schools must follow the Department of Education's protocols, rather than developing their own protocols, regarding the training of employees, maintenance and location of bronchodilators, and immediate and long-term follow up to the administration of medication;
- (2) Specifying that the Department of Education's protocols also apply to Department agents;
- (3) Specifying that schools may, with a valid prescription, accept unused and unexpired bronchodilators, devices, and device components;
- (4) Changing its effective date to June 30, 3000; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1448, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1448, H.D. 1, and be referred to your Committee on Health & Homelessness.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 88 Education on H.B. No. 1116

The purpose of this measure is to:

- (1) Establish the recommended criteria for the licensure of school psychologists in the State;
- (2) Amend the composition of the Board of Psychology to include two school psychologists; and
- (3) Require all persons practicing under the title of "school psychologist" in the State to obtain a school psychologist license with the Board of Psychology by July 1, 2025.

Your Committee received testimony in support of this measure from Hawaii Children's Action Network Speaks!, National Association of School Psychologists; Hawaii State Teachers Association; Hawai'i Association of School Psychologists; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hui for Excellence in Education Coalition, and thirteen individuals. Your Committee received testimony in opposition to this measure from the Republic of Hawai'i. Your Committee received comments on this measure from the Department of Education, Department of Commerce and Consumer Affairs, Board of Psychology's Legislative Committee, and Hawai'i Psychological Association.

Your Committee finds that school psychologists are integral to helping students succeed academically, socially, behaviorally, and emotionally by providing direct educational and mental health services for children and youth. Your Committee further finds that Hawaii, as the only state without certification or licensure for school psychologists, cannot ensure that functioning school psychologists are properly qualified and delivering appropriate services.

Your Committee notes that the National Association of School Psychologists' Standards for the Credentialing of School Psychologists provides a model upon which guidelines for a proper licensing program may in part be based on. Furthermore, accredited school psychologists should be licensed by, and registered with, the Board of Psychology to ensure the delivery of quality services to students and the community. This measure establishes the framework for the licensure of school psychologists, based in part by the National Association of School Psychologists' Standards, and the regulation of the profession to ensure appropriate services are delivered and the public is protected from the unqualified practice of school psychology.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Consumer Protection & Commerce, should it deliberate on this measure, to consider the testimony of the Department of Commerce and Consumer Affairs and the concerns and recommendations raised in the Department's testimony.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1116, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1116, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Garcia). Noes, none. Excused, none.

SCRep. 89 Culture, Arts & International Affairs on H.B. No. 834

The purpose of this measure is to recognize American Sign Language as a fully developed, autonomous, natural language with its own grammar, syntax, vocabulary, and cultural heritage.

Your Committee received testimony in support of this measure from the Hawai'i Civil Rights Commission. Your Committee received comments on this measure from one individual.

Your Committee finds that at least a dozen states have enacted laws that recognize American Sign Language, or ASL, as a distinct language. Your Committee further finds that codifying recognition of ASL would advance the public's understanding and acknowledgment that ASL is a discrete language and not merely signed English.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 834, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 834, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Sayama).

SCRep. 90 Culture, Arts & International Affairs on H.B. No. 968

The purpose of this measure is to appropriate funds to the University of Hawaii Pamantasan Council for three full-time equivalent academic and support services specialist positions.

Your Committee received testimony in support of this measure from the University of Hawai'i Pamantasan Executive Committee; Filipino Community Center, Inc.; Hawaii Friends of Civil Rights; Filipinos for Affirmative Action; Samahang Filipino Club at Hawai'i Community College; and numerous individuals.

Your Committee finds that the Pamantasan Council was established in 1987 to address Filipinx representation and success on campus and ensure that Filipinx American and Philippine courses are represented in the curriculum. Your Committee further finds that the Pamantasan Council has no budget and is a volunteer organization of University of Hawaii students, staff, faculty, and administrators who are committed to access and diversity issues. This measure would fund positions for the Council to continue positively impacting student recruitment, engagement, retention, and success.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Higher Education & Technology and your Committee on Finance, should they deliberate on this measure, to consider a total appropriation amount of \$310,000, which includes \$70,000 for each of three full-time equivalent positions and \$100,000 for operating costs.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 968, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 968, H.D. 1, and be referred to your Committee on Higher Education & Technology.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Sayama).

SCRep. 91 Health & Homelessness on H.B. No. 855

The purpose of this measure is to establish a general excise tax exemption for the gross proceeds or income from the manufacture, production, packaging, and sale of diapers in the State.

Your Committee received testimony in support of this measure from the Hawai'i Diaper Bank, National Diaper Bank Network, Hawai'i Children's Action Network Speaks!, Early Childhood Action Strategy, Retail Merchants of Hawaii, Hawaii State Coalition Against Domestic Violence, Ma'i Movement Hawai'i, Aloha Diaper Bank, and four individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that the regressive nature of the State's general excise tax makes it difficult for some families to afford basic life necessities such as diapers. Your Committee further finds that a lack of adequate diapers can negatively impact struggling families, as a lack of clean diapers can result in a loss of access to child care, leading to absences at work and reductions in monthly income. This measure is intended to assist families by reducing the general excise tax burden through a general excise tax exemption for diapers.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 855, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 855, H.D. 1, and be referred to your Committee on Economic Development.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 92 Health & Homelessness on H.B. No. 622

The purpose of this measure is to establish a task force to reduce the suicide rate among Native Hawaiians and Pacific Islanders in the State.

Your Committee received testimony in support of this measure from the Hawaii Primary Care Association, Hawaii Health & Harm Reduction Center, Hawai'i Family Forum, The Queen's Health System, Papa Ola Lokahi, and six individuals. Your Committee received comments on this measure from the Department of Health, Department of Public Safety, and University of Hawai'i John A. Burns School of Medicine.

Your Committee finds that suicide accounts for twenty-five percent of all fatal injuries in the State. Your Committee further finds that, in 2019, suicide was the leading cause of death for Native Hawaiians and Pacific Islanders. This measure is intended to establish a coordinated approach to preventing suicide and suicide attempts, particularly in vulnerable Native Hawaiian and Pacific Islander communities, through the establishment of a task force to examine causes of the high rate of suicide in Native Hawaiian and Pacific Islander communities and develop best practices for increasing the effectiveness of suicide prevention models among Native Hawaiians and Pacific Islanders.

Your Committee notes that there is an existing task force, the Prevent Suicide Hawaii Task Force, that is currently working on a strategic plan to reduce suicides in Hawaii. Your Committee believes it will be a more efficient use of resources to codify the existing Prevent Suicide Hawaii Task Force, and incorporate a component focusing on Native Hawaiian and Pacific Islander populations, rather than establishing a new task force.

Accordingly, your Committee has amended this measure by:

- (1) Deleting the substantive contents of this measure, which would have established a task force within the Department of Health to reduce the suicide rate among Native Hawaiians and Pacific Islanders in the State;
- (2) Inserting language codifying the existing Prevent Suicide Hawaii Task Force;
- (3) Amending the composition of Prevent Suicide Hawaii Task Force;
- (4) Amending the focus of the Prevent Suicide Hawaii Task Force to include the prevention of suicide among Native Hawaiians and Pacific Islanders;
- (5) Clarifying certain other operational requirements for the Prevent Suicide Hawaii Task Force;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 622, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 622, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 93 Health & Homelessness on H.B. No. 82

The purpose of this measure is to:

- (1) Clarify the limits of when a preceptor may be compensated for standard clinical services while providing a volunteer-based supervised clinical training rotation;
- (2) Amend the definition of "preceptor" to include specialty providers who support the development and training of students in primary care; and
- (3) Amend the membership of the Preceptor Credit Assurance Committee to include the Director of Health.

Your Committee received testimony in support of this measure from the Department of Health, University of Hawai'i System, National Association of Social Workers - Hawai'i, Hawai'i Association of Professional Nurses, Hawaii Medical Association, Hawai'i State Center for Nursing, Hawai'i Primary Care Association, Hawaii Chapter of the American Physical Therapy Association, Kaiser Permanente Hawai'i, Hawai'i Pacific Health, The Queen's Health System, Hawai'i Academy of Physician Assistants, and two individuals. Your Committee received comments on this measure from the Department of Health, Department of Taxation, and Tax Foundation of Hawaii.

Your Committee finds that there is a shortage of primary care providers in the State. Your Committee further finds that the healthcare preceptor income tax credit is intended to incentivize volunteer preceptors to offer professional instruction, training, and supervision to students and residents seeking careers as health care providers. However, only a small subset of providers met the credit's eligibility requirements. This measure is intended to increase eligibility for the credit by clarifying compensation limits for volunteer-based supervised clinical training rotations and expanding the definition of "preceptor" to include additional medical specialties.

Your Committee further finds that other classes of providers who support primary care are statutorily ineligible for the tax credit, such as dietitians, physician assistants, and social workers.

Accordingly, your Committee has amended this measure by:

- (1) Replacing its contents with the contents of H.B. No. 1450, Regular Session of 2023, which is a substantially similar measure that includes dietitians, physician assistants, and social workers to the classes of professionals eligible for the tax credit;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstance amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 82, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 82, H.D. 1, and be referred to your Committee on Economic Development.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 94 Health & Homelessness on H.B. No. 907

The purpose of this measure is to authorize reimbursement services provided through telehealth by way of an interactive telecommunications system.

Your Committee received testimony in support of this measure from the University of Hawai'i John A. Burns School of Medicine, Hawaii Primary Care Association, National Association of Social Workers - Hawai'i, Hawai'i Psychological Association, Alzheimer's Association, Hawaii Disability Rights Center, American Cancer Society Cancer Action Network, Hawaiian Islands Association for Marriage and Family Therapy, Hawaii Medical Association, AARP Hawai'i, ATA Action, Hawai'i Pacific Health, Hawai'i Parkinson Association, and nine individuals. Your Committee received comments on this measure from the Department of Health, Department of Commerce and Consumer Affairs, and Hawaii Medical Service Association.

Your Committee finds that the State's rural and underprivileged communities are often cut off from receiving essential health care services through telehealth because they lack the broadband coverage necessary to access this care. Your Committee further finds that the use of standard telephone contact in telehealth during the COVID-19 pandemic demonstrated the effectiveness of this tool as a mode of essential health care delivery, particularly for residents living in rural, isolated, or underprivileged communities. This measure expands access to essential health care services by authorizing reimbursement of services provided through telehealth by way of an interactive telecommunications system.

Your Committee has amended this measure by:

- (1) Clarifying that "interactive telecommunications system" includes two-way real-time audio-only communication;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 907, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 907, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 95 Health & Homelessness on H.B. No. 666

The purpose of this measure is to adopt the Interstate Medical Licensure Compact.

Your Committee received testimony in support of this measure from the Mayor of the County of Hawai'i, Federation of State Medical Boards, Hawaii Primary Care Association, Hawaii Medical Association, Healthcare Association of Hawaii, Hawaii Association of Health Plans, Interstate Medical Licensure Compact Commission, Liberty Dialysis – Hawaii, The Queen's Health System, Hawaii Medical Service Association, Hawai'i Pacific Health, and two individuals. Your Committee received comments on this measure from the Department of Public Safety, Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs, Hawaii Medical Board, and Grassroot Institute of Hawaii.

Your Committee finds that the Interstate Medical Licensure Compact creates a comprehensive process that complements the existing licensing and regulatory authority of state medical boards and provides a streamlined process that allows physicians to become licensed in multiple states. Your Committee further finds that adoption of the Interstate Medical Licensure Compact will increase access to health care in the State, by increasing the ability for physicians to practice across participating jurisdictions.

Your Committee has amended this measure by:

- (1) Appropriating an unspecified amount of funds for the establishment of positions and necessary database upgrades to ensure the Professional and Vocational Division of the Department of Commerce and Consumer Affairs can properly implement the compact;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion and delaying implementation of the compact for one year; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 666, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 666, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 96 Health & Homelessness on H.B. No. 664

The purpose of this measure is to expand the class of health care providers under whom respiratory therapists may practice respiratory care to include physician assistants and advanced practice registered nurses.

Your Committee received testimony in support of this measure from the Hawai'i State Center for Nursing, Hawai'i Pacific Health, Kaiser Permanente Hawai'i, Hawai'i-American Nurses Association, Hawai'i Association of Professional Nurses, and Hawai'i Academy of Physician Assistants. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Board of Nursing, Hawaii Medical Board, and Hawaii Society for Respiratory Care.

Your Committee finds that respiratory therapy is the health care discipline specializing in the promotion of optimum cardiopulmonary function, health, and wellness. Your Committee further finds that respiratory therapists in the State must practice under the direction of a licensed physician. This requirement, in conjunction with the health care provider shortage in the State, results in severely limited ability for residents to access respiratory therapy, especially in rural and underserved areas. This measure opens access to respiratory care in the State by authorizing respiratory therapists to practice under the order and direction of health care providers other than physicians.

Your Committee has amended this measure by:

- (1) Specifying that physician assistants are authorized to sign orders for respiratory therapy and plans of care;
- (2) Clarifying that respiratory therapists must practice under the order and qualified direction of other specified health care providers, rather than under the direct order and qualified medical direction of other specified health care providers;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 664, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 664, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 97 Health & Homelessness on H.B. No. 1221

The purpose of this measure is to mandate reimbursement for services provided by pharmacists within their scope of practice by private and public health plans in the State.

Your Committee received testimony in support of this measure from the University of Hawai'i at Hilo, Hawaii Pharmacists Association, Walgreen Co., The Keto Prescription Clinic, American Pharmacists Association, National Community Pharmacists Association, Hawai'i Pacific Health, Times Pharmacy, East Hawaii Independent Physicians Association dba Big Island Docs, Community First, and numerous individuals. Your Committee received comments on this measure from the Department of Human Services, Department of Commerce and Consumer Affairs, Board of Pharmacy, The Queen's Health System, and one individual.

Your Committee finds that pharmacists can bridge the gaps created by the State's physician shortage by educating patients on how and when to check blood sugar, ways to avoid and manage hypoglycemia, how to take their medications correctly to avoid adverse effects, and various medication utilization techniques. Your Committee further finds that the lack of access to pharmacist services disproportionately affects Hawaii patient populations in the most isolated areas of the State. Aligning the pharmacist reimbursement practices with the provision of their services, comparable to other health care providers, will allow pharmacies to remain open and enable local pharmacists to continue providing vital care to their patients.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1221, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1221, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 98 Health & Homelessness on H.B. No. 659

The purpose of this measure is to amend the pharmacist scope of practice to clarify that pharmacists may order and perform certain diagnostic-related tests and tests waived under the federal Clinical Laboratory Improvement Amendments of 1988 (CLIA).

Your Committee received testimony in support of this measure from the University of Hawai'i at Hilo, Hawai'i Pharmacists Association, Hep Free Hawai'i, Hawai'i Health & Harm Reduction Center, Walmart Inc., Walgreen Co., Times Pharmacy, and six individuals. Your Committee received testimony in opposition to this measure from Clinical Laboratories of Hawaii. Your Committee received comments on this measure from the Department of Health and Board of Pharmacy.

Your Committee finds that under existing state law, pharmacists are currently permitted to perform certain drug therapy-related tests. However, it is unclear if pharmacists can explicitly perform CLIA-waived tests. CLIA-waived tests are simple, easy to use tests that are non-technical in nature and are meant to be performed by lay persons in a non-clinical setting. Your Committee further finds that enabling pharmacists to perform certain diagnostic-related and CLIA-waived tests will improve and expand patient access to necessary, but simple, health care.

Your Committee notes the concerns raised that this measure may be viewed as an expansion of the scope of practice for pharmacists. Your Committee finds that these concerns may warrant additional discussion as this bill moves through the legislative process.

Your Committee has amended this measure by:

- (1) Clarify that pharmacists may order certain tests and perform the collection of certain authorized or approved specimens;
- (2) Changing the effective date to June 1, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 659, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 659, H.D. 1, and be referred to your Committee on Higher Education & Technology.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 99 Health & Homelessness on H.B. No. 663

The purpose of this measure is to improve breast cancer detection rates in the State by:

- (1) Increasing the categories of women required to be covered for mammogram screenings;
- (2) Requiring that the existing health insurance mandate for coverage of low-dose mammography include digital mammography and digital breast tomosynthesis;
- (3) Defining "digital breast tomosynthesis"; and
- (4) Requiring health care service providers to be reimbursed at rates accurately reflecting the resource cost specific to each service, including any increased resource cost after January 1, 2023.

Your Committee received testimony in support of this measure from the Hawaii Medical Association, Hawaii Radiological Society, and four individuals. Your Committee received comments on this measure from the Department of Health, Department of Commerce and Consumer Affairs, Hawaii Medical Service Association, and Kaiser Permanente Hawaii.

Your Committee finds that there is ample data showing that annual mammographic screenings significantly reduce breast cancer deaths and morbidity and that effective screening programs are in the best interest of the State and its residents. Your Committee further finds that the guidelines issued by the United States Preventive Task Force with respect to breast cancer screening were a significant departure from screening guidelines issued by leading clinical organizations and, if implemented, would result in insurance plans no longer being required to cover annual mammography without cost sharing for millions of women between forty and forty-nine years of age. This measure is intended to improve public health by increasing access to breast cancer screening, which will in turn play a pivotal role in reducing breast cancer mortality.

Your Committee has amended this measure by:

- (1) Changing the required coverage of low-dose screening mammography for occult breast cancer to be in line with national standards in accordance with American College of Radiology guidelines;
- (2) Removing the requirement that health care service providers be reimbursed at rates accurately reflecting the resource costs specific to each service, including any increased resource cost, after January 1, 2023;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 663, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 663, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 100 Health & Homelessness on H.B. No. 650

The purpose of this measure is to amend the Our Care, Our Choice Act to:

- (1) Authorize advanced practice registered nurses to practice medical aid in dying in accordance with their scope of practice and prescribing authority;
- (2) Authorize advanced practice registered nurses with a psychiatric or clinical nurse specialization to provide counseling to a qualified patient;
- (3) Reduce the mandatory waiting period between oral requests from twenty days to five days; and
- (4) Provide an expedited pathway for terminally ill qualified patients who are not expected to survive the mandatory waiting period.

Your Committee received testimony in support of this measure from Compassion & Choices; Hawai'i Psychological Association; Hawai'i Association of Professional Nurses; Hawai'i-American Nurses Association; Hawaii Society of Clinical Oncology; The Hawaiian Islands Association for Marriage and Family Therapy; Stonewall Caucus of the Democratic Party of Hawai'i; and numerous individuals. Your Committee received testimony in opposition to this measure from the Hawaii's Partnership for Appropriate and Compassionate Care, Hawaii Family Forum, and eight individuals. Your Committee received comments on this measure from the Department of Health, Board of Nursing, Hawai'i State Center for Nursing, and two individuals.

Your Committee finds that the State's unique geography and on-going physician shortage has created barriers to access to qualified terminally ill adults who wish to receive medical aid in dying. Your Committee further finds that Hawaii has the longest mandatory waiting period amongst all ten medical aid in dying authorized states, and many patients do not survive the mandatory twenty days. This measure addresses the needs of terminally ill patients who wish to die in a peaceful, humane, and dignified manner by reducing the mandatory waiting period and authorizing appropriately qualified advanced practice registered nurses to administer medical aid in dying.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 650, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 650, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Garcia). Excused, 1 (Amato).

SCRep. 101 Health & Homelessness on H.B. No. 485

The purpose of this measure is to require the Department of Health to issue new marriage certificates to reflect changes in both name and gender upon receipt of the required supporting documentation.

Your Committee received testimony in support of this measure from the Hawai'i Civil Rights Commission, Stonewall Caucus of the Democratic Party of Hawai'i, Hawai'i Health & Harm Reduction Center, North Shore Ko'olau Diversity Collective, Pilina Center for Wellbeing, and nineteen individuals. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that marriage certificates are vital records needed for handling domestic affairs, such as health insurance, as well as legal and financial concerns, such as filing taxes or arranging property succession or retirement benefits to a spouse. Your Committee further finds that under existing law, it is difficult and time consuming for those who have completed a legal name and gender change to also change their gender designation on a marriage certificate. This measure is intended to reduce confusion and help address the stigma associated with not having legal documents aligned with a person's gender identity by allowing for the issuance of a new marriage certificate that reflects changes to both the name and gender of the applicant.

Your Committee has amended this measure by:

- (1) Placing the new language in chapter 338, Hawaii Revised Statutes, relating to vital statistics;
- (2) Repealing language establishing a marriage certificate as prima facie evidence of the fact of marriage in any proceeding in any court;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 485, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 485, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Garcia). Excused, 1 (Amato).

SCRep. 102 Energy & Environmental Protection on H.B. No. 748

The purpose of this measure is to, beginning December 31, 2026, prohibit the manufacture, sale, offer for sale, distribution for sale, and distribution for use of any food packaging, food service ware, cosmetic, or personal care product that contains perfluoroalkyl and polyfluoroalkyl substances.

Your Committee received testimony in support of this measure from the Department of Health, Environmental Caucus of the Democratic Party of Hawai'i, Our Revolution Hawaii, and three individuals. Your Committee received testimony in opposition to this measure from the Chamber of Sustainable Commerce, American Chemistry Council, Retail Merchants of Hawaii, and Consumer Healthcare Products Association. Your Committee received comments on this measure from the Household and Commercial Products Association.

Your Committee finds that perfluoroalkyl and polyfluoroalkyl substances, also known as PFAS, are chemicals that have been used in many consumer products since the 1940s. These chemicals accumulate in the human body, and exposure can lead to adverse health outcomes in humans. This measure addresses the many environmental, health, and safety concerns related to the use of perfluoroalkyl and polyfluoroalkyl substances by prohibiting their uses in food packaging and certain personal care products.

Your Committee has amended this measure by:

- (1) Exempting certain products from the perfluoroalkyl and polyfluoroalkyl substances ban;
- (2) Inserting definitions for "cosmetic", "food packaging", "perfluoroalkyl and polyfluoroalkyl substances", and "personal care product";
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 748, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 748, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 103 Energy & Environmental Protection on H.B. No. 1410

The purpose of this measure is to:

- (1) Require deposit beverage container dealers with more than a certain number of locations in the State to have at least one operating reverse vending machine at each location;
- (2) Establish a Reverse Vending Machine Endowment Subaccount within the Deposit Beverage Container Deposit Special Fund to purchase and maintain reverse vending machines to assist dealers in meeting these requirements; and
- (3) Specify that monies in excess of an unspecified amount in the Deposit Beverage Container Deposit Special Fund shall lapse to the general fund at the end of every fiscal year.

Your Committee received comments on this measure from the Department of Health.

Your Committee finds that although most people care about the environment and desire to recycle, it is often inconvenient to recycle deposit beverage containers. Utilizing reverse vending machines provides an automated method for collecting, sorting, and handling the return of used deposit beverage containers for recycling or reuse. This measure would make more reverse vending machines available and provide the public with convenient opportunities to recycle their deposit beverage containers.

Your Committee has amended this measure by:

- (1) Clarifying that monies in the Deposit Beverage Container Deposit Special Fund may be used for grants to deploy reverse vending machines in the State;
- (2) Deleting language that would have established a Reverse Vending Machine Endowment Subaccount;
- (3) Deleting language that specified that monies in excess of an unspecified amount in the Deposit Beverage Container Deposit Special Fund shall lapse to the general fund at the end of each fiscal year;
- (4) Deleting language that would have required deposit beverage container dealers with more than a certain number of locations in the State to have at least one operating reverse vending machine at each location;
- (5) Inserting language that requires the Department of Health to establish a pilot program to provide grants for deploying reverse vending machines in the State;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1410, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1410, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 104 Energy & Environmental Protection/Water & Land on H.B. No. 444

The purpose of this measure is to propose a constitutional amendment to ensure that the inherent and inalienable right of the people, including future generations, to clean water and air, a healthful environment and climate, healthy native ecosystems, and beaches shall be protected and shall not be infringed.

Your Committees received testimony in support of this measure from the Kauai Climate Action Coalition; Surfrider Foundation, Hawai'i Region; Zero Waste Kaua'i; Hawai'i Reef and Ocean Coalition; Climate Protectors Hawai'i; Environmental Caucus of the Democratic Party of Hawai'i; Imua Alliance; Americans for Democratic Action, Hawai'i; 'Ahahui o nā Kauka; 350Hawaii.org; Community Coalition of Kaua'i; Green Amendments for the Generation; Hawaii Alliance for Progressive Action; Hawaii Youth Climate Coalition; Independent Energy; Kauai Women's Caucus; Our Revolution Hawaii; Trinity United Methodist Church; Zero Waste Hawai'i Island; Pono Hawaii Initiative; and numerous individuals. Your Committees received comments on this measure from the Department of Land and Natural Resources and Department of the Attorney General.

Your Committees find that clean air and water and healthy environments are essential for human life. Providing more protections for environmental rights will provide an important tool for protecting the State's environment and strengthen enforceable environmental rights that belong to all residents of Hawaii.

Your Committees have amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Judiciary & Hawaiian Affairs, should it deliberate on this measure, to consider the concerns of the Department of the Attorney General related to the Legislature's future ability to regulate the environment and the constitutionality of existing environmental laws and regulations.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 444, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 444, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 5; Ayes with Reservations (Ward). Noes, none. Excused, 2 (Gates, Woodson).

Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 105 Energy & Environmental Protection/Water & Land on H.B. No. 1396

The purpose of this measure is to establish and appropriate funds for a pilot program within the Environmental Management Division of the Department of Health to work with each county to identify a priority area to expand the county sewage system or other centralized treatment system to connect individual properties in the priority area and reduce or eliminate cesspools in the identified area.

Your Committees received testimony in support of this measure from the Department of Health, University of Hawai'i Sea Grant College Program, University of Hawai'i Water Resources Research Center, Mayor of the County of Kaua'i, County of Hawai'i Department of Environmental Management, Environmental Caucus of the Democratic Party of Hawai'i, Hawai'i Association of REALTORS, WAI: Wastewater Alternatives & Innovations, Hawai'i Reef and Ocean Coalition, and three individuals.

Your Committees find that because many cesspools will need to be converted each year, planning and coordination need to occur between state and county agencies, communities and residents affected, and those involved in the replacement of cesspools to ensure an adequate supply of materials, workers, and equipment as demand to convert or connect increases. Creating a pilot program that provides upfront planning funds might encourage the counties to identify the most feasible neighborhoods to connect to an existing or future wastewater treatment plant and could provide the necessary data and plans to assist the counties to implement wastewater connections and scale future programs to ensure cesspools are converted by 2050.

Your Committees have amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Specifying that the Environmental Management Division of the Department of Health may obtain contractor support to provide any services required to establish and implement the pilot program;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$10,000,000.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1396, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1396, H.D. 1, and be referred to your Committee on Health & Homelessness.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Woodson).

Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 106 Energy & Environmental Protection/Water & Land on H.B. No. 440

The purpose of this measure is to:

- (1) Establish an income tax credit for the cost of upgrading or converting a qualified cesspool to a Director of Health-approved wastewater system or connecting to a sewerage system; and
- (2) Require certain information regarding cesspools on real property to be included in mandatory seller disclosures in real property transactions.

Your Committees received testimony in support of this measure from the Department of Health, University of Hawai'i Sea Grant College Program, University of Hawai'i Water Resources Research Center, County of Hawai'i Department of Environmental Management, Environmental Caucus of the Democratic Party of Hawai'i, WAI: Wastewater Alternatives & Innovations, and four individuals. Your Committees received comments on this measure from the Department of Taxation, Hawai'i Association of REALTORS, Tax Foundation of Hawaii, and one individual.

Your Committees find that the State has more than eighty thousand cesspools that release more than fifty million gallons of raw sewage into the State's groundwater and surface waters every day. While the State established a requirement for the conversion of all cesspools in the State to Director of Health-approved wastewater management systems by 2050, further mechanisms and protections, such as tax credits and mandatory seller disclosure requirements, should be in place to reduce the number of cesspools in the State and prevent potential incidents of groundwater and coastal pollution.

Your Committees have amended this measure by:

- (1) Designating the Department of Health as the appropriate government agency to provide necessary certification related to the tax credit;
- (2) Changing the total amount of tax credits allowed per taxable year to an unspecified amount;
- (3) Updating references to the prioritization tool;
- (4) Clarifying the information in mandatory seller disclosures related to the date by which state law mandates that the cesspool be upgraded, converted, or connected;

- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider \$5,000,000 for a total amount of tax credits allowed per taxable year.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 440, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 440, H.D. 1, and be referred to your Committee on Health & Homelessness.

Signed by the Chairs on behalf of the Committees.
 Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Woodson).
 Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 107 Energy & Environmental Protection/Water & Land on H.B. No. 180

The purpose of this measure is to:

- (1) Create a Cesspool Conversion Section within the Department of Health's Wastewater Branch that is dedicated to facilitating the conversion of cesspools within the State; and
- (2) Establish and appropriate funds for two new full-time equivalent permanent positions within the Cesspool Conversion Section for fiscal years 2023-2024 and 2024-2025 and two additional full-time equivalent positions for fiscal year 2024-2025.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources, Department of Health, University of Hawai'i Sea Grant College Program, University of Hawai'i Water Resources Research Center, County of Hawai'i Department of Environmental Management, Environmental Caucus of the Democratic Party of Hawai'i, Hawai'i Reef and Ocean Coalition, Hawai'i Association of REALTORS, WAI: Wastewater Alternatives & Innovations, and four individuals.

Your Committees find that the State has more than eighty thousand cesspools that discharge approximately fifty million gallons of wastewater into the State's groundwater each day, causing harm to the health of Hawai'i's people and the quality of Hawai'i's waters. To ensure that all cesspools in the State are upgraded, converted, or connected to Director of Health-approved wastewater management systems by 2050, this measure provides additional resources and personnel to those conversion efforts.

Your Committees have amended this measure by:

- (1) Specifying the positions to be established within the Cesspool Conversion Section; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 180, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 180, H.D. 1, and be referred to your Committee on Health & Homelessness.

Signed by the Chairs on behalf of the Committees.
 Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Woodson).
 Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 108 Energy & Environmental Protection/Water & Land on H.B. No. 181

The purpose of this measure is to implement the recommendation of the Cesspool Conversion Working Group to accelerate the dates for required upgrades, conversions, or connections of priority level 1 cesspools and priority level 2 cesspools by requiring:

- (1) Priority level 1 cesspools to be upgraded, converted, or connected by 2030; and
- (2) Priority level 2 cesspools to be upgraded, converted, or connected by 2035.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources, Department of Health, University of Hawai'i Sea Grant College Program, University of Hawai'i Water Resources Research Center, County of Hawai'i Department of Environmental Management, Environmental Caucus of the Democratic Party of Hawai'i, Hawai'i Reef and Ocean Coalition, WAI: Wastewater Alternatives & Innovations, and four individuals. Your Committees received comments on this measure from the Hawai'i Association of REALTORS.

Your Committees find that the Cesspool Conversion Working Group, established by Act 132, Session Laws of Hawaii 2018, was tasked to develop a long-range, comprehensive plan for conversion of cesspools statewide by 2050 and consider and recommend means by which the Department of Health can ensure that cesspools are converted to more environmentally-responsible waste treatment systems or connected to sewer systems. One of the recommendations by the working group was to stagger the upgrades of cesspools and prioritize them based on their environmental impact. Therefore, this measure accelerates the timeline for required upgrades, conversions, or connections of cesspools that cause the most pollution and represent the greatest contamination hazards in the State.

Your Committees have amended this measure by:

- (1) Updating references to the cesspool hazard assessment and prioritization tool; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 181, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 181, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.
 Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Woodson).
 Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 109 Energy & Environmental Protection/Water & Land on H.B. No. 587

The purpose of this measure is to require each county to submit to the Legislature a comprehensive integrated wastewater management plan report that addresses and identifies the county's wastewater management needs, including financial needs.

Your Committees received testimony in support of this measure from the Department of Health, University of Hawai'i Sea Grant College Program, University of Hawai'i Water Resources Research Center, County of Hawai'i Department of Environmental Management, Environmental Caucus of the Democratic Party of Hawai'i, Hawai'i Reef and Ocean Coalition, Hawai'i Association of REALTORS, WAI: Wastewater Alternatives & Innovations, and five individuals.

Your Committees find that every cesspool in the State, excluding cesspools exempted by the Director of Health, shall be upgraded or converted to a Director-approved wastewater system or connected to a sewerage system by January 1, 2050. Converting, upgrading, or connecting over eighty thousand cesspools by 2050 will be a massive infrastructure project and will require proper planning and administration across various stakeholders and governmental entities, including several counties. This measure identifies existing wastewater management infrastructure needs, including financial needs, and helps to ensure that residents can comply with the conversion mandate.

Your Committees have amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 587, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 587, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Woodson).

Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 110 Energy & Environmental Protection/Water & Land on H.B. No. 195

The purpose of this measure is to:

- (1) By January 1, 2024, require government entities in the State that issue building permits to implement SolarAPP+ or a functionally equivalent online automated permitting platform that verifies code compliance and issues permits to licensed contractors for solar distributed energy resource systems in real time;
- (2) Require government entities in the State that issue building permits to adopt self-certification for solar distributed energy resource systems that are not SolarAPP+ compatible; and
- (3) Make the professional engineers, architects, surveyors, and landscape architects licensure law inapplicable to work with respect to residential distributed energy resource systems and increase the estimated cost of work on certain structures below which that licensure law is inapplicable.

Your Committees received testimony in support of this measure from the Chamber of Sustainable Commerce; Hawai'i Unified Industries, LLC; Solar Services Hawaii LLP; Green Power Projects LLC; Grand Solar, Inc.; Hawaii Food Industry Association; Mālama Solar; Sierra Club of Hawai'i; Climate Protectors Hawai'i; Makaha Learning Center; Environmental Caucus of the Democratic Party of Hawai'i; Kauai Climate Action Coalition; Sunnova Energy; Hawaii Solar Energy Association; 'Ahaui o nā Kauka; 350Hawaii.org; Our Revolution Hawaii; Tesla; Alternate Energy Hawaii; Photonworks Engineering; and numerous individuals. Your Committees received testimony in opposition to this measure from the American Institute of Architects, Hawaii State Council; American Council of Engineering Companies of Hawaii; and one individual. Your Committees received comments on this measure from the Hawaii State Energy Office; Kaua'i Island Utility Cooperative; and Board of Professional Engineers, Architects, Surveyors, and Landscape Architects.

Your Committees find that electric utilities in the State are required to achieve a one hundred percent renewable portfolio standard by December 31, 2045, in order to transition the State away from imported fossil fuels and toward locally available renewable energy sources. To encourage the timely build-out of a diverse, resilient, and reliable portfolio of low-cost renewable energy generation and storage assets, Hawaii must lower the administrative barriers that constrain deployment of residential and commercial-scale distributed energy resources. This measure lowers administrative barriers to the deployment of energy generation and storage technology systems, eliminating unnecessary impediments to the timely installation of residential distributed energy resources and other real property improvements.

Your Committees have amended this measure by:

- (1) Specifying that the self-certification process shall only apply to solar distributed energy resource systems of 250 kilowatts or less;
- (2) Changing the thresholds for the estimated cost of work on certain structures that are exempt from the professional engineers, architects, surveyors, and landscape architects licensure law to unspecified amounts;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Consumer Protection & Commerce, should it deliberate on this measure, to consider a threshold amount of \$160,000 for privately owned or privately controlled one-storied buildings, dwellings, or structures; \$140,000 for privately controlled two-storied buildings, dwellings, or structures; \$200,000 for privately owned or privately controlled one-storied structures used primarily as a residence; and \$180,000 for privately owned or privately controlled two-storied structures used primarily as a residence. Your Committees note that these proposed threshold amounts reflect inflationary adjustments to the amounts in the existing statute, which was last amended in 1979.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 195, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 195, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Woodson).

Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 111 Energy & Environmental Protection/Housing on H.B. No. 327

The purpose of this measure is to, beginning on January 1, 2024, prohibit the issuance of building permits for new single-family dwellings that are part of a development of ten or more dwellings and do not include a rooftop photovoltaic energy generating system, unless an exemption or variance is granted.

Your Committees received testimony in support of this measure from Our Revolution Hawaii, Environmental Caucus of the Democratic Party of Hawai'i, 350Hawaii.org, Kauai Climate Action Coalition, and three individuals. Your Committees received testimony in opposition to this measure from NAIOP

Hawaii, Hawai'i Association of REALTORS, The Gentry Companies, and AAC. Your Committees received comments on this measure from the Hawaii State Energy Office, Hawaiian Electric, and Building Industry Association of Hawaii.

Your Committees find that taking advantage of available rooftop space for rooftop solar photovoltaics will be an important part of meeting Hawaii's one hundred percent renewable energy target. Additionally, adding a solar energy generation system during the construction phase significantly reduces the system installation cost for homeowners compared to adding solar photovoltaics post-construction. By adding a rooftop solar energy generation system requirement for large production home projects, this measure will help the State achieve its renewable energy goals, while potentially lowering project costs for the installation of electrical infrastructure.

Your Committees have amended this measure by:

- (1) Inserting language that exempts affordable housing from the rooftop photovoltaic energy generating system requirement;
- (2) Authorizing the Hawaii State Energy Office to use monies from the Energy Security Special Fund in administering variances;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Consumer Protection & Commerce and your Committee on Finance, should they deliberate on this measure, to consider the concerns expressed in testimony about the impact that this measure may have on the cost of housing and that the Hawaii State Energy Office would need an expenditure ceiling increase to use monies from the Energy Security Special Fund to administer and grant variances.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Housing that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 327, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 327, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 7; Ayes with Reservations (Kahaloa). Noes, none. Excused, none.

Housing: Ayes, 6; Ayes with Reservations (Onishi). Noes, 2 (Aiu, Kila). Excused, none.

SCRep. 112 Tourism on H.B. No. 1162

The purpose of this measure is to:

- (1) Establish a Visitor Impact Fee Program within the Department of Land and Natural Resources to collect a fee for a license to visit a state park, forest, hiking trail, or other state natural areas;
- (2) Establish the Environmental Legacy Commission to allocate revenues from the visitor impact fee to protect and manage natural resources; and
- (3) Appropriate funds.

Your Committee received testimony in support of this measure from the Office of the Governor, Department of the Attorney General, Department of Land and Natural Resources, Hawai'i Tourism Authority, Conservation International, Kanu Hawai'i, Kua'āina Ulu 'Auamo, Kupu, Surfrider Foundation Hawai'i, The Nature Conservancy, Hawai'i Alliance for Community-Based Economic Development, Sustainable Coastlines Hawai'i, Blue Planet Foundation, Hawai'i Reef and Ocean Coalition, Hawai'i Forest & Trail, Trust for Public Land, Hawai'i Alliance for Progressive Action, Hawai'i Youth Climate Coalition, Wastewater Alternatives & Innovations (WAI), National Tropical Botanical Garden, Young Progressives Demanding Action, The Conservationist Collective, Pono Hawai'i Initiative, Parley for the Oceans, Resources Legacy Fund, Malama Pupukeya-Waimea, Hawai'i Land Trust, Mālama Learning Center, Papahānaumokuākea Marine Debris Project, Kuleana Coral Restoration, Zero Waste Hawai'i Island, Travel2Change, Mālama Maunaloa, Kailua Beach Adventures, Good Food Movement, Care About Climate, Protea Zero Waste Store, Agripelago, Native Ecosystem Services, Delphi Cinema, Keep it Simple Honolulu, North Shore Community Land Trust, Hawai'i Wildlife Fund, Wild Kids, Hawai'i Lodging & Tourism Association, and numerous individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from Maui Hotel & Lodging Association, Tax Foundation of Hawaii, and one individual.

Your Committee finds that there is a critical need for additional and scaled revenue to protect, restore, and enhance the State's irreplaceable natural resources. While visitors play a substantial role in the State's economy, the increase in the number of visitors has taken a heavy toll on the State's natural resources. These resources are invaluable to the livelihoods of the State's residents and an integral driver of the State's economy. Your Committee believes that a transformational investment in the State's natural resources through a visitor impact fee program under this measure will provide a pathway to environmental and economic resilience for local communities and the visitor industry.

Your Committee has amended this measure by:

- (1) Deleting all references to the Environmental Legacy Commission and transferring all responsibilities and duties to the Board of Land and Natural Resources, where applicable;
- (2) Setting the maximum civil fine for violating the visitor impact fee and license requirement at \$500;
- (3) Clarifying that the Department of Land and Natural Resources may charge separate entrance fees for certain state-owned natural areas in addition to the license fee proposed by this measure;
- (4) Deleting language that would have required the Department to amend its rules to ensure that persons who purchase a license under this measure are not assessed a separate entrance fee;
- (5) Requiring the Department of Business, Economic Development, and Tourism to conduct a study on the potential revenue expected to be generated under this measure;
- (6) Appropriating funds for four full-time equivalent positions in the Department of Land and Natural Resources to administer the Visitor Impact Fee Program; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1162, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1162, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 113 Tourism on H.B. No. 1238

The purpose of this measure is to authorize the counties to adopt an ordinance regulating the operation of hosting platforms that provide booking services for transient accommodations operators.

Your Committee received testimony in support of this measure from the Hawai'i Tourism Authority. Your Committee received testimony in opposition to this measure from Airbnb. Your Committee received comments on this measure from Airbnb Public Policy, Hawaii.

Your Committee finds that many illegal and unregulated transient accommodations are located in residential areas, often in violation of zoning laws and in conflict with residential neighborhoods. Your Committee further finds that these transient accommodations have a detrimental impact on the State's housing supply to the extent that they displace housing opportunities for residents. Your Committee believes that it is appropriate to implement measures to reduce the number of illegal and unregulated transient accommodations throughout the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1238, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1238, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 114 Tourism on H.B. No. 211

The purpose of this measure is to:

- (1) Establish requirements for transient accommodations brokers prior to publishing an advertisement on the availability of a property for lease or rent on behalf of an operator or plan manager;
- (2) Prohibit transient accommodations brokers from engaging in business with an operator or plan manager who is not in compliance with state and county laws; and
- (3) Prohibit a hosting platform from providing booking services in connection with a transient vacation rental that is not lawfully certified, registered, or permitted as a transient vacation rental under applicable county ordinances.

Your Committee received testimony in support of this measure from the Hawai'i Tourism Authority, Hawai'i Lodging & Tourism Association, Keep It Kailua, and two individuals. Your Committee received testimony in opposition to this measure from Airbnb and Expedia Group. Your Committee received comments on this measure from the Department of Taxation; Tax Foundation of Hawaii; Airbnb Public Policy, Hawaii.

Your Committee finds that throughout the years, the State and counties have attempted to reduce the number of illegal transient accommodations, however the prevalence of such illegal accommodations continues to be a problem. Your Committee believes that focusing on regulating transient accommodations brokers and booking services will not only reduce the number of illegal transient accommodations operating in the State, but also protect consumers from unknowingly using a booking service only to find their accommodation is operating illegally. This measure will further the State's goal to reduce the number of illegal transient accommodations and ensure that consumers are protected against illegal transient accommodations.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 211, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 211, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Pierick).

SCRep. 115 Tourism on H.B. No. 1233

The purpose of this measure is to:

- (1) Require the School of Travel Industry Management of the University of Hawaii at Manoa to conduct a study that assesses the tourism social carrying capacity for the islands of Hawaii, Kauai, Maui, and Oahu;
- (2) Require the School of Travel and Industry Management to consult with the Department of Health and Department of Land and Natural Resources; and
- (3) Appropriate funds.

Your Committee received testimony in support of this measure from UNITE HERE Local 5 and numerous individuals. Your Committee received comments on this measure from the Hawai'i Tourism Authority and one individual.

Your Committee finds that tourism social carrying capacity refers to the maximum number of tourists that can be present at a destination without significantly undermining residents' quality of life and tourists' enjoyment of the destination. Your Committee believes it is imperative to get a better understanding of the State's tourism social carrying capacity as the number of visitors to the State is increasing toward pre-pandemic levels. This measure will allow the State to improve the quality of life for residents while maintaining visitors' enjoyment of the State by studying the impacts of overtourism in the State.

Your Committee has amended this measure by:

- (1) Clarifying the determinations the School of Industry Management is required to make in consulting with the Department of Health and Department of Land and Natural Resources;
- (2) Expanding the scope of the study;

- (3) Including the Hawaii Sea Grant College Program and Kamakakuokalani Center for Hawaiian Studies of the University of Hawaii at Manoa and Center for Labor Education and Research of the University of Hawaii West Oahu as entities with which the School of Travel Industry Management may consult;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1233, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1233, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 116 Tourism on H.B. No. 85

The purpose of this measure is to prohibit lodging establishments from providing personal care products in small plastic containers within sleeping room accommodations, any space within sleeping room accommodations, or bathrooms used by the public or guests.

Your Committee received testimony in support of this measure from the Hawai'i Tourism Authority, Hawai'i Lodging & Tourism Association, Kohala Coast Resort Association, Beach Environmental Awareness Campaign Hawaii, and two individuals. Your Committee received testimony in opposition to this measure from the Plastics Industry Association. Your Committee received comments on this measure from the Department of Health and Department of Land and Natural Resources.

Your Committee finds that the use of single-use toiletries in hotels and other lodging establishments contributes to plastic waste locally and globally. In response, states like California and New York have recently passed laws that prohibit hotels, bed and breakfast homes, and short-term vacation rentals from providing single-use personal care products. This measure would tackle the ever-growing problems associated with plastic waste and transition consumers and businesses toward more sustainable alternatives.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 85, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 85, H.D. 1, and be referred to your Committee on Energy & Environmental Protection.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Pierick).

SCRep. 117 Tourism on H.B. No. 1374

The purpose of this measure is to:

- (1) Make explicit the counties' authority to regulate hosting platforms providing booking services for short-term rentals; and
- (2) Expand the definition of "short-term rental".

Your Committee received testimony in support of this measure from the Hawai'i Tourism Authority and Keep It Kailua.

Your Committee finds that while each county allows permitted short-term rentals to operate in the State, there are still many illegal short-term rentals that are being promoted through booking services and hosting platforms. Your Committee further finds that each county has different problems in dealing with illegal short-term rentals and that each individual county is better equipped and has a better understanding of the solutions it can deploy to combat its unique problems with illegal operations. Your Committee believes providing the counties with the authority to adopt ordinances that regulate hosting platforms promoting illegal short-term rentals will reduce the prevalence of illegal short-term rentals throughout the State without imposing a one-size-fits-all approach in all counties.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1374, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1374, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 118 Tourism on H.B. No. 592

The purpose of this measure is to:

- (1) Modify the existing plant and animal declaration form to require in-bound travelers to acknowledge federal and state laws and individual responsibility to protect the environment and agriculture of the State; and
- (2) Require all other documents travelers are required to complete to enter the State, except documents only relating to a dangerous communicable disease, to include an environmental and agricultural affirmation.

Your Committee received testimony in support of this measure from the Department of Agriculture and Hawai'i Lodging & Tourism Association. Your Committee received comments on this measure from the Hawai'i Tourism Authority.

Your Committee finds that increased environmental and agricultural awareness among visitors is essential to preserving the natural resources of the State. Your Committee further finds that the declaration form is often the first opportunity to impress upon visitors the importance of Hawaii's unique environment,

agricultural industries, and overall way of life. This measure will create another tool to educate visitors about the importance of respecting and preserving Hawaii's natural resources during their visit to the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 592, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 592, H.D. 1, and be referred to your Committee on Agriculture & Food Systems.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Pierick).

SCRep. 119 Tourism on H.B. No. 1237

The purpose of this measure is to:

- (1) Require the Department of Land and Natural Resources to establish a Green User Fee Program to collect user fees for certain parks in the State;
- (2) Require the Department of Land and Natural Resources to develop a mobile application for the Green User Fee Program;
- (3) Exempt certain individuals from the Green User Fee Program; and
- (4) Appropriate funds.

Your Committee received testimony in support of this measure from the Office of the Governor, Department of Land and Natural Resources, Hawai'i Tourism Authority, Trust for Public Land, Resources Legacy Fund, Hawai'i Lodging & Tourism Association, and seven individuals. Your Committee received comments on this measure from the Tax Foundation of Hawaii, The Nature Conservancy, and two individuals.

Your Committee finds that with the ever-increasing number of visitors to the State, innovative methods to protect the State's invaluable natural resources are needed. Your Committee further finds that one such method is through a green user fee program that puts the onus of funding restoration and preservation efforts on those who heavily use the natural resources. This measure provides a transformative opportunity to protect the State's natural resources for present and future generations.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1237, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1237, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 120 Judiciary & Hawaiian Affairs on H.B. No. 135

The purpose of this measure is to amend:

- (1) The filing deadline for disclosures of financial interest by candidates for state elective office or the constitutional convention;
- (2) The penalty for the unauthorized release of confidential financial disclosure information; and
- (3) The fines imposed and administrative procedures relating to disclosures of financial interests.

Your Committee received testimony in support of this measure from the Hawai'i State Ethics Commission and one individual.

Your Committee finds that the current collection process for assessing ethics fines is unnecessarily complex and expensive. This measure would modernize the administrative process by allowing the fine to be assessed through a notice and order.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 135 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 121 Culture, Arts & International Affairs on H.B. No. 472

The purpose of this measure is to appropriate funds to the State Foundation on Culture and the Arts for the integration of works of art projects into several state capital improvement projects.

Your Committee received comments on this measure from the Hawai'i State Foundation on Culture and Arts and Hawai'i Arts Alliance.

Your Committee finds that the Works of Art Special Fund is the primary source of revenue for the State Foundation on Culture and the Arts. Due to increased operational demands, necessary repair and maintenance of the statewide collection, and personnel and other costs, the Foundation is requesting the appropriation proposed by this measure in order to increase its annual expenditure ceiling from the Works of Art Special Fund to \$6,500,000.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$991,777 for the reasons stated above.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 472, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 472, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Kapela).

SCRep. 122 Education on H.B. No. 260

The purpose of this measure is to require the Department of Education to develop and implement safety training based on best practices for all cafeteria student helpers.

Your Committee received testimony in support of this measure from the Department of Education and two individuals.

Your Committee finds that students who volunteer to help in school cafeterias are not given sufficient safety training prior to volunteering and are not under constant supervision by trained personnel during their time volunteering. Without the proper safety training and supervision, student volunteers may unknowingly place themselves in danger when interacting with potentially hazardous material or dangerous equipment.

Your Committee has amended this measure by:

- (1) Requiring the Department of Education to provide personal protective equipment for all cafeteria student helpers prior to the student helpers volunteering;
- (2) Requiring all cafeteria student helpers to be directed and supervised by trained personnel at all times;
- (3) Changing its effective date to June 30, 3000; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 260, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 260, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 123 Education on H.B. No. 846

The purpose of this measure is to enact the Interstate Teacher Mobility Compact to reduce the barriers to teacher license portability and employment.

Your Committee received comments on this measure from the Department of Education and Hawaii Association for Justice.

Your Committee recognizes that there is a shortage of teachers for certain subject areas and in rural or remote geographic areas, leading to the need for the hiring of individuals who are not certified to teach in the State. Your Committee further finds that the compact that would be established by this measure may allow more licensed out-of-state teachers to be quickly considered for hiring in these areas.

Your Committee has amended this measure by:

- (1) Specifying that the members, officers, executive director, employees, and representatives of the Interstate Teacher Mobility Compact Commission are not protected from suit or liability for any negligent act caused by their intentional, willful, or wanton misconduct;
- (2) Changing its effective date to June 30, 3000; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 846, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 846, H.D. 1, and be referred to your Committee on Labor & Government Operations.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Kapela, Perruso). Noes, none. Excused, none.

SCRep. 124 Education on H.B. No. 603

The purpose of this measure is to appropriate funds to hire school-based youth mental health specialists for Department of Education schools.

Your Committee received testimony in support of this measure from the Department of Education, State Public Charter School Commission, Democratic Party of Hawai'i Education Caucus, Hawai'i Health & Harm Reduction Center, Hawai'i Association of School Psychologists, Hawai'i Alliance for Progressive Action, and nine individuals.

Your Committee finds that Native Hawaiians, Pacific Islanders, and other people of color have disproportionately high rates of suicide. Suicide rates and suicide attempts are also disproportionately high among the State's youth. Your Committee recognizes that these rates demonstrate the need for funding to hire additional specialists to provide mental health services in Hawaii's schools.

Your Committee notes the concern raised by the State Public Charter School Commission in its testimony regarding the hiring of school-based youth mental health specialists to also be for public charter schools.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 603, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 603, H.D. 1, and be referred to your Committee on Health & Homelessness.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, 1 (Garcia). Excused, none.

SCRep. 125 Education on H.B. No. 500

The purpose of this measure is to appropriate funds to the Department of Education to promote and support surfing as an interscholastic sport.

Your Committee received testimony in support of this measure from the Outrigger Duke Kahanamoku Foundation and one individual. Your Committee received comments on this measure from the Department of Education.

Your Committee finds that surfing is of significant cultural, social, and economic value to the people of Hawaii, as well as the many visitors who travel to Hawaii for surfing. Your Committee especially recognizes the extraordinary accomplishments of Carissa Moore, a Palolo resident who won the gold medal in the first ever women's surfing competition in the 2020 Summer Olympic Games in Tokyo, and the many other Hawaii surfers who have dedicated themselves to honoring and preserving the sport and spirit of surfing in the State.

Your Committee notes that since surfing was sanctioned by the Department of Education in 2004, only one of five local athletic leagues have sponsored it. This measure appropriates funds to promote and support surfing as an interscholastic sport to provide opportunities for students to pursue competitive surfing in the future.

Your Committee has amended this measure by changing its effective date to June 30, 3000.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 500, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 500, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 126 Education on H.B. No. 960

The purpose of this measure is to transfer \$200,000,000 of general funds previously appropriated to the School Facilities Authority of the Department of Education to the School Facilities Special Fund.

Your Committee received testimony in support of this measure from the Office of the Lieutenant Governor, School Facilities Authority, University of Hawai'i System, and one individual. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that Act 257, Session Laws of Hawaii 2022 (Act 257), appropriated funds to the School Facilities Authority to expand access to eligible children for pre-kindergarten. Your Committee further finds that transferring the funds previously appropriated to the School Facilities Authority, pursuant to Act 257, into the School Facilities Special Fund will provide flexibility and more time for the Authority to work with program partners to determine how best to serve Hawaii's children through the construction of pre-kindergarten classrooms.

Your Committee has amended this measure by:

- (1) Changing the appropriation out of the School Facilities Special Fund to an unspecified amount;
- (2) Changing its effective date to June 30, 3000; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider:

- (1) An appropriation of \$200,000,000 out of the School Facilities Special Fund; and
- (2) The concerns raised in the testimony of the Department of Budget and Finance regarding the measure's potential adverse impact on the State's efforts to meet American Rescue Plan Elementary and Secondary School Emergency Relief program maintenance of effort requirements and that the present School Facilities Special Fund's allowable uses may not accommodate all of the developing plans to increase pre-kindergarten classroom capacity.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 960, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 960, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Perruso). Noes, none. Excused, none.

SCRep. 127 Education on H.B. No. 828

The purpose of this measure is to require the Department of Education to create a student bus fare rate system for the Department's school bus program to include free bus passes for students whose household qualifies the student for free or reduced lunch under the free and reduced price lunch program.

Your Committee received testimony in support of this measure from Hawaii Children's Action Network Speaks!, Democratic Party of Hawai'i Education Caucus, and four individuals. Your Committee received comments on this measure from the Department of Education.

Your Committee finds that the Department of Education provides regular bus service for qualified public school students to facilitate compliance with state and federal laws, which is essential for getting students to and from school, particularly for students who lack other transportation options or face hardship in obtaining transportation to school due to economic difficulty. Your Committee further finds that a student who qualifies for free lunch under the free and reduced price lunch program is eligible for a free bus pass. However, free bus passes do not extend to students who qualify for reduced lunch under the program. This measure expands access to student transportation services by creating a student bus fare system that allows for free bus passes for students in households that qualify for reduced lunch under the free and reduced price lunch program.

Your Committee has amended this measure by:

- (1) Removing language which would have required students who do not qualify for free or reduced price lunch under the free and reduced price lunch program to pay the full rate for a bus pass;
- (2) Changing its effective date to June 30, 3000; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 828, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 828, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 128 Judiciary & Hawaiian Affairs on H.B. No. 134

The purpose of this measure is to appropriate one-time grants-in-aid to the respective ethics boards of the counties of Kauai, Maui, and Hawaii and to the Ethics Commission of the City and County of Honolulu.

Your Committee received testimony in support of this measure from the Hawai'i State Ethics Commission, Commission to Improve Standards of Conduct, a member of the Hawai'i County Council, League of Women Voters of Hawaii, and one individual. Your Committee received comments on this measure from the Honolulu Ethics Commission.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. Your Committee further finds that the counties are constitutionally required to adopt and administer a code of ethics. This measure would appropriate state monies to ensure that the county ethics boards and commission have adequate resources to continue their operations and pursue their respective missions.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$200,000 for a grant-in-aid to the Board of Ethics of the County of Kauai; \$200,000 for a grant-in-aid to the Board of Ethics of the County of Maui; \$200,000 for a grant-in-aid to the Board of Ethics of the County of Hawaii; and \$200,000 for a grant-in-aid to the Ethics Commission of the City and County of Honolulu.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 134, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 134, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 129 Higher Education & Technology on H.B. No. 554

The purpose of this measure is to:

- (1) Require that University of Hawaii students and employees receive training on sexual misconduct awareness and trauma informed responses, sexual harassment, sexual assault, domestic violence, dating violence, and stalking;
- (2) Require that the University ensure that any individual who participates in implementing the University's disciplinary process has training or experience in handling sexual misconduct complaints and the disciplinary process;
- (3) Require that the University provide mandatory annual trauma informed, gender inclusive, LGBTQ+ inclusive sexual misconduct primary prevention and awareness programming for students and employees of the University; and
- (4) Prohibit the University from taking disciplinary action against individuals reporting sexual misconduct unless certain exceptions apply.

Your Committee received testimony in support of this measure from the University of Hawai'i System, State Council on Developmental Disabilities, Stonewall Caucus of the Democratic Party of Hawai'i, Rainbow Family 808, Every Voice Coalition Hawai'i, American Association of University Women of Hawaii, Imua Alliance, Democratic Party of Hawai'i Education Caucus, Hawai'i State Coalition Against Domestic Violence, Hawai'i Health & Harm Reduction Center, and seventeen individuals. Your Committee received comments on this measure from the Department of the Attorney General and one individual.

Your Committee finds that college campuses should be safe and free from sexual and domestic violence, and that strengthening campus safety protocols will expand the protections available to students.

Your Committee has amended this measure by:

- (1) Adding four full-time equivalent positions and appropriating an unspecified amount;
- (2) Making conforming amendments related to separate deadlines for existing employees and new employees;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$1,000,000.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 554, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 554, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, 1 (Garcia). Excused, 2 (Quinlan, Todd).

SCRep. 130 Higher Education & Technology on H.B. No. 580

The purpose of this measure is to:

- (1) Expand the victim-counselor privilege under the Hawaii Rules of Evidence to include confidential advocates employed by the University of Hawaii; and
- (2) Increase the minimum number of hours of training a domestic violence victims' counselor must complete to be considered a victim counselor.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Every Voice Coalition Hawai'i, American Association of University Women of Hawaii, Hawai'i State Coalition Against Domestic Violence, Imua Alliance, Democratic Party of Hawai'i Education Caucus, Hawai'i Health & Harm Reduction Center, and twelve individuals.

Your Committee finds that when Act 208, Session Laws of Hawaii 2016, was enacted, the Legislature required the University of Hawaii to designate confidential advocates at each campus to provide confidential advocacy support to victims of sexual harassment, sexual assault, domestic violence, dating violence, and stalking. However, the law did not provide a mechanism to guarantee confidentiality to students and employees seeking services of campus-based advocates. Moreover, the privilege does not apply to the University based on the definition of victim counseling programs under the existing statute.

Your Committee further finds that, despite the availability of a confidential advocate at the University, confidentiality concerns remain a deterrent to seeking assistance. This measure seeks to provide the mechanism needed to alleviate a complainant's fear that disclosure could lead to retaliation, further abuse, or harassment.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 580, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 580, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Todd).

SCRep. 131 Higher Education & Technology on H.B. No. 877

The purpose of this measure is to establish and appropriate funds for an institute to be located within the William S. Richardson School of Law to be known as the Hookaulike: A Criminal Legal System Institute for Restoration and Healing.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Hawaii Correctional System Oversight Commission, Hawai'i Health & Harm Reduction Center, and eight individuals.

Your Committee finds that Hookaulike, which means to create equity, assumes that people who do not share standards of living that are similar to one another nevertheless are capable of designing and implementing standards of behavior within their communities that allow their members to live in dignity and peace. This institute, housed within the William S. Richardson School of Law, but developed in partnership with the School of Hawaiian Knowledge and the Thompson School of Social Work, is envisioned as an advocate for better social services and a vehicle to deal more personally with marginalized community members.

Your Committee further finds that the Institute's mandate is to assist vulnerable communities to help in the design and advocacy of inclusive and fair criminal legal systems aimed at restoration and healing. This measure establishes one approach to addressing the disparate challenges facing Native Hawaiians, Pacific Islander communities, and people of color in the criminal legal system.

Your Committee notes that it discussed whether the William S. Richardson School of Law was the optimal arm of the University within which to house the Institute or whether the Thompson School of Social Work might be a more appropriate fit. Your Committee respectfully requests your Committee on Judiciary & Hawaiian Affairs, should it deliberate on this measure, to vet this issue.

Your Committee has amended this measure by:

- (1) Changing the appropriations to unspecified amounts;
- (2) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider a total appropriation amount of \$975,000 for twelve positions and operational funds, as follows: \$200,000 for the J-Faculty line; \$85,000 for the faculty researcher; \$85,000 for the instructional faculty; \$85,000 for the faculty specialist; \$85,000 for the communications coordinator; \$80,000 for the APT – B level budget line; \$55,000 for the APT – A clerical; \$150,000 for five graduate research assistant positions; and \$150,000 in operational funds.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 877, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 877, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Garcia). Excused, 2 (Quinlan, Todd).

SCRep. 132 Higher Education & Technology on H.B. No. 1268

The purpose of this measure is to:

- (1) Require the University of Hawaii Sea Grant College Program to contract with an independent consultant for the development of a statewide strategic five-year plan for aquaculture; and
- (2) Appropriate funds.

Your Committee received testimony in support of this measure from the University of Hawai'i Sea Grant College Program; Hawaii Aquaculture & Aquaponics Association; Kulahaven Farms LLC; EcoponicX, Inc.; Hawai'i Farm Bureau; and two individuals. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that in 2021, Hawaii Sea Grant established and has been facilitating a Hawaii Aquaculture Collaborative, an industry-led partnership whose aim is to facilitate collaborations between aquaculture industry leaders and aquaculture-relevant state, public, and nonprofit agencies to strengthen and grow aquaculture in the State. Your Committee further finds that the growth of aquaculture in the State can help to increase the State's economic resilience and food security.

Development of a five-year statewide strategic plan for the industry is one of the Hawaii Aquaculture Collaborative's stated priorities. However, your Committee believes that additional time is required to prepare a quality strategic plan and therefore the proposed deadline should be extended by one year.

Your Committee has amended this measure by:

- (1) Adding a finding that this measure addresses an issue of statewide concern;
- (2) Deleting the reference to the Department of Agriculture's Aquaculture Development Program Strategic Plan 2023-2033 from the analysis required by the statewide strategic five-year plan;
- (3) Changing the deadline for submission of the statewide strategic five-year plan to twenty days prior to the convening of the regular session of 2025;

- (4) Changing the appropriation to an unspecified amount;
- (5) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$75,000.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1268, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1268, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Todd).

SCRep. 133 Higher Education & Technology on H.B. No. 1407

The purpose of this measure is to fund and staff a water testing laboratory at the University of Hawaii Maui College.

Your Committee received testimony in support of this measure from the University of Hawai'i Community Colleges. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that the University of Hawaii Maui College has been performing water quality testing through federal grant funding which is coming to an end. This measure would ensure the continuation of water quality testing capabilities at the University of Hawaii Maui College, including the training of students in the program, and lessen dependency on laboratories elsewhere in the State. Your Committee further finds that the availability of a resource to provide quicker water quality test results and water quality research promotes the health and safety of the State's environment and residents.

Your Committee has amended this measure by:

- (1) Adding a finding that this measure addresses an issue of statewide concern;
- (2) Changing the appropriations to unspecified amounts;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$215,000 for each fiscal year, allocated as follows: \$100,000 for the laboratory coordinator; \$65,000 for the laboratory assistant; and \$50,000 for laboratory and testing supplies.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1407, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1407, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Todd).

SCRep. 134 Higher Education & Technology on H.B. No. 1430

The purpose of this measure is to establish an Institute of Indigenous Education, Science, and Outreach within the University of Hawaii at Hilo through a collaboration between the University of Hawaii at Hilo Imiloa Astronomy Center and University of Hawaii at Hilo Hawaiian language college.

Your Committee received testimony in support of this measure from the University of Hawai'i at Hilo, Ukwanshin Kabudan, Ke Kula 'O Nāwahīokalani'ōpu'u Iki, 'Aha Pūnana Leo, and numerous individuals. Your Committee received comments on this measure from the Department of the Attorney General and one individual.

Your Committee finds that the development of Hawaiian language proficiency is creating a bottleneck in the development of Hawaiian language medium early education teachers. An institute model would allow for year-round scheduling flexibility and help to reduce the teacher shortage, expand the collective reach and potential to address the State's Hawaiian language needs, and serve the distinct needs of indigenous peoples and marginalized groups.

Your Committee has amended this measure by:

- (1) Adding a finding that this measure addresses an issue of statewide concern;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1430, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1430, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Todd).

SCRep. 135 Water & Land on H.B. No. 15

The purpose of this measure is to:

- (1) Authorize the State and the county in which the affected real property is situated to place a lien on the property for unpaid civil fines resulting from a violation of a land use law in connection with the property; and
- (2) Authorize the State and applicable county, subject to adoption of appropriate and particular laws or rules establishing the power of sale, to sell the property after all notices, orders, and appeal proceedings, if any, are exhausted and use those revenues to pay unpaid civil fines related to that property.

Your Committee received testimony in support of this measure from one member of the Honolulu City Council.

Your Committee finds that numerous properties across Hawaii have received notices of violations or notices of orders that have resulted in substantial fines to the property owners. These properties have brought health and safety hazards to neighboring residents and to the community; however, the accruing fines

have not been a strong enough incentive to move the property owners to corrective action. Your Committee further finds that the judicial foreclosure process has been successful in some instances. Nevertheless, judicial foreclosure is often a lengthy process that takes valuable resources away from other pressing legal matters. Furthermore, it also leaves the community to face public dangers and nuisances, such as fires, trash, and vermin, in the meantime. Your Committee finds that this measure would allow the State and counties to keep neighborhoods safe by stopping illegal activities, health hazards, and other public nuisances on properties in a more efficient and expeditious manner.

Your Committee has amended this measure by changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 15, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 15, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 136 Water & Land on H.B. No. 184

The purpose of this measure is to protect customers of commercial ocean operators by:

- (1) Requiring commercial ocean operators who take customers into state waters to engage in recreational activities to have at least one individual aboard the vessel who is a rescue diver or lifeguard certified by a nationally recognized certification organization; and
- (2) Requiring vessels that transport customers for the purpose of engaging in an activity in state waters to have a backboard, emergency oxygen, and an automated external defibrillator included in its onboard safety equipment.

Your Committee received testimony in support of this measure from one individual. Your Committee received testimony in opposition to this measure from the Department of Land and Natural Resources, Ocean Tourism Coalition, Ka'anapali Surf Club, Calypso Charters, Malolo Charters, and one individual.

Your Committee recognizes the vital importance of ensuring the health and safety of customers of commercial ocean operators in Hawaii.

Your Committee has amended this measure by:

- (1) Amending the exemption from the requirement to have at least one individual aboard the vessel who is a rescue diver or lifeguard certified by a nationally recognized certification organization to an exemption for vessels that have been inspected by the United States Coast Guard;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 184, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 184, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 137 Water & Land on H.B. No. 153

The purpose of this measure is to strengthen the State Water Code by:

- (1) Adding a minimum penalty of \$50 per violation of the State Water Code and making each day that a violation exists or continues to exist a separate offense; and
- (2) Requiring the Commission on Water Resource Management to determine the amount of the penalty based on the circumstances of the violation.

Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds this measure clarifies what constitutes a violation of the State Water Code and how a penalty amount for a violation is determined.

Your Committee has amended this measure by:

- (1) Increasing the maximum fine per violation of the State Water Code from \$5,000 to \$25,000;
- (2) Making an appropriation in an unspecified amount for two full-time equivalent (2.0 FTE) general professional positions within the Commission on Water Resource Management;
- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 153, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 153, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 138 Water & Land on H.B. No. 200

The purpose of this measure is to require that all rental kayaks in the State, beginning January 1, 2024, be registered and numbered with the Department of Land and Natural Resources on an annual basis and have an affixed identification number.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and Hawai'i Fishermen's Alliance for Conservation and Tradition, Inc. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that a kayak found floating on the ocean with no occupant automatically triggers an emergency response based on the assumption that the operator fell into the ocean. Such responses require the deployment of emergency search and rescue teams, which use substantial time and resources. This measure, through the required numbering of rental kayaks, provides a mechanism to assist responders in quickly contacting owners to verify whether an emergency response is necessary.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 200, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 200, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 139 Water & Land on H.B. No. 1385

The purpose of this measure is to:

- (1) Authorize the designation of areas or regions of public lands classified as commercial and industrial; hotel, apartment, and motel; or resort, and the establishment and implementation of guidelines for the redevelopment of the areas or regions that will:
 - (A) Modernize the policies for the management of public lands in the designated area;
 - (B) Establish a plan for the designated area, including district-wide improvements, that is coordinated with state and county land use and planning policies; and
 - (C) Implement asset and property management concepts that can optimize income from the properties and evolve in response to changing principles of property administration; and
- (2) Designate the public lands on the Waiakea peninsula on the island of Hawaii as the Waiakea Peninsula Redevelopment District.

Your Committee received testimony in support of this measure from one member of the Hawai'i County Council, HPM Building Supply, and one individual. Your Committee received testimony in opposition to this measure from the Department of Land and Natural Resources and League of Women Voters of Hawaii. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that this measure would help revitalize the Waiakea peninsula, which forms part of the premier tourism district in East Hawaii. Many of the properties in the Waiakea peninsula are in disrepair or obsolete. Your Committee further finds that proper redevelopment of the area would benefit the community and businesses of the Hilo area.

Your Committee has amended this measure by:

- (1) Specifying that the Governor must select within sixty days of receipt of the applicable lists the members of the planning committee whose names were submitted for selection by the President of the Senate and Speaker of the House of Representatives;
- (2) Specifying that the Governor must select the remaining members of the planning committee within sixty days after the designation of a redevelopment district;
- (3) Clarifying the time by which the Board of Land and Natural Resources must review and approve the recommended redevelopment plan of the planning committee and submit the report to the Governor and the Legislature, with a request for the required appropriations and bond authorization;
- (4) Changing the expending agency for the Waiakea Peninsula Redevelopment District Revolving Fund from the Department of Land and Natural Resources to the Waiakea Peninsula Redevelopment District Planning Committee;
- (5) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1385, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1385, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 140 Water & Land on H.B. No. 1493

The purpose of this measure is to appropriate funds for the development of the First Responders Technology Campus and Cybersecurity Data Center on TMK 9-5-002-057.

Your Committee received testimony in support of this measure from the Department of Law Enforcement, Hawaii Emergency Management Agency, Office of Homeland Security, and Hawaii Technology Development Corporation.

Your Committee finds that existing facilities are vulnerable to natural disasters and no longer meet the needs of our first responders. The ability to provide consistent uniform training for first responders will ensure that every county is staffed with well-trained personnel. This measure proposes to enhance emergency preparedness and resiliency by co-locating emergency response agencies for coordinated event, emergency, or disaster response efforts.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$50,000,000.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1493, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1493, H.D. 1, and be referred to your Committee on Higher Education & Technology.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 141 Water & Land on H.B. No. 1037

The purpose of this measure is to update the statutes regarding the Statewide Interoperable Communications Executive Committee to reflect the migration of the Office of Homeland Security from the Department of Defense to the Department of Law Enforcement.

Your Committee received testimony in support of this measure from the Department of Defense, Department of Law Enforcement, and Office of Homeland Security.

Your Committee finds that this is a housekeeping measure to accurately reflect the migration of the Office of Homeland Security from the Department of Defense to the Department of Law Enforcement on January 1, 2024.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1037, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1037, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 142 Water & Land/Energy & Environmental Protection on H.B. No. 546

The purpose of this measure is to require the Fuel Tank Advisory Committee (Committee) to hold no fewer than one regular meeting in each quarter of a calendar year.

Your Committees received testimony in support of this measure from the Honolulu Board of Water Supply, Environmental Caucus of the Democratic Party of Hawai'i, and Our Revolution Hawaii. Your Committees received comments on this measure from the Department of Land and Natural Resources, Department of Health, and one individual.

Your Committees find that the Fuel Tank Advisory Committee was established to study issues related to leaks at the Red Hill Bulk Fuel Storage Facility, among other responsibilities. Since the first meeting of the Committee in 2016, annual meetings were held until 2020, when interest in the Committee annual meeting became so great because of the November 2021 fuel release at the Red Hill Bulk Fuel Storage Facility that semi-annual meetings were held in 2021 and 2022.

Your Committees further find that requiring the Committee to hold quarterly meetings will allow for more timely disclosure of spill events and the responses to deal with them; better communication regarding current efforts for aquifer recovery and remediation; better opportunities for the public to present their concerns; and more coordination of members of the Committee to address concerns related to the Administrative Order on Consent.

Your Committees recognize that the Department of Health staff who perform the regulatory oversight over Red Hill activities are also tasked with preparing for meetings of the Committee. Additional support is necessary to minimize the potential impact on the Department's oversight of the Red Hill activities.

Accordingly, your Committees have amended this measure by:

- (1) Inserting an appropriation of an unspecified amount to the Department of Health to obtain contract support for meetings of the Fuel Tank Advisory Committee;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Although the appropriation amount is unspecified, your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$350,000 for the Department of Health to obtain contract support for the additional meetings of the Committee.

As affirmed by the records of votes of the members of your Committees on Water & Land and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 546, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 546, H.D. 1, and be referred to your Committee on Health & Homelessness.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 8. Noes, none. Excused, none.

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Woodson).

SCRep. 143 Culture, Arts & International Affairs on H.B. No. 473

The purpose of this measure is to appropriate funds to the State Foundation on Culture and the Arts creative workforce grant program for the awarding of grants to eligible nonprofit arts and culture organizations to support the living wage of creative workers.

Your Committee received testimony in support of this measure from the Hawai'i State Foundation on Culture and the Arts; Sounding Joy Music Therapy, Inc.; Diamond Head Theatre; IONA Contemporary Dance theatre; West Hawaii Dance Theatre; Hawai'i Arts Alliance; and two individuals.

Your Committee finds that the creative workforce grants that could be awarded with funds to be appropriated by this measure would significantly enhance supporting the creative workforce and the prospects of receiving a living wage in the regional labor market where the work is performed by creative workers.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$500,000.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 473, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 473, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Kapela).

SCRep. 144 Culture, Arts & International Affairs on H.B. No. 478

The purpose of this measure is to appropriate funds for the State Foundation on Culture and the Arts Artist Fellowship Program for the awarding of one-time fellowships to promising artists.

Your Committee received testimony in support of this measure from the Hawai'i State Foundation on Culture and the Arts, West Hawai'i Dance Theatre, and two individuals.

Your Committee finds that the Artist Fellowship Program, which recognizes individual artists for artistic excellence, contributes to Hawaii's rich cultural landscape and economic health. Funding the Artist Fellowship Program will enhance opportunities for talented artists to entertain, inspire, and provoke creativity for the people of Hawai'i.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$200,000.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 478, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 478, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Kapela).

SCRep. 145 Health & Homelessness on H.B. No. 1451

The purpose of this measure is to:

- (1) Authorize Advanced Practice Registered Nurses to certify whether a person is totally disabled under the income tax code;
- (2) Add Advanced Practice Registered Nurses as primary providers in advance mental health care directives; and
- (3) Authorize Advanced Practice Registered Nurses to make capacity determinations for purposes of advance mental health care directives.

Your Committee received testimony in support of this measure from the Board of Nursing, Hawai'i State Center for Nursing, Hawai'i Association of Professional Nurses, and The Queen's Health System. Your Committee received comments on this measure from the Department of Taxation and Community Advocacy Research Education Services.

Your Committee finds that Advanced Practice Registered Nurses are not able to make disability determinations for purposes of income tax laws and advance mental health care directives. Your Committee further finds that authorizing Advanced Practice Registered Nurses to make disability determinations will improve access to health care services, expedite the processing of paperwork, and provide optimal care at the initial point of access for many of Hawaii's residents, particularly those in rural and medically underserved areas.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1451, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1451, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 146 Human Services on H.B. No. 579

The purpose of this measure is to require the Department of the Attorney General to:

- (1) Address the needs of victims of human trafficking by developing and implementing a statewide Human Trafficking Prevention Program; and
- (2) Report to the Legislature on the State's efforts to address human trafficking and the commercial sexual exploitation of children.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs, Hawai'i State Commission on the Status of Women, Catholic Charities Hawai'i, Pacific Survivor Center, Zonta Club of Hilo, Midwives Alliance of Hawaii, and three individuals. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that many children in the State are vulnerable to sex trafficking and commercial sexual exploitation. Your Committee further finds that, because child sex trafficking is covert, it is difficult to accurately measure the scope of the problem. Your Committee also finds that recent data indicates that Native Hawaiian women and girls are disproportionately represented among victims of sex trafficking and sexual exploitation. The establishment of a statewide Human Trafficking Prevention Program will allow the State to develop and utilize comprehensive interagency case management strategies and protocols and provide a multi-disciplinary response to the commercial sexual exploitation of children and the broader issue of human trafficking in Hawaii.

Your Committee notes the concerns raised by the Department of the Attorney General regarding the short time frame to implement the Human Trafficking Prevent Program and lack of necessary funding for implementation of the program.

Your Committee has amended this measure by:

- (1) Amending the preamble;
- (2) Expanding the statewide strategies required to be developed under the Human Trafficking Prevention Program to include accountability for child enticement, commercial sexual exploitation, pimping, and human trafficking;
- (3) Including additional reporting requirements in the Department of the Attorney General's reports to the Legislature related to reports made to the National Center for Missing and Exploited Children Child Tip hotline; arrests, including arrests of active duty military or National Guard personnel; recovery of previously recovered children; and number of adult sex trafficking victims;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 579, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 579, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 147 Human Services on H.B. No. 1416

The purpose of this measure is to require the Department of Human Services to adopt rules to remove the \$2,000-per-individual asset limit for eligibility for assistance under the Department's Med-QUEST program.

Your Committee received testimony in support of this measure from the State Council on Developmental Disabilities and one individual. Your Committee received comments on this measure from the Department of the Attorney General and Department of Human Services.

Your Committee finds that the \$2,000-per-individual asset limit for eligibility for assistance under the Med-QUEST program works to hold back struggling residents and families by discouraging them from increasing their savings; forcing them to sacrifice long-term economic security and mobility; and preventing them from building a financial safety net for themselves when they fall on hard times. Your Committee further finds that although asset limits were initially implemented to ensure Medicaid's availability to those truly in need of assistance, federal requirements for asset limits were removed when Medicaid was expanded under the federal Patient Protection and Affordable Care Act. This measure is intended to ensure the State's Med-QUEST population can establish a financial safety net without fear of losing access to their health care.

The Department of Human Services testified before your Committee that the federal rules regarding the Medicaid program's asset test limits require federal approval to modify the Med-QUEST asset test limit before implementation. Your Committee notes the Department's concerns that this measure, as drafted, does not allow the Department sufficient time to gain the necessary approval from the Centers for Medicare and Medicaid Services. Failure to gain this approval prior to implementation would also require state general funds to cover the additional costs of individuals for whom no asset test was applied.

Therefore, your Committee has amended this measure by:

- (1) Specifying that the required adoption of rules by the Department of Human Services proposed by this measure is contingent on the approval of the Hawaii State Plan amendment by the Centers for Medicare and Medicaid Services;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1416, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1416, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Garcia). Noes, none. Excused, 1 (Amato).

SCRep. 148 Human Services on H.B. No. 879

The purpose of this measure is to:

- (1) Require an independent evaluation of a child's parents before a child is returned to the child's family home, under certain conditions;
- (2) Clarify the purpose of the Child Protective Act;
- (3) Provide a child's biological grandparents with certain rights and duties;
- (4) Amend the definition of "aggravated circumstances" to reference certain determinations made by a clinical psychologist;
- (5) Expand safe family home factors to include evaluations conducted by an independent provider with certain specialized training;
- (6) Establish various requirements for interviews, investigations, and assessments by the department of human services, including time frames for written responses provided to complainants;
- (7) Require foster placement preference to be given to relatives, if it is in the best interest of the child; and
- (8) Specify that Department of Human Services social workers shall be unbiased and reflect no prejudice in their professional assessments.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of the Attorney General, Department of Human Services, EPIC 'Ohana, and one individual.

Your Committee finds that limiting support and care access for children in the State's foster care system to the child's parents and siblings cuts off important additional support that can be provided by the child's extended family members, such as grandparents. Your Committee further finds that additional steps are needed to identify and address the harm suffered by children who witness or are victims of acts of domestic violence in their family homes. This measure is intended to strengthen the State's Child Protective Act, which will help ensure that the well-being of vulnerable children in the foster care system is placed first and foremost.

Your Committee has amended this measure by:

- (1) Deleting language that required an independent evaluation of a child's parents before a child is returned to the child's family home, under certain conditions;
- (2) Deleting language that vested a child's biological grandparents with the same rights and duties of a child's biological parents, in cases where the biological parents are deceased;
- (3) Inserting language authorizing visitation by grandparents only when denial of reasonable grandparent visitation would cause significant harm to the child;
- (4) Deleting language that amended the definition of "aggravated circumstances";
- (5) Deleting language that amended the definition of "family" to include biological grandparents in cases where a child's biological parents are deceased;
- (6) Requiring safe family home factors to include evaluations conducted by a domestic violence service provider with certain specialized training, rather than an independent provider;

- (7) Requiring interviews and documentation provided by family members to be included in the written report filed by the Department of Human Services with the court, rather than requiring the Department to follow up with this information;
- (8) Deleting language that required the Department of Human Services to provide a full investigative report of all people in a child's life;
- (9) Deleting language that required the Department of Human Services to include family input and an independent evaluation in the factors considered when closing an investigation after receiving a report of alleged harm to a child;
- (10) Inserting language requiring a service plan to include evaluations of the parents by a domestic violence service provider with certain specialized training in cases of alleged or confirmed domestic violence;
- (11) Deleting language that required the Department of Human Services and social workers employed by the Department to act without bias or prejudice;
- (12) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (13) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Judiciary & Hawaiian Affairs, should it deliberate on this measure, to consider defining "specialized training" or inserting a more appropriate term. Your Committee further requests your Committee on Judiciary & Hawaiian Affairs to consider whether the definition of "aggravated circumstances" may be amended to include language to safeguard children experiencing physical, mental, and emotional harm, or children who have been physically, mentally, or emotionally abused, or have witnessed such abuse in the family home.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 879, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 879, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Garcia). Noes, none. Excused, 1 (Amato).

SCRep. 149 Housing on H.B. No. 939

The purpose of this measure is to increase the maximum amount of deductible contributions for individual housing accounts to:

- (1) \$15,000 for single filers;
- (2) \$30,000 for joint filers; and
- (3) \$200,000 for the aggregate limit paid in cash for all taxable years, excluding interest paid or accrued.

Your Committee received testimony in support of this measure from the Hawaii Federation of Republican Women and five individuals. Your Committee received comments on this measure from the Department of Taxation.

Your Committee finds that as the cost of housing increases, the State must continue to assist residents in finding methods of increasing options for homeownership. Saving for a down payment on a home loan continues to be a barrier for many Hawaii residents, as there are limited numbers of programs available to assist in this endeavor. This measure increases the contribution levels and maximum account levels for individual housing accounts in the State to better reflect current housing prices and further encourage prospective first-time homeowners to save for a down payment and closing costs.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 939, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 939, H.D. 1, and be referred to your Committee on Economic Development.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 150 Housing on H.B. No. 681

The purpose of this measure is to exempt any code with an official publication date within four years of the prior code publication date from certain adoption requirements.

Your Committee received testimony in support of this measure from HPM Building Supply, Homeworks Construction Inc., Building Industry Association of Hawaii, NAIOP Hawaii, Complete Construction Services Corp., General Contractors Association of Hawaii, and D.R. Horton Hawaii LLC. Your Committee received testimony in opposition to this measure from the Hawaii State Energy Office and Climate Protectors Hawaii.

Your Committee finds that under existing law, the state building code goes through numerous changes regularly, causing confusion, delays, and constant added cost. Your Committee further finds that while well intended, the existing adoption protocol for the state building code unintentionally creates confusion and uncertainty in the design and building industry as to effective dates of code editions relative to development schedules, including housing projects. This measure will provide a balance regarding the adoption of new codes to ensure that health and safety are maintained while providing a practical approach that brings much needed clarity to the overall process.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 681, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 681, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, 1 (Onishi). Excused, none.

SCRep. 151 Housing on H.B. No. 920

The purpose of this measure is to allow the counties to adopt a county building code for single-family dwellings, additional dwelling units, duplexes, and non-commercial structures that is distinct from the Hawaii State Building Code.

Your Committee received testimony in support of this measure from the Office of the Mayor of the County of Hawai‘i, Office of the Mayor of the County of Maui, Office of the Mayor of the City and County of Honolulu, one member of the Maui County Council, County of Hawai‘i Planning Department, Department of Planning and Permitting of the City and County of Honolulu, Homeworks Construction Inc., and Building Industry Association of Hawaii. Your Committee received comments on this measure from the Hawaii State Energy Office, HPM Building Supply, and Climate Protectors Hawaii.

Your Committee finds that each county of the State and their building needs are distinct from one another. In some cases, the Hawaii State Building Code, which is based on a national standard, may not apply to a county's specific environment or to the building of affordable, safe, and sound single-family dwelling units. The intent of this measure is to allow counties flexibility to expedite the building of safe and reasonably priced housing for single family residences to meet current demand.

Your Committee has amended this measure by:

- (1) Specifying that a county may adopt a county building code distinct from the Hawaii State Building Codes that is applicable to only those structures that have an unspecified amount of square feet of living area;
- (2) Inserting a sunset date of June 30, 2026;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that the intent of the amendments made to this measure is to increase housing production by reducing cost, promoting innovative building practices, and supporting sustainability goals. Your Committee intends for the county building codes to be limited to certain types of housing between one thousand and fifteen hundred square feet.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 920, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 920, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, 1 (Onishi). Excused, none.

SCRep. 152 Housing on H.B. No. 1236

The purpose of this measure is to:

- (1) Allow a bank to invest, in aggregate, up to two percent of the bank's total assets in limited partnerships, limited liability partnerships, limited liability companies, and corporations formed to invest in affordable housing properties; and
- (2) Require approval from the Commissioner of Financial Institutions to exceed that amount.

Your Committee received testimony in support of this measure from the Maui Chamber of Commerce. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that existing law allows a bank to invest its own assets in limited partnerships, limited liability partnerships, limited liability companies, or corporations formed to invest in residential properties that qualify for low income housing tax credit under federal law. This measure will encourage banks to invest into more affordable housing projects, thereby helping with the housing shortage in the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1236, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1236, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Onishi). Noes, none. Excused, none.

SCRep. 153 Housing on H.B. No. 886

The purpose of this measure is to eliminate the home mortgage interest deduction for second homes under the state income tax law.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation and one individual. Your Committee received testimony in opposition to this measure from the Hawai‘i Association of REALTORS. Your Committee received comments on this measure from the Department of Budget and Finance, Department of Taxation, and Tax Foundation of Hawaii.

Your Committee finds that Hawaii is currently experiencing a housing shortage. By removing the mortgage interest deduction for second homes, this measure creates a disincentive to owning a second home, which could ultimately lead to an increase in the supply of homes available for residents to use as their primary residence.

Your Committee has amended this measure by:

- (1) Inserting a sunset date of July 1, 2028;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 886, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 886, H.D. 1, and be referred to your Committee on Economic Development.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 154 Housing on H.B. No. 1256

The purpose of this measure is to:

- (1) Establish a Maui Campus Housing Pilot Program under the School Facilities Authority to make housing available to employees at Lahainaluna and Kulanihako'i High Schools;
- (2) Require the School Facilities Authority and Department of Education to submit a joint report to the Legislature; and
- (3) Appropriate funds.

Your Committee received testimony in support of this measure from the School Facilities Authority, one member of the Maui County Council, Hawaii State Teachers Association, and one individual. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that the State continues to suffer from a shortage of licensed teachers, with over one thousand vacancies each year. Your Committee believes that affordable options for teacher housing is one key strategy to recruit and retain experienced teachers, particularly when Hawaii's teacher salaries continue to trail behind the rest of the nation. This measure will lessen the financial burden on teachers by expanding the availability of affordable housing, thereby attracting a wider pool of candidates to teach our keiki.

Your Committee has amended this measure by:

- (1) Clarifying that the School Facilities Authority will administer the Maui Campus Housing Pilot Program during the planning, design, and construction of the on-campus housing;
- (2) Providing that after construction of the on-campus housing is complete, an unspecified agency shall administer the program;
- (3) Specifying that the School Facilities Authority is not required to participate in submitting the report to the Legislature along with the Department of Education after the completion of the construction of the on-campus housing;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that although the appropriation in this measure is currently an unspecified amount, the initial cost for planning and design for the Maui Campus Housing Pilot Program is approximately \$200,000.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1256, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1256, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 155 Housing on H.B. No. 753

The purpose of this measure is to establish a nonrefundable income tax credit for expenses paid to retrofit a residence with wind resistive devices.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Department of Taxation, Hawai'i Emergency Management Agency, and Tax Foundation of Hawaii.

Your Committee finds that Hawaii is susceptible to property damage resulting from hurricanes, tropical storms, and strong winds. Your Committee further finds that one of the best mitigation strategies for reducing potential damage is the broad statewide use of wind resistive devices on personal residences. However, the costs associated with inspection, repair, and reinforcement of residences that would make homes more hurricane resistant may discourage homeowners from making this kind of investment. Your Committee believes it is in the interests of public health, safety, and welfare to establish a tax credit for the installation of wind resistive devices on residential homes.

Your Committee notes that this measure currently does contain definitions for the terms "wind resistance retrofit project" and "wind resistant standards" that may help in the administration of the tax credit; however, your Committee expects for these terms to be clarified as this measure proceeds through the legislative process.

Your Committee has amended this measure by:

- (1) Specifying that the tax credit shall sunset after two years;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 753, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 753, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 156 Housing on H.B. No. 814

The purpose of this measure is to require the counties to adopt ordinances by July 1, 2024, to allow religious institutions, educational institutions, and medical institutions to build housing units on land that the institutions own for purchase in fee simple or use by the institutions, their employees, or their contractors, regardless of zoning restrictions.

Your Committee received testimony in support of this measure from one member of the Maui County Council and one individual. Your Committee received comments on this measure from the Grassroot Institute of Hawaii.

Your Committee finds that zoning plays an important role in increasing the housing supply of the State. Your Committee believes that creative solutions are needed so that the State can streamline building permit approvals for new housing. This measure attempts to address the housing shortage by providing the counties flexibility to consider creative solutions by allowing certain institutions to develop housing units on their lands for purchase in fee simple or use by the institutions.

Your Committee notes that it is the intent of this measure to address the lack of affordable housing by allowing certain institutions to build on housing units by right on land they may own; however, your Committee does not intend to allow these institutions to utilize this measure as a means for profit. Your Committee believes that it would benefit the State more if these institutions were required to retain any property developed under this measure to increase the availability of affordable housing in the State.

Your Committee has amended this measure by:

- (1) Providing that an institution that develops a housing unit pursuant to this measure shall retain that housing unit for thirty years prior to offering the housing unit for sale;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 814, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 814, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 157 Housing on H.B. No. 1439

The purpose of this measure is to:

- (1) Establish a Pre-Litigation Mediation Pilot Program;
- (2) Require landlords to participate in mediation before filing an action for summary possession;
- (3) Establish the Emergency Rent Relief Program; and
- (4) Appropriate funds.

Your Committee received testimony in support of this measure from the Judiciary, Department of Human Services, Hawaii Public Housing Authority, one member of the Hawai'i County Council, Hawai'i Health & Harm Reduction Center, Mediation Center of the Pacific, Ku'ikahi Mediation Center, Hawai'i State Coalition Against Domestic Violence, Hawai'i Children's Action Network Speaks!, Hawai'i Housing Affordability Coalition, Papa Ola Lokahi, Planning for Community LLC, Hawaii Appleseed Center for Law & Economic Justice, Family Promise of Hawai'i, and four individuals.

Your Committee finds that when the coronavirus disease 2019 pandemic began, there were predictions that thousands of evictions would flood the court system. To avert this crisis, the Legislature enacted Act 57, Session Laws of Hawaii 2021 (Act 57), which modified the notice requirements for residential summary possession cases, mandated pre-filing mediation, and made funding available for pre-filing mediation services and rent relief. Your Committee further finds that under Act 57, eighty-five percent of cases mediated statewide settled without litigation and, in the First Circuit, eighty-five percent of these settlements resulted in tenants remaining in their homes. Act 57 was in effect until August 6, 2022, and demonstrated how the combination of a robust pre-litigation mediation process with rental relief led to significantly better outcomes for local families struggling to make ends meet. Your Committee therefore finds that establishing a rental assistance and early landlord-tenant mediation program, as proposed by this measure, will build upon the successes achieved under Act 57.

Your Committee further notes that the counties may have existing rental relief programs and it is not the intent of this measure to allow individuals to participate in both a county program and a state program. As such, your Committee believes this should be taken into consideration as this measure proceeds through the legislative process.

Your Committee has amended this measure by:

- (1) Changing the appropriation for the Judiciary to contract for mediation services to an unspecified amount;
- (2) Specifying that participants in the Emergency Rent Relief Program are limited to a maximum of \$5,000 under the program;
- (3) Clarifying that participants in the Emergency Rent Relief Program may choose to receive rent relief either as a lump sum payment of \$3,000 plus four monthly payments of \$500 or ten monthly payments of \$500;
- (4) Increasing the yearly cap of payments allowed under the Emergency Rent Relief Program to \$11,250,000;
- (5) Clarifying that the requirements for the Hawaii Public Housing authority to establish rules and qualification standards apply to the Emergency Rent Relief Program and its participants, rather than the Pre-Litigation Mediation Pilot Program;
- (6) Expanding the authorized uses of the appropriation for the Emergency Rent Relief Program to be used to cover administrative costs of the program;
- (7) Making the Pre-Litigation Mediation Pilot Program effective on September 1, 2023;
- (8) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (9) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that the total rental relief cost under this measure is estimated to be \$12,250,000, which also includes \$1,000,000 for administrative costs.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$1,250,000 for the Judiciary to contract for mediation services.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1439, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1439, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 158 Housing on H.B. No. 381

The purpose of this measure is to repeal the sunset date of Act 196, Session Laws of Hawaii 2018, which allowed for voluntary binding arbitration for condominium-related disputes and amended the conditions for mediation.

Your Committee received testimony in support of this measure from the Real Estate Commission; Hawaii Council of Associations of Apartment Owners; Legislative Action Committee of the Community Associations Institute, Hawaii Chapter; and three individuals. Your Committee received testimony in opposition to this measure from Kokua Council and three individuals. Your Committee received comments on this measure from one individual.

Your Committee finds that subsidizing the expense of arbitrations incentivizes parties to voluntarily choose binding arbitration of condominium-related disputes. Act 196, Session Laws of Hawaii 2018 (Act 196), which provides condominium owners and associations additional remedies to address and resolve condominium-related disputes without having to resort to litigation, has successfully encouraged the use of alternative dispute resolution as a valuable self-governance tool. Your Committee therefore believes that the success of Act 196 merits making it permanent.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 2030, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 381, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 381, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 159 Housing on H.B. No. 1117

The purpose of this measure is to:

- (1) Authorize the Hawaii Housing Finance and Development Corporation to assist the Department of Education in developing teacher rental housing projects and contract or sponsor an experimental or demonstration housing project with any state department or agency;
- (2) Require the Department of Education to lease land and contract with private entities for the development, management, maintenance, or revitalization of teacher housing;
- (3) Permit the project owner to lease teacher housing to other eligible tenants if occupancy of teacher housing falls below ninety-five percent; and
- (4) Appropriate funds.

Your Committee received testimony in support of this measure from the Hawaii State Council on Developmental Disabilities, one member of the Maui County Council, Hawaii State Teachers Association, Hawai'i Association of REALTORS, and one individual. Your Committee received comments on this measure from the Department of Education and Hawaii Housing Finance and Development Corporation.

Your Committee finds that Hawaii is facing a shortage of qualified teachers and a lack of affordable housing. The lack of affordable housing exacerbates the shortage of qualified teachers, as many are leaving the State or the teaching profession in search of better pay and cheaper cost of living. Your Committee further finds that financial incentives are a key strategy for the recruitment and retention of teachers and that the Hawaii Housing Finance and Development Corporation currently has the necessary development tools and expertise to collaborate with other state agencies to develop affordable housing. Providing assistance in the form of housing will not only make the teaching profession more attractive, but also help to lessen the financial burden of teachers currently living in Hawaii.

Your Committee has amended this measure by:

- (1) Authorizing, rather than requiring, the Department of Education to lease land and contract with private entities for the development, management, maintenance, or revitalization of teacher housing;
- (2) Clarifying that if the occupancy of teacher housing units by teachers falls below a threshold set by the Department of Education, rather than at ninety-five percent of the total units, the project owner may rent available units to non-teachers;
- (3) Clarifying that all teacher housing developed under this measure shall be in compliance with all applicable federal and state fair housing laws;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1117, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1117, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 160 Housing on H.B. No. 1054

The purpose of this measure is to:

- (1) Establish the Rental Deposit Loan Program;
- (2) Exempt the planning, design, financing, construction, sale, or lease of certain affordable housing units from the general excise tax;
- (3) Amend the definition of "historic property";
- (4) Require the Department of Land and Natural Resources to retain a third-party consultant, under certain circumstances, to conduct review of certain historic preservation projects;
- (5) Permit, rather than require, a county legislative body to approve a housing development project for purposes of exempting the project from all laws and rules relating to the development of housing; and
- (6) Appropriate funds.

Your Committee received testimony in support of this measure from the Chief Housing Officer of the Office of the Governor, one member of the Maui County Council, and one individual. Your Committee received comments on this measure from the Department of Taxation, Department of Land and Natural Resources, Hawaii Housing Finance and Development Corporation, and Tax Foundation of Hawaii.

Your Committee finds that the State has reached the tipping point of the housing shortage problem. Many residents spend more than thirty or forty percent of their income on housing or are on the verge of becoming homeless due to exorbitant housing prices. Your Committee believes that the State needs to provide housing at all income levels. The Rental Deposit Loan Program established by this measure will assist those earning between eighty and one hundred twenty percent of the area median income to obtain housing, and help address barriers to home ownership faced by the State's workforce housing renters.

Your Committee has amended this measure by:

- (1) Authorizing the Hawaii Housing Finance and Development Corporation to enter into memoranda of agreement with the counties or specialized nonprofit organizations to administer the Rental Deposit Loan Program, rather than requiring the Corporation to provide grants to the counties or nonprofit corporations to administer the Program and exempting the corporation from the Public Procurement Code when selecting a nonprofit organization;
- (2) Establishing the Rental Deposit Loan Program Revolving Fund;
- (3) Clarifying that a county or nonprofit corporation selected by the Hawaii Housing Finance and Development Corporation to administer the Rental Deposit Loan Program may use up to fifteen percent of the balance of the Rental Deposit Loan Program Revolving Fund to administer the Program, rather than eight percent of the grant amount;
- (4) Requiring the Hawaii Housing Finance and Development Corporation to establish rules and qualification standards, without regard to chapter 91, Hawaii Revised Statutes;
- (5) Deleting language that would have:
 - (A) Exempted the planning, design, financing, construction, sale, or lease of certain affordable housing units from the general excise tax;
 - (B) Amended the definition of "historic property";
 - (C) Required the Department of Land and Natural Resources to retain a third-party consultant, who met certain standards, under certain circumstances, to conduct reviews of certain historic preservation projects; and
 - (D) Permitted, instead of requiring, a county legislative body to approve a housing development project for purposes of exempting such development from all laws and rules relating to the development of certain housing;
- (6) Changing the appropriation to an unspecified amount;
- (7) Inserting a sunset date of July 1, 2026;
- (8) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (9) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$2,500,000 into the Rental Deposit Loan Program, including \$375,000 for administrative costs associated with the Program.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1054, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1054, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 161 Economic Development on H.B. No. 1027

The purpose of this measure is to align the State's money transmitters law with the provisions of the Model Money Transmitters Modernization Act.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that the financial components of the Money Transmitters Modernization Act, established pursuant to chapter 489D, Hawaii Revised Statutes, are outdated and do not provide adequate protection for consumers, considering the evolution of money transmission companies conducting activities worldwide.

Your Committee further finds that this measure will align state law with the provisions of the Conference of State Bank Supervisors Model Money Transmitters Modernization Act and will enable the State to:

- (1) Work within a network of states to license, supervise, and examine transglobal money transmission companies as a multi-state system;
- (2) Enable timely, coordinated, and efficient regulation of money transmission companies that will achieve financial stability and economic growth while providing consumer protection; and
- (3) Allow the State to share resources, data, and technology tools with other states to create a stronger multi-state system of financial regulation.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1027, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1027, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Hussey-Burdick).

SCRep. 162 Economic Development on H.B. No. 400

The purpose of this measure is to establish:

- (1) An employer-provided or -sponsored child care income tax credit for employers that provide or sponsor child care as an employee benefit; and
- (2) An employer child care property income tax credit for the purchase or acquisition of child care property by an employer for employer-provided child care.

Your Committee received testimony in support of this measure from the Chamber of Commerce Hawaii, Maui Chamber of Commerce, and one individual. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that the lack of child care in Hawaii, along with its cost skyrocketing in recent years, is keeping many people out of the workforce. Your Committee further finds that employers in the State provide resources to employees that help them live their day to day lives, including paid time off and health care. This measure would incentivize employers to provide child care as an additional benefit to employees, thereby drawing more people back into the workforce and reducing the financial burden on workers in supporting their families.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 400, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 400, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Hussey-Burdick).

SCRep. 163 Economic Development on H.B. No. 233

The purpose of this measure is to establish a refundable child tax credit for Hawaii's working families, to be payable on a monthly basis.

Your Committee received testimony in support of this measure from Malama Kaua'i, Catholic Charities Hawai'i, Early Childhood Action Strategy, Americans for Democratic Action, Hawai'i Children's Action Network Speaks!, Holomua Collective, Hawai'i Alliance for Progressive Action, Democratic Party of Hawai'i Education Caucus, Imua Alliance, Hawaiian Host Group, Title Guaranty of Hawai'i, HPM Building Supply, Hawai'i Health & Harm Reduction Center, aio, Hawaii Appleseed Center for Law & Economic Justice, Hawai'i Workers Center, Our Revolution Hawaii, Hawai'i Community Foundation, Hawai'i Gas, and six individuals. Your Committee received comments on this measure from the Department of Taxation, Department of Budget and Finance, and Tax Foundation of Hawaii.

Your Committee finds that investing in the well-being of Hawaii's children is essential to the creation of a prosperous and sustainable future. To address child poverty nationwide, the American Rescue Plan Act of 2021 increased the federal child tax credit from \$2,000 to \$3,600 for qualifying children under age six, and to \$3,000 for other qualifying children under age eighteen, while allowing the credit to be distributed to qualifying taxpayers on a monthly basis.

Your Committee notes that the provisions of the American Rescue Plan expired at the end of 2021. To maintain a robust child tax credit, twelve jurisdictions have enacted a state child tax credit. This measure seeks to also establish a child tax credit in the State for Hawaii's working families.

Your Committee has amended this measure by changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 233, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 233, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Hussey-Burdick).

SCRep. 164 Economic Development on H.B. No. 493

The purpose of this measure is to amend the income brackets and credit amounts of the refundable food/excise tax credit.

Your Committee received testimony in support of this measure from Hawaii Children's Action Network Speaks!, Hawai'i Health & Harm Reduction Center, and three individuals. Your Committee received comments on this measure from the Department of Taxation, Department of Budget and Finance, and Tax Foundation of Hawaii.

Your Committee finds that Hawaii has the highest cost of living in the nation, with one of the main contributing factors being the high cost of food in the State. Your Committee further finds that Hawaii places one of the highest tax burdens on low-income households in the nation. Families in Hawaii who earn less than \$20,000 per year pay roughly fifteen percent of their income to state and local taxes. In comparison, those who make over \$450,000 pay only about nine percent. This measure would create a more equal tax system and provide some financial relief to those who need it the most by allowing more families to qualify for the refundable food/excise tax credit.

Your Committee has amended this measure by changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 493, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 493, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Hussey-Burdick).

SCRep. 165 Economic Development on H.B. No. 561

The purpose of this measure is to require any income tax credit established or renewed after December 31, 2023, to include a five-year sunset or, beginning with the sixth year of the tax credit, an annual one-third reduction in the credit.

Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Tax Foundation of Hawaii.

Your Committee finds that there are several tax credits that have expired in the past two decades. Although the tax credits have expired, the statutes that established those credits allowed taxpayers who claimed but did not use the credits to carry them over to subsequent years until exhausted. These provisions require the State to continue putting funds toward tax credits that are no longer applicable. Your Committee believes that placing a sunset or gradually reducing an established or renewed income tax credit will shift costs away from tax credits that may no longer be beneficial to the State and towards state programs that are of benefit to the general public.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 561, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 561, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (Nakamura). Noes, 1 (Pierick). Excused, none.

SCRep. 166 Economic Development on H.B. No. 943

The purpose of this measure is to authorize the issuance of special purpose revenue bonds to assist Honoka'a Land Company, LLC, with acquiring, developing, and renovating agricultural facilities.

Your Committee received testimony in support of this measure from the Scott E. Enright Company LLC. Your Committee received comments on this measure from the Department of Budget and Finance and Department of the Attorney General.

Your Committee finds that the issuance of special purpose revenue bonds under this measure is in the public interest and will benefit the public health, safety, and general welfare. Proceeds from the sale of the bonds will assist Honoka'a Land Company, LLC to acquire, develop, and renovate agricultural facilities, including for the rebuilding of structures for a soil and earth products business, purchasing of a firm to serve as a research and development facility, acquiring or building organic dairies, green and renewable energy initiatives, and development of workforce housing.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 943, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 943, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (Nakamura). Noes, none. Excused, 1 (Hussey-Burdick).

SCRep. 167 Economic Development on H.B. No. 1362

The purpose of this measure is to allow certain entities to elect to pay Hawaii income tax at the entity level through pass-through entities.

Your Committee received testimony in support of this measure from the Ocean Tourism Coalition; Pacific Rim Land, Inc.; Trilogy Corporation dba Trilogy Excursions; General Contractors Association of Hawaii; Dowling Company, Inc.; Maui Chamber of Commerce; and four individuals. Your Committee received comments on this measure from the Department of Taxation, Grassroot Institute of Hawaii, and Tax Foundation of Hawaii.

Your Committee finds that in 2017, the federal government, through the Tax Cuts and Jobs Act, capped the deduction of state and local income taxes to \$10,000 per year. Your Committee further finds that in 2020, the Internal Revenue Service announced in Notice 2020-75 that the \$10,000 cap on deductions claimed by pass-through entities would not apply if the state tax was paid by the entity itself, instead of the individual members of the entities. Currently, twenty-eight states have enacted legislation to allow pass-through entities to pay state taxes directly and take full advantage of the federal deduction. This measure will align Hawaii with the majority of other states that already permit similar elections by pass-through entities to pay state income taxes and will help Hawaii's small businesses receive a higher deduction on their federal income tax returns.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1362, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1362, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Hussey-Burdick).

SCRep. 168 Economic Development on H.B. No. 398

The purpose of this measure is to establish a job creation income tax credit for employers who increase the number of full-time employees in the State and make certain capital investment expenditures.

Your Committee received testimony in support of this measure from the Hawaii Food Industry Association, Chamber of Commerce Hawaii, Hawaii Food Manufacturers Association, and Maui Chamber of Commerce. Your Committee received comments on this measure from the Department of Taxation, Tax Foundation of Hawaii, Hawaii Restaurant Association, and one individual.

Your Committee finds that before the COVID-19 pandemic, one of the main concerns for businesses was a shortage of workers. Since the COVID-19 pandemic and the economic downturn resulting from the pandemic, many workers have left Hawaii, which has exacerbated the pre-existing labor crisis. Businesses throughout the State need assistance to rehire laid off workers and put Hawaii's economy back on track. Your Committee believes that new tools, like the job creation income tax credit this measure seeks to establish, will help recruitment for new and existing industries to keep advancing and diversifying the economy.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that it does not intend for this measure to establish an open-ended tax credit. Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider placing a limit on the aggregate amount or deadline by which the tax credit may be claimed.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 398, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 398, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Hussey-Burdick).

SCRep. 169 Economic Development on H.B. No. 337

The purpose of this measure is to:

- (1) Increase the capital gains tax threshold from 7.25 percent to nine percent; and
- (2) Increase the alternative capital gains tax for corporations from four percent to five percent.

Your Committee received testimony in support of this measure from the Americans for Democratic Action, Hawai'i Health & Harm Reduction Center, and Our Revolution Hawaii. Your Committee received testimony in opposition to this measure from the Hawai'i Association of REALTORS, NAIOP Hawaii, and six individuals. Your Committee received comments on this measure from the Department of Taxation, Malama Kaua'i, Hawai'i Children's Action Network Speaks!, Hawai'i Alliance for Progressive Action, Democratic Party of Hawai'i Education Caucus, Imua Alliance, Grassroot Institute of Hawaii, Tax Foundation of Hawaii, Hawaii Appliance Center for Law & Economic Justice, Hawai'i Workers Center, and five individuals.

Your Committee finds that Hawaii is one of only nine states that allow all capital gains, or the profits from the sale of capital assets, to be taxed at a lower rate than ordinary income. Your Committee further finds that increasing the capital gains tax rate and alternative capital gains tax for corporations will generate additional funds for the State that may be used to fund essential state priorities, including public education, affordable housing construction, mental health services, and public preschool programming.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 337, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 337, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, 2 (Kong, Pierick). Excused, 1 (Hussey-Burdick).

SCRep. 170 Economic Development on H.B. No. 396

The purpose of this measure is to appropriate funds for the operations and administration of, and provision of grants through, the Manufacturing Assistance Program under the Hawaii Technology Development Corporation.

Your Committee received testimony in support of this measure from the Hawaii Technology Development Corporation; University of Hawai'i System; Blue Startups; Aloha Edibles, Inc.; PacMar Technologies; Ocean People, Inc.; The Patisserie Inc.; Island Plastic Bags, Inc.; Chamber of Commerce Hawaii; Island Grown Foods, Inc. dba: Hawaii Food Products; Televoice 2000; Federal Industrial Corporation; Guide Star Engineering, LLC; Hawai'i Farm Bureau; Orig Media; Makai Ocean Engineering, Inc.; Referentia Systems; Kō Bakery; Mana Up; and one individual.

Your Committee finds that the Hawaii Technology Development Corporation is a key state agency in the development and support of the State's manufacturing industry, which forms an essential component of Hawaii's economy. Your Committee further finds that the Hawaii Technology Development Corporation's Manufacturing Assistance Program plays an important role in assisting Hawaii's manufacturing companies increase their capacity to manufacture within the State, which decreases the State's reliance on imports, boosts the local economy, creates jobs, and develops a highly skilled technical workforce.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 396, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 396, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Pierick). Excused, none.

SCRep. 171 Economic Development on H.B. No. 397

The purpose of this measure is to appropriate funds to the Hawaii Technology Development Corporation for the Hawaii Small Business Capital Program.

Your Committee received testimony in support of this measure from the Hawaii Technology Development Corporation and Chamber of Commerce Hawaii.

Your Committee finds that in 2021, the United States Congress passed funding for the State Small Business Credit Initiative to help small businesses access capital during the COVID-19 pandemic. The State will receive up to \$62,000,000 in federal funds to provide capital assistance to small businesses in Hawaii owned by socially economically disadvantaged individuals. To administer the funds, the Hawaii Technology Development Corporation partnered with the Hawaii Green Infrastructure Authority to jointly administer the program, now known as the Hawaii Small Business Capital Program. Your Committee believes that additional financial support is needed to implement the Hawaii Small Business Capital Program so that the Program can deploy the capital to eligible small businesses in a timely manner.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 397, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 397, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Pierick). Excused, none.

SCRep. 172 Economic Development on H.B. No. 395

The purpose of this measure is to appropriate funds to the Hawaii Technology Development Corporation for the Corporation's Small Business Innovation Research Program.

Your Committee received testimony in support of this measure from the Hawaii Technology Development Corporation; University of Hawai'i System; Blue Startups; Ocean Era, Inc.; PacMar Technologies; Ocean People, Inc.; The Patisserie Inc.; Premier Solutions HI, LLC; Chamber of Commerce Hawaii; Island Grown Foods, Inc. dba: Hawaii Food Products; Experiad; Hawaii Fish Company Inc.; Televoice 2000; Guide Star Engineering, LLC; Hawai'i Farm Bureau; Orig Media; Makai Ocean Engineering, Inc.; Referentia Systems; Kō Bakery; Oceanit; Mana Up; and three individuals.

Your Committee recognizes that the Hawaii Technology Development Corporation supports initiatives aimed at growing technology and innovation jobs. Your Committee further finds that the Corporation's Small Business Innovation Research Program provides matching grant funding and wrap-around support services to small businesses in the State to assist small businesses in their early efforts to develop new technologies, which your Committee believes will help build a successful innovation ecosystem in Hawaii.

Your Committee has amended this measure by changing its effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 395, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 395, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, 1 (Pierick). Excused, none.

SCRep. 173 Economic Development on H.B. No. 276

The purpose of this measure is to establish a refundable income tax credit for owners of commercial properties that provide designated parking spaces for vehicles available for rent through a peer-to-peer car-sharing program.

Your Committee received testimony in support of this measure from Turo and Getaround. Your Committee received testimony in opposition to this measure from Enterprise Holdings. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that peer-to-peer car sharing has emerged as a new car sharing model in the rental car marketplace, allowing vehicle owners to rent out their vehicles directly to consumers through online platforms. Although the State enacted Act 77, Session Laws of Hawaii 2022, to regulate peer-to-peer car-sharing programs, individuals offering vehicles for rent through peer-to-peer car-sharing programs have resorted to parking their vehicles in various neighborhoods. This measure seeks to help relocate vehicles available for rent through a peer-to-peer car-sharing program away from neighborhood streets by incentivizing owners of commercial properties to allocate dedicated parking spaces for these vehicles.

Your Committee has amended this measure by:

- (1) Making the income tax credit for owners of commercial properties that provide designated parking spaces for vehicles available for rent through a peer-to-peer car-sharing program nonrefundable;
- (2) Changing its effective date to July 1, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 276, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 276, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Kong, Nakamura). Noes, none. Excused, none.

SCRep. 174 Economic Development on H.B. No. 520

The purpose of this measure is to establish the Access to Local Food Act to allow cottage food operations to sell cottage food products, under certain conditions, upon receiving a permit from the Department of Health.

Your Committee received testimony in support of this measure from the Hawai'i Farmers Union United. Your Committee received testimony in opposition to this measure from the Department of Health. Your Committee received comments on this measure from the Department of the Attorney General, Department of Agriculture, Hawai'i Farm Bureau, and Grassroot Institute of Hawaii.

Your Committee finds that local food production is integral to the State's economic development and food security. Your Committee further finds that homemade food that is sold directly to consumers, or "cottage food", is a small but growing industry that can help the State improve economic development and food security. Allowing for cottage food operations would help small and startup businesses, particularly in rural areas, to produce and deliver innovative cottage foods to markets. Additionally, the local economy may be invigorated by cottage food operations through the direct sale of cottage food to consumers, regional food hubs, and farmers' markets.

Your Committee notes that Hawaii is one of only a few states that does not provide exemptions from health regulations for cottage foods. This measure provides exemptions for cottage food operations from certain Department of Health regulations to ensure the continued growth and productivity of the cottage food industry.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 520, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 520, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, 1 (Kong). Excused, 1 (Hussey-Burdick).

SCRep. 175 Economic Development on H.B. No. 1259

The purpose of this measure is to allow direct shipment of all forms of liquor, rather than just wine, by certain licensees.

Your Committee received testimony in support of this measure from Big Island Brewhaus, Lanikai Brewing Company, Maui Brewing Co., Ola Brew, Kuleana Rum Works, Kauai Beer Company, Brewers Association, and two individuals. Your Committee received testimony in opposition to this measure from the Hawaii Liquor Wholesalers Association and Wine Institute.

Your Committee finds that under existing state law, direct-to-consumer shipping is limited to only wineries shipping wine, while other liquor manufacturers are unable to directly ship liquor, including beer, to consumers. Your Committee notes that direct-to-consumer shipping allows liquor manufacturers to serve their existing customers while also pursuing additional markets and tapping into a broader customer base. Direct-to-consumer shipping also assists smaller manufacturers struggling to find wholesalers that are willing to sell and represent their small brands by giving those manufacturers direct access to their customers. Your Committee believes that allowing the direct-to-consumer shipping of all forms of liquor will encourage the growth of liquor manufacturers in Hawaii, resulting in more local jobs and an increase in overall revenue for local businesses.

Your Committee has amended this measure by changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1259, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1259, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Hussey-Burdick).

SCRep. 176 Transportation on H.B. No. 1110

The purpose of this measure is to create a mileage-based usage charge to replace state motor fuel taxes for electric vehicles.

Your Committee received testimony in support of this measure from the Department of Transportation and Ulupono. Your Committee received comments on this measure from the Hawaii State Energy Office, Tax Foundation of Hawaii, and Tesla.

Your Committee finds that as fuel tax revenues decrease, the Department of Transportation has recommended the adoption of a per-mile road usage charge to provide fair and sustainable funding for the State's road infrastructure.

Your Committee has amended this measure by:

- (1) Moving the definition of electric vehicle to a new subsection for clarity and consistency;
- (2) Changing the mileage-based road usage charge amount from \$70 to \$50;
- (3) Changing the appropriation to an unspecified amount;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$3,000,000 for fiscal year 2023-2024.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1110, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1110, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Aiu).

SCRep. 177 Transportation on H.B. No. 1186

The purpose of this measure is to provide immunity to the State and counties for injuries sustained due to the repair or maintenance of streets in which the ownership is in dispute between the State and a county.

Your Committee received testimony in support of this measure from the Department of Transportation. Your Committee received testimony in opposition to this measure from the Hawaii Association for Justice.

Your Committee finds that roads for which ownership or jurisdiction is in dispute between the State and a county often suffer from a lack of repair and maintenance. Therefore, government agencies are unwilling to maintain these roads because of potential liability issues associated with the repair and maintenance of the roads. This measure seeks to address this issue by providing immunity to the State and counties.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Judiciary & Hawaiian Affairs, should it deliberate on this measure, to consider the legal issues surrounding the immunity granted in this measure and how to strike a balance between the need to repair these roads and providing protection to the public from any negligence.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1186, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1186, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Onishi, Matsumoto). Noes, none. Excused, 1 (Aiu).

SCRep. 178 Transportation on H.B. No. 1187

The purpose of this measure is to enable government to maintain roads whose ownership or jurisdiction is in dispute between the State and the counties:

- (1) Specifying that the maintenance or repair of disputed roads by any agency shall not be deemed to be an indication that the agency has assumed ownership or jurisdiction over the road; and
- (2) Authorize the State to transfer, via quitclaim deed, ownership of roads in favor of a county if so requested by the county.

Your Committee received testimony in support of this measure from the Department of Transportation. Your Committee received testimony in opposition to this measure from the Hawaii Association for Justice.

Your Committee finds that there are many roads throughout the State whose ownership or jurisdiction is in dispute between the State and the counties. The safety of persons travelling over these "roads in limbo" becomes a concern due to no jurisdiction wanting to be responsible for the maintenance of these roads. Neither the State nor the counties are willing to repair or maintain these roads because they do not wish to be perceived as assuming ownership or control over these roads and neither the State or the counties wish to be held liable for any injuries or damages that may occur. This measure attempts to address the on-going issues of liability and maintenance for these "roads in limbo".

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Judiciary & Hawaiian Affairs, should it deliberate on this measure, to consider the issue of waiver of liability and how to strike a balance between the need to repair and maintain these "roads in limbo" and providing protection to the public from any negligence.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1187, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1187, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Onishi). Noes, none. Excused, 1 (Aiu).

SCRep. 179 Tourism/Economic Development on H.B. No. 1375

The purpose of this measure is to:

- (1) Establish the powers, duties, and responsibilities of the Destination Management Agency, including its director and commission;
- (2) Establish the Tourism Special Fund, to receive an allocation from transient accommodations tax revenue; and
- (3) Repeal the Hawaii Tourism Authority.

Your Committees received testimony in support of this measure from three individuals. Your Committees received comments on this measure from the Department of Taxation; Department of Business, Economic Development, and Tourism; Office of Information Practices; Hawai'i Tourism Authority; Hawai'i Lodging & Tourism Association; Civil Beat Law Center for the Public Interest; Tax Foundation of Hawaii; and one individual.

Your Committees find that the managing agency of the State's top economic driver is in need of an overhaul as public discourse and perception have grown more critical of the increasing number of visitors to the State and their impact on the State's environment resources and infrastructure. While the existing agency has proven to be successful in attracting visitors from around the world, your Committees believe it is now time to focus on destination management and regenerative tourism. This measure will address public concerns by establishing a new agency that focuses on managing tourism rather than marketing tourism.

Your Committees have amended this measure by:

- (1) Deleting language that would have required the advice and consent of the Senate for the appointment of Destination Management Commission members;
- (2) Establishing the County Assistance Special Fund and authorizing the counties to apply to the Destination Management Agency to receive matching funds from the County Assistance Special Fund for projects in their destination management action plans;
- (3) Changing the allocation of transient accommodations tax revenue to the Tourism Special Fund to \$100,000,000 and specifying that of that amount, \$50,000,000 is to be deposited into the County Assistance Special Fund;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Tourism and Economic Development that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1375, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1375, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chairs on behalf of the Committees.

Tourism: Ayes, 6. Noes, 1 (Pierick). Excused, none.

Economic Development: Ayes, 6. Noes, 1 (Pierick). Excused, none.

SCRep. 180 Culture, Arts & International Affairs on H.B. No. 340

The purpose of this measure is to designate April 27 of each year as Brother Joseph Dutton Day to honor the hard work and dedication of Joseph Dutton in helping residents of Kalaupapa.

Your Committee received testimony in support of this measure from the Department of Accounting and General Services and one individual.

Your Committee finds that Joseph Dutton made his way to Hawaii upon learning about the work of Father Damien on Molokai. After Father Damien's death from Hansen's Disease three years later, Joseph Dutton managed the Baldwin Home for Boys for Hansen's Disease victims and dedicated the remainder of his life to the residents of Kalaupapa until becoming ill. Your Committee further finds that recognition of Joseph Dutton's efforts will provide a great opportunity to increase awareness and education about the unique history of Kalaupapa and those like Joseph Dutton who sacrificed their own health and lives to care for residents of Kalaupapa.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 340, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 340, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Sayama).

SCRep. 181 Water & Land on H.B. No. 756

The purpose of this measure is to:

- (1) Require the Department of Land and Natural Resources to prepare plans and a program to facilitate voluntary relocation of residential development away from certain at-risk areas;
- (2) Establish the Sea Level Rise Relocation Special Fund;
- (3) Require the Department of Land and Natural Resources to complete and maintain a current inventory of all public lands that are located outside the sea level rise exposure area and special flood hazard area;
- (4) Authorize the exchange of public land for private lands for the transfer of development rights or land exchanges to relocate private development away from high-risk areas;
- (5) Expand the climate change adaptation priority guidelines; and
- (6) Appropriate funds to the Department of Land and Natural Resources to:
 - (A) Prepare and implement the sea level rise relocation plans and program; and
 - (B) Plan and implement a sea level rise relocation project for voluntary relocation of critically threatened beach from development on the North Shore of Oahu.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and one individual. Your Committee received comments on this measure from the Hawai'i Emergency Management Agency, Office of Planning and Sustainable Development, University of Hawai'i Sea Grant College Program, and University of Hawai'i Climate Resilience Collaborative.

Your Committee finds that managed retreat, which is the shifting of development inland from the coast through either physical movement of structures or changing restrictions and management of coastal areas, will be an essential tool in the State for relocating development from areas critically impacted by coastal erosion and flooding with sea level rise. Your Committee further finds that in 2019, the Office of Planning and Sustainable Development completed a study that assessed the feasibility and implications of managed retreat strategies for vulnerable coastal areas in the State. This measure seeks to implement some of the recommendations made in the Office of Planning and Sustainable Development's report to make managed retreat a viable option for improving community resilience and conserving beaches and coastal ecosystems.

Your Committee has amended this measure by:

- (1) Inserting a definition for "leaseback"; adding leasebacks as an option for the Board of Land and Natural Resources to exercise in connection with voluntary relocation under this measure, and depositing proceeds from leasebacks into the Sea Level Rise Relocation Special Fund;
- (2) Including acquisition under the powers the Board of Land and Natural Resources may exercise in connection with voluntary relocation under this measure;
- (3) Requiring the Department of Land and Natural Resources, in preparation of the relocation plans, to include a community education and outreach component to inform and obtain input from affected communities on the plans;
- (4) Authorizing appropriations made out of the Climate Impact Special Fund, if established, for deposit into the Sea Level Rise Relocation Special Fund;
- (5) Including under the allowable uses of funds from the Sea Level Rise Relocation Special Fund the acquisition through eminent domain of private development at risk of exposure to sea level rise and flooding;
- (6) Deleting language which would have required the Department of Land and Natural Resources to:
 - (A) Complete and maintain a current inventory of all public lands that are located outside the sea level rise exposure area and special flood hazard area; and
 - (B) Submit a report to the Legislature detailing the initial inventory of identified lands;
- (7) Removing language which would have required the funds appropriated to the Department of Land and Natural Resources to be used for the planning and implementation of a sea level rise relocation project for voluntary relocation of critically threatened beach from development on the North Shore of Oahu;
- (8) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (9) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 756, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 756, H.D. 1, and be referred to your Committee on Energy & Environmental Protection.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 182 Water & Land on H.B. No. 847

The purpose of this measure is to require government entities to seek reimbursement for search and rescue expenses that result from a person's entrance on an illegal hiking trail or an area closed to the public, with notice of its closure.

Your Committee received testimony in support of this measure from the Department of Law Enforcement, Hawaii State Aha Moku, and four individuals. Your Committee received testimony in opposition to this measure from the Honolulu Police Department. Your Committee received comments on this measure from the State Fire Council, Maui Fire Department, and Honolulu Fire Department.

Your Committee finds that emergency responders are regularly called upon to participate in search and rescue operations for people who have ignored posted warnings, left defined hiking trails, and ventured into closed areas that have been posted with signage of their closure. These situations are often created by an individual's choice to ignore warnings and efforts of government agencies or private landowners to keep them safe, and when emergency responders are called upon to engage in these types of extensive search and rescue operations, ongoing operations are put on hold and agencies often incur additional unbudgeted costs and expenses.

Your Committee has amended this measure by:

- (1) Removing online forms of notice through a state or county website;
- (2) Removing the requirement that signs give reasonable notice of closure, thereby clarifying that leaving a hiking trail and entering state, county, or private property that is closed to the public and marked with a sign is appropriate notice;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 847, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 847, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 183 Water & Land on H.B. No. 905

The purpose of this measure is to require and appropriate funds for the University of Hawaii to develop a flexible model for setting sustainable groundwater yields that is inclusive of the needs of traditional and customary Native Hawaiian practices, climate change history and projections, and groundwater seepage at the shoreline.

Your Committee received testimony in support of this measure from the Department of Hawaiian Home Lands, Department of Land and Natural Resources, Sierra Club of Hawai'i, and three individuals. Your Committee received comments on this measure from the Department of the Attorney General and one individual.

Your Committee finds that the existing method for determining sustainable groundwater yields fails to account for uncertainties related to freshwater recharge. This measure intends to provide a flexible model in the development of a sustainable yield of groundwater that account for various uncertainties that may occur.

Your Committee has amended this measure by:

- (1) Specifying that this measure is a matter of statewide concern;
- (2) Requiring the University of Hawaii to consult with the Commission on Water Resource Management in the development of a scope of work and cost analysis for a flexible groundwater model that proposes methods for determining the needs of traditional and customary Native Hawaiian practices, climate change projections, and groundwater dependent ecosystems;
- (3) Requiring the report, in consultation with the Commission on Water Resource Management, to be submitted by November 1, 2023;
- (4) Removing the appropriation;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 905, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 905, H.D. 1, and be referred to your Committee on Higher Education & Technology.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 184 Water & Land on H.B. No. 908

The purpose of this measure is to amend the amount of conveyance tax to be deposited into the Land Conservation Fund.

Your Committee received testimony in support of this measure from the Legacy Land Commission; Trust for Public Land; Livable Hawaii Kai Hui; Coastal Planners, LLC; Ala Kahakai Trail Association; Hi'ipaka LLC; The Nature Conservancy; Kupa'aina o Kuli'ou'ou; and three individuals. Your Committee received testimony in opposition to this measure from the Hawai'i Association of REALTORS. Your Committee received comments on this measure from the Department of Land and Natural Resources and Tax Foundation of Hawaii.

Your Committee finds that this measure will ensure adequate funding is deposited into the Land Conservation Fund to help meet the demand for and cost of acquiring land for public and ecological benefit.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 908, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 908, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 185 Water & Land on H.B. No. 909

The purpose of this measure is to:

- (1) Establish a Water Neutrality Turf Replacement Program (Program) to provide financial incentives to replace irrigated turf with water-wise landscaping; and
- (2) Establish a Water Neutrality Turf Replacement Special Fund.

Your Committee received testimony in support of this measure from Honolulu Board of Water Supply, Sierra Club of Hawai'i, and three individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources and Department of Budget and Finance.

Your Committee finds that the average residential household consumes between 6,000 to 9,000 gallons of water per month, with approximately half of that for outdoor use. A turf replacement program could save an average of 45,000 gallons per year of fresh water per participating household on Oahu alone. This measure would provide turf replacement incentives that may be an effective way to reduce residential and landscape irrigation water use.

Your Committee has amended this measure by:

- (1) Specifying that the Program shall be a two-year pilot program in the County of Maui and administered by the County of Maui Department of Water Supply;
- (2) Including reporting requirements on the implementation of the Program;
- (3) Removing the Water Neutrality Turf Replacement Special Fund;
- (4) Inserting a blank appropriation as a grant-in-aid to the County of Maui Department of Water Supply for the implementation of the Program;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 909, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 909, H.D. 1, and be referred to your Committee on Economic Development.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 186 Water & Land on H.B. No. 1243

The purpose of this measure is to revitalize East Hawaii by establishing the East Hawaii Community Development District and board within the Hawaii Community Development Authority.

Your Committee received testimony in support of this measure from one member of the Hawai'i County Council, Hawaii Primary Care Association, HPM Building Supply, and one individual. Your Committee received testimony in opposition to this measure from the League of Women Voters of Hawaii. Your Committee received comments on this measure from the Department of Land and Natural Resources, Department of Budget and Finance, and Hawaii Community Development Authority.

Your Committee finds that this measure would help revitalize East Hawaii, including the Waiakea peninsula, which forms part of the premier tourism district of the east side of Hawaii Island. Many of the properties in the Waiakea peninsula and East Hawaii are in disrepair or obsolete. Your Committee further finds that proper redevelopment of the area would benefit the community and businesses of the Hilo area.

Your Committee has amended this measure by:

- (1) Modifying the governance of the East Hawaii Community Development District;
- (2) Specifying that two representatives of the East Hawaii Community Development District must be residents of east Hawaii, as opposed to the island of Hawaii;
- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes the concern expressed by the Department of Land and Natural Resources that this measure requires the Department to transfer leases for public lands within the proposed East Hawaii Community Development District, along with all existing revenue from leases in those areas after paying the Office of Hawaiian Affairs its pro rata share of ceded lands revenue, to the Hawaii Community Development Authority. These requirements would leave the Department with insufficient lease revenue while incurring significant costs in maintaining the leases and other dispositions in the proposed district. Your Committee understands this concern and believes it necessitates further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1243, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1243, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 187 Water & Land on H.B. No. 1313

The purpose of this measure is to establish the Haiku Valley Cultural Preserve and Haiku Valley Cultural Preserve Commission to protect and preserve the cultural, historic, spiritual, and environmental resources of Haiku Valley on Oahu.

Your Committee received testimony in support of this measure from the Hawaii State Aha Moku, Ko'olau Foundation, Malama Makua, Ko'olaupoko Hawaiian Civic Club, Jr. Ko'olaupoko Hawaiian Civic Club, and two individuals. Your Committee received testimony in opposition to this measure from the Center for Hawaiian Sovereignty Studies. Your Committee received comments on this measure from the Department of Budget and Finance and Department of Hawaiian Home Lands.

Your Committee finds that this measure would bring Haiku Valley back to life as a community, cultural, and educational resource.

Your Committee has amended this measure by:

- (1) Providing that the Department of Hawaiian Home Lands may negotiate an agreement for license or other terms of use of Haiku Valley with the Office of Hawaiian Affairs; provided that the agreement must include terms regarding liability, monetary resources, and removal of hazardous wastes;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1313, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1313, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 188 Corrections, Military & Veterans on H.B. No. 1235

The purpose of this measure is to:

- (1) Require the Department of Public Safety or its successor agency to install cameras at the Women's Community Correctional Center;
- (2) Require guards to wear functioning body cameras while on duty at the Women's Community Correctional Center; and
- (3) Appropriate funds.

Your Committee received testimony in support of this measure from the Department of Public Safety, Hawaii Correctional System Oversight Commission, Kailua Neighborhood Board, Community Alliance on Prisons, Anuhea St. Laurent – Marriage and Family Therapy LLC, Women's Prison Project, and nine individuals. Your Committee received comments on this measure from the United Public Workers, AFSCME Local 646, AFL-CIO.

Your Committee finds that there have been numerous incidents of sexual assault at the Women's Community Correctional Center. Past lawsuits note the lack of cameras in the correctional center's control rooms, where a majority of the sexual assault allegedly occurred. This measure would help to deter sexual assaults and contraband at correctional facilities in the State by providing additional cameras in control rooms and body cameras for all guards on duty and therefore, your Committee believes this should be expanded to all state correctional facilities.

Accordingly, your Committee has amended this measure by:

- (1) Deleting language that would have limited the requirement for the Department of Public Safety to only install digital cameras in all guard control rooms at the Women's Community Correctional Center and to only require all guards to wear functioning body cameras while on duty at the Women's Community Correctional Center;
- (2) Changing the appropriation to an unspecified amount;
- (3) Specifying that the appropriation is for purchasing digital cameras for all guard control rooms at state correctional facilities and body cameras for guards to wear while on duty at all state correctional facilities;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Corrections, Military & Veterans that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1235, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1235, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 189 Corrections, Military & Veterans on H.B. No. 467

The purpose of this measure is to require and appropriate funds for the Department of Public Safety, in collaboration with the Department of Human Services, to develop and establish a social work training program for nonviolent incarcerated individuals to explore potential employment in the area of social work.

Your Committee received testimony in support of this measure from the Hawai'i Health & Harm Reduction Center, National Association of Social Workers – Hawai'i Chapter, and three individuals. Your Committee received testimony in opposition to this measure from the Department of Public Safety. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that the State is facing a shortage of social workers to help individuals in the State manage their mental health and cope with stressors in their everyday lives. Additionally, some nonviolent incarcerated individuals may have experienced the need for social services or may have firsthand experience receiving services from social workers, making them uniquely qualified to enter the field of social work as assistants after undergoing training. This measure addresses the shortage of social workers in the State, while also providing opportunities for nonviolent incarcerated individuals to receive social work training that could prepare them to reintegrate into society after their period of incarceration is over.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Corrections, Military & Veterans that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 467, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 467, H.D. 1, and be referred to your Committee on Human Services.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 190 Corrections, Military & Veterans on H.B. No. 1133

The purpose of this measure is to:

- (1) Require and appropriate funds for the provision of free voice communication services in the State's youth and adult correctional facilities;
- (2) Prohibit state agencies from deriving revenue or financial benefits from the provision of communication services to persons confined in state correctional facilities; and
- (3) Require the Public Utilities Commission to establish service quality standards and rules for the free voice communication services and submit a report to the Legislature prior to the Regular Session of 2024.

Your Committee received testimony in support of this measure from the Hawaii Correctional System Oversight Commission, Women's Prison Project, and two individuals. Your Committee received testimony in opposition to this measure from the Department of Public Safety, State Automated Victim Information and Notification Governance Committee, Hawaii Paroling Authority, Office of Youth Services, Crime Victim Compensation Commission, Office of the Prosecuting Attorney for the County of Kaua'i, Hawai'i State Coalition Against Domestic Violence, and two individuals. Your Committee received comments on this measure from the Public Utilities Commission.

Your Committee finds that maintaining family and community connections is key to successful reentry for persons who are incarcerated. However, the high cost of jail and prison communication services is a significant economic drain for many incarcerated persons and their families. This measure further ensures that incarcerated persons and their families maintain family relationships, while protecting them from the predatory commercial practices of prison telecom companies.

Your Committee has amended this measure by:

- (1) Specifying that the Office of Youth Services, rather than the Department of Public Safety, shall have operational discretion over the free voice communication services at each Hawaii youth correctional facility;
- (2) Deleting language that would have required the Public Utilities Commission to establish service quality standards and rules for the free voice communication services and submit a report to the Legislature prior to the Regular Session of 2024;
- (3) Inserting an appropriation for an unspecified amount for fiscal years 2023-2024 and 2024-2025 for the Hawaii State Automated Victim Information and Notification Program; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Noting concerns raised by the Crime Victim Compensation Commission and others, your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider the cost of the State Automated Victim Information and Notification Program and the possibility of using general funds to fund the program.

As affirmed by the record of votes of the members of your Committee on Corrections, Military & Veterans that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1133, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1133, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 191 Agriculture & Food Systems on H.B. No. 1348

The purpose of this measure is to protect macadamia nut farmers in the State and the premium brand of goods grown and produced in Hawaii by:

- (1) Requiring the country of origin to be included on the label of a consumer package of raw or processed macadamia nuts; and
- (2) Allowing a private right of action for violations.

Your Committee received testimony in support of this measure from the Department of Agriculture; Hawai'i Farm Bureau; Hawaii Macadamia Nut Association; Synergistic Hawaii Agriculture Council; Macadamia Growers of Hawai'i; Hawaiian Macadamia Nut Orchards; Hawaiian Macadamia Nut Services, LLC; Hawai'i Farmers Union United; Kona Coffee Farmers Association; Pohaku Farm; OK Farms LLC; International Longshore and Warehouse Union Local 142; Ahualoa Family Farms LLC; Onomea LLC; Rancho Aloha; Island Harvest Inc.; Kiolakaa Orchards, LLC; Yamada Enterprises, Inc.; Hamakua Macadamia Nut Company and Ka'u Farms Management; Nuthouse Farm; and numerous individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that the macadamia nut industry in Hawaii is under great stress from economic and environmental pressures. Your Committee further finds that one of the greatest threats to the viability of macadamia nut farming in Hawaii is the misleading labeling of macadamia nut products. Currently, there is little to no regulation to prevent the use of Hawaiian names and images to market macadamia nuts that are grown outside of Hawaii.

Your Committee has amended this measure by:

- (1) Requiring that if a label on a consumer package uses any other means, including but not limited to a company name or the use of images of the State, to represent the origin of the macadamia nuts as being from any place within the State, the label must be worded "Hawaii-Grown Macadamia Nuts", preceded by the percent by weight of the macadamia nuts contained in the package that were grown in Hawaii, and must appear on the principal display panel of the package; and
- (2) Changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1348, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1348, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 192 Agriculture & Food Systems on H.B. No. 1382

The purpose of this measure is to:

- (1) Allow for the donation of livestock or wild game meat as food, under certain conditions; and
- (2) Establish a Meat Processing Task Force to develop and implement a plan to expand the meat processing capacity in Hawaii to allow for meat from axis deer and other wild game to be processed for distribution by nonprofit food distribution services.

Your Committee received testimony in support of this measure from the Department of Agriculture; Agribusiness Development Corporation; one member of the Maui County Council; Hawai'i Farm Bureau; Maui County Farm Bureau; Hawaii Cattlemen's Council, Inc.; Hawai'i Farmers Union United; Food+ Policy Internship 2023; and two individuals. Your Committee received testimony in opposition to this measure from Animal Rights Hawai'i.

Your Committee finds that wild game, including invasive and feral species like axis deer and wild pigs, could provide a significant source of food, specifically protein, for Hawaii residents in need.

Your Committee has amended this measure by:

- (1) Clarifying that the members of the Meat Processing Task Force will choose a chairperson from among themselves;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1382, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1382, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 193 Agriculture & Food Systems on H.B. No. 1426

The purpose of this measure is to establish a food and product innovation network, which is a statewide network of open-access food and value-added product development facilities to enable businesses to scale up new products from research and development to manufacturing and commercialization.

Your Committee received testimony in support of this measure from the Department of Agriculture, Agribusiness Development Corporation, University of Hawai'i Community Colleges, Hawai'i Farm Bureau, Ulupono Initiative, Agriculture & Food Security Committee of the Environmental Caucus of The Democratic Party of Hawai'i, and Food+ Policy Internship 2023. Your Committee received comments on this measure from the County of Hawai'i, Hāmākua Institute, and The Food Basket Inc. - Hawai'i Island's Food Bank.

Your Committee finds that a network of open-access food and value-added product development facilities in Hawaii would support the production of new value-added products so that farmers in the State can increase their incomes while allowing locally-produced value-added goods to compete with imported products, expand into new export markets, and capitalize on the Hawaii brand, thereby strengthening the local economy.

Your Committee has amended this measure by:

- (1) Inserting appropriations of unspecified sums for:
 - (A) One open-access food and value-added product development facility in Hilo on the island of Hawaii; and
 - (B) One open-access food and value-added product development facility in Kailua-Kona on the island of Hawaii;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1426, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1426, H.D. 1, and be referred to your Committee on Economic Development.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 194 Agriculture & Food Systems on H.B. No. 852

The purpose of this measure is to expand the types of business activity eligible for participation in Hawaii's Enterprise Zone Program to include the processing of value-added agricultural products grown within an enterprise zone and the development or production of renewable energy.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Hawaii State Energy Office; Hawai'i Farm Bureau; Hawaii Gas; Hawaii Clean Power Alliance; and Clearway Energy Group.

Your Committee finds that including the processing of value-added agricultural products that are grown within an enterprise zone as an eligible business activity under the Enterprise Zone Program will support the production of value-added products that will help farmers increase their income while allowing locally produced value-added goods to compete with imported products and expand into new export markets, thereby strengthening the local economy.

Your Committee further finds that including the development or production of renewable energy as an eligible business activity under the Enterprise Zone Program will broaden the potential for energy projects in enterprise zones and support the State's renewable energy goals.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 852, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 852, H.D. 1, and be referred to your Committee on Economic Development.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 195 Labor & Government Operations on H.B. No. 77

The purpose of this measure is to clarify that public charter school teachers and other personnel employed by public charter schools who are under the same pay schedule are included in collective bargaining unit (5).

Your Committee received testimony in support of this measure from the Hawaii State Teachers Association. Your Committee received comments on this measure from the Office of Collective Bargaining of the Executive Office of the Governor; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

Your Committee finds that, despite the mandate of section 89-10.55, Hawaii Revised Statutes (HRS), the question of the appropriate bargaining unit for public charter school teachers appears to remain the subject of debate. The omission of the applicable bargaining unit for public charter school teachers from section 89-6, HRS, has created confusion about the extent to which public charter school teachers and other personnel are included under the bargaining unit (5) designation. This measure addresses that question by explicitly adding them to section 89-6, HRS.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee acknowledges that this measure may not be needed if the Hawaii State Teachers Association and Department of the Attorney General are able to reach agreement on the appropriate collective bargaining unit designation for public charter school teachers and other personnel employed by public charter schools who are under the same pay schedule.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 77, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 77, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 196 Labor & Government Operations on H.B. No. 977

The purpose of this measure is to amend the State's procurement laws relating to purchases of health and human services by abolishing the Community Council on Purchase of Health and Human Services.

Your Committee received testimony in support of this measure from the State Procurement Office, Department of Human Services, and Department of Accounting and General Services.

Your Committee finds that the Community Council on Purchase of Health and Human Services was established in 1977 by section 103F-202, Hawaii Revised Statutes, for the purpose of providing input and advising the State Procurement Administrator in developing rules, infrastructure, and procedures for procuring health and human services. The rules have since been well established and providers and purchasing agencies are accustomed to the procurement process. Accordingly, the Community Council on Purchase of Health and Human Services is no longer necessary.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 977, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 977, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 197 Labor & Government Operations on H.B. No. 800

The purpose of this measure is to establish a five-year child care center pilot program for state employees and their families, with one child care center in or around the state capitol building and one in Kapolei.

Your Committee received testimony in support of this measure from the Department of Accounting and General Services; Hawai'i Children's Action Network Speaks!; and United Public Workers, AFSCME Local 646, AFL-CIO. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that Hawaii has some of the nation's highest child care costs and a lack of access to affordable child care contributes substantially to the State's high cost of living. The coronavirus disease 2019 pandemic exacerbated this problem, with more stringent safety guidelines contributing to further increased costs.

Your Committee further finds that there is a great unmet need for child care in the State. Providing child care to state employees and their families, and to other age-appropriate children on a space-available basis, can help to address this deficit.

Your Committee has amended this measure by:

- (1) Placing the five-year pilot program in the Session Laws of Hawaii rather than codifying it in the Hawaii Revised Statutes;
- (2) Changing the definition of "eligible children" to children who have a parent or legal guardian who is a state employee and are of newborn through kindergarten age;
- (3) Requiring that the child care center be licensed;
- (4) Changing the appropriation to an unspecified amount;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$500,000.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 800, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 800, H.D. 1, and be referred to your Committee on Human Services.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 198 Human Services on H.B. No. 547

The purpose of this measure is to:

- (1) Require the Department of Human Services to develop a two-year Infant and Toddler Child Care Worker Subsidy Pilot Program to retain the existing early child care workforce in licensed infant and toddler child care center settings; and
- (2) Appropriate funds for the pilot program.

Your Committee received testimony in support of this measure from the Executive Office on Early Learning, Hawaii State Commission on the Status of Women, AAUW of Hawaii, Hawai'i Association of School Psychologists, Small World Preschool, Save Medicaid Hawaii, Hawai'i Children's Action Network Speaks!, Early Childhood Action Strategy, Holomua Collective, Hawai'i Association for the Education of Young Children, Parent Participation Nursery School, Hawai'i Public Health Institute, and fourteen individuals. Your Committee received comments on this measure from the Department of the Attorney General and the Department of Human Services.

Your Committee finds that a strong child care and early education workforce is necessary to support the State's children, working families, and communities. Your Committee further finds that compensation for child care workers factors into retention rates. This measure is intended to assist with the retention of qualified child care and early education professionals by establishing a pilot program to subsidize the wages of workers in licensed infant and toddler child care centers.

Your Committee notes the concerns raised by the Department of the Attorney General that the disbursement of any public monies to private entities must be done in compliance with the requirements of Article VII, Section 4, of the Hawaii State Constitution.

Accordingly, your Committee has amended this measure by:

- (1) Inserting language establishing standards for the distribution of the funds appropriated in this measure as subsidies under the Infant and Toddler Child Care Worker Subsidy Pilot Program;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 547, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 547, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 199 Human Services on H.B. No. 502

The purpose of this measure is to:

- (1) Establish a two-year Infant and Toddler Child Care Contracted Slots Pilot Program to develop and implement procedures to subsidize child care slots in licensed infant and toddler child care settings; and
- (2) Appropriate funds for the Pilot Program.

Your Committee received testimony in support of this measure from the Hawai'i Association of School Psychologists, Keiki O Ka 'Āina Family Learning Centers, Hawaii Children's Action Network Speaks!, Early Childhood Action Strategy, and eleven individuals. Your Committee received comments on this measure from the Executive Office on Department of Human Services and Early Learning.

Your Committee finds that in the first quarter of fiscal year 2022-2023, more than fifteen thousand families received Child Care Connection Hawaii subsidies to help them afford care for children ages six weeks to thirteen years. Your Committee further finds that when the operating costs for child care providers are funded by tuition fees, these providers can face disruption and possible closure because of the variable nature of enrollment figures. This measure assists Hawaii's families by establishing a pilot program to ensure a stable source of funding for qualified infant and toddler child care providers through a guaranteed two-year contract for a child care slot.

Your Committee notes that the Department of Human Services testified before your Committee that the federal Child Care and Development Fund does not allow the Department of Human Services to provide Child Care Connection Hawaii subsidies when no eligible child is enrolled in the contracted infant and toddler slots. The Department of Human Services therefore requested additional time to implement the pilot program and noted that a general fund appropriation would be necessary to provide payments for unfilled slots or slots filled by families that are not eligible for child care subsidies through the Child Care Connection Hawaii program.

Your Committee has amended this measure by:

- (1) Specifying that the Infant and Toddler Child Care Contracted Slots Pilot Program shall cease on June 30, 2026; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 502, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 502, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 200 Human Services on H.B. No. 261

The purpose of this measure is to:

- (1) Establish a Child Care Accreditation Program to support accreditation of licensed and registered child care providers;
- (2) Delay the deadlines for existing Preschool Open Doors service providers to commence the accreditation process and obtain accreditation;
- (3) Appropriate funds for the Child Care Accreditation Program; and
- (4) Appropriate funds for deposit into the Child Care Grant Program Special Fund.

Your Committee received testimony in support of this measure from the Executive Office on Early Learning, AAUW of Hawaii, Hawai'i Association of School Psychologists, Stonewall Caucus of the Democratic Party of Hawai'i, Hawai'i Children's Action Network Speaks!, Early Childhood Action Strategy, Hawai'i Association for the Education of Young Children, and ten individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Human Services and Department of the Attorney General.

Your Committee finds that the State requires service providers wishing to participate in the State's Preschool Open Doors Program to obtain accreditation from a national early learning accreditation organization. Service providers that have not obtained accreditation by July 1, 2022, must begin the process by no later than July 1, 2024, and obtain accreditation no later than July 1, 2029. Your Committee further finds that the Department of Human Services is required to provide operational and financial support to assist these service providers to obtain accreditation. This measure establishes a Child Care Assistance Program within the Department of Human Services, extends accreditation process deadlines for the Preschool Open Doors Program, and appropriates funds to assist with the accreditation process, which will ensure that more service providers are able to offer high-quality, exceptional levels of care for young children in the State.

Your Committee notes the concerns raised by the Department of the Attorney General that the disbursement any of public monies to private entities as a grant must be done in compliance with the requirements of Article VII, Section 4, of the Hawaii State Constitution.

Accordingly, your Committee has amended this measure by:

- (1) Inserting language establishing standards for the distribution of the funds appropriated in this measure as grants under the Child Care Accreditation Program;
- (2) Clarifying the circumstances in which an individual or organization that owns or operates both a private educational institution and child care facility may apply for a Child Care Accreditation Program grant;
- (3) Amending the Child Care Grant Program Special Fund to allow for the use of the fund to award Child Care Accreditation Program grants;

- (4) Changing the time frame by which an existing Preschool Open Doors service provider must begin and complete the accreditation process to an unspecified date;
- (5) Appropriating an unspecified amount of funds out of the Child Care Grant Program Special Fund for Child Care Accreditation Program grants;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 261, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 261, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Garcia). Excused, 1 (Amato).

SCRep. 201 Human Services on H.B. No. 777

The purpose of this measure is to ensure the safety of vulnerable persons by authorizing the Department of Human Services to conduct comprehensive background checks on current or prospective employees; volunteers; contractors; and contractors' employees, agents, and volunteers, whose position places or would place them in close proximity to certain minors, young adults, or vulnerable adults.

Your Committee received testimony in support of this measure from the Department of Human Services.

Your Committee finds that expanding the scope of background checks performed by the Department of Human Services on individuals working with or in close proximity to individuals receiving services from the Department is necessary to ensure the health, safety, and well-being of vulnerable populations in the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 777, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 777, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 202 Human Services on H.B. No. 775

The purpose of this measure is to establish the Social Workers for Public Safety Pilot Program within the Department of Public Safety, or its successor agency.

Your Committee received testimony in support of this measure from the Hawaii Correctional System Oversight Commission, State of Hawaii Organization of Police Officers, Hawaii Substance Abuse Coalition, Hawai'i Health & Harm Reduction Center, National Association of Social Workers Hawai'i Chapter, and four individuals. Your Committee received comments on this measure from the Department of Public Safety and Department of Law Enforcement.

Your Committee finds that persons who are chronically unsheltered, mentally impaired, or suffer from a substance use disorder often have multiple encounters with law enforcement officers, who may lack the resources and training to effectively assist them. Your Committee further finds that social workers have the training and expertise needed to offer rehabilitative assistance to chronically unsheltered persons, persons experiencing a mental health crisis, or persons with substance use disorders. This measure provides individuals in crises with a law enforcement response in tandem with necessary rehabilitative assistance, thereby avoiding any potential miscommunication during law enforcement encounters that may put the individual, officer, or the community at risk, which will in turn help reduce arrest, incarceration, and recidivism rates.

Your Committee has amended this measure by:

- (1) Including human service professionals in addition to social workers in the Pilot program to conform to the Department of Human Resources and Development's parallel position classification system;
- (2) Specifying that a social worker or human service professional may be on call or ready to join law enforcement officers when responding to certain incidents;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 775, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 775, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 203 Human Services on H.B. No. 350

The purpose of this measure is to establish that the exemption from mandatory reporting of child abuse or neglect by members of the clergy does not apply with the clergy member believes there exists a substantial risk that child abuse or neglect that is especially heinous, atrocious, or cruel, manifesting exceptional depravity, may occur in the reasonably foreseeable future.

Your Committee received testimony in support of this measure from the Department of Human Services, Stonewall Caucus of the Democratic Party of Hawai'i, and one individual.

Your Committee finds that exempting members of the clergy from mandatory reporting of suspected current or future child abuse or neglect creates a danger that extreme cases of abuse and neglect may never be reported to appropriate authorities if details of those cases were only revealed in the context of a penitential communication with the clergy. Your Committee notes the concerns that were raised regarding the lack of a definition for the term "substantial

risk" and how that may be difficult to determine for members of the clergy. Your Committee acknowledges these concerns but believes there is merit to establishing a narrow carve out to the mandatory reporting exemption. Such a carve out will ensure the societal obligation to protect vulnerable minors remains intact by requiring clergy to report particularly extreme cases of child abuse and neglect while still maintaining the confidentiality of penitential communications.

Your Committee respectfully requests your Committee on Judiciary & Hawaiian Affairs, should it deliberate on this measure, to consider whether the term "substantial risk" should be defined or, alternatively, deleted from this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 350, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 350, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Garcia). Excused, 1 (Amato).

SCRep. 204 Water & Land on H.B. No. 88

The purpose of this measure is to combat coastal erosion in Hawaii by:

- (1) Establishing and appropriating funds for a two-year program at the University of Hawaii to study the impact of sandbag walls, or "sand burritos", on sand movement patterns and coastal erosion at Ehukai Beach Park on the North Shore of Oahu; and
- (2) Establishing a temporary moratorium on the use of sandbag walls or "sand burritos", unless authorized by an emergency permit from the Department of Land and Natural Resources.

Your Committee received testimony in support of this measure from the University of Hawai'i System. Your Committee received comments on this measure from the Department of Land and Natural Resources and Office of Planning and Sustainable Development.

Your Committee finds that this measure would provide important information about how to protect Hawaii's coastlines from erosion.

Your Committee has amended this measure by:

- (1) Modifying the subject matter and geographical scope of the two-year study to be conducted by the University of Hawaii;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 88, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 88, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 205 Water & Land on H.B. No. 202

The purpose of this measure is to require the State Historic Preservation Division of the Department of Land and Natural Resources to contract its review of proposed state projects, projects on privately owned historic property, and projects affecting historic properties to third-party consultants, if the Division is unable to complete its review within sixty days.

Your Committee received testimony in support of this measure from the General Contractors Association of Hawaii; Associated Builders and Contractors, Hawaii Chapter; Building Industry Association of Hawaii; and NAIOP Hawaii. Your Committee received comments on this measure from the Historic Hawai'i Foundation.

Your Committee finds that the preservation of the historic and cultural heritage of the State is in the public interest. However, your Committee further finds that the existing process for reviewing projects has faced a severe backlog. This measure will alleviate that backlog by allowing a third-party consultant to complete timely reviews when the State Historic Preservation Division is unable to do so.

Your Committee has amended this measure by:

- (1) Authorizing, rather than requiring, the State Historic Preservation Division to contract its reviews to a third-party consultant;
- (2) Inserting an appropriation of an unspecified amount for the Division to contract third-party consultants;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 202, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 202, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 206 Water & Land on H.B. No. 365

The purpose of this measure is to expand exclusions to the definition of "development" in chapter 205A, Hawaii Revised Statutes, to reduce the need for Special Management Area permits for certain activities.

Your Committee received testimony in support of this measure from the Department of Planning and Permitting of the City and County of Honolulu and one member of the Maui County Council. Your Committee received comments on this measure from the Office of Planning and Sustainable Development.

Your Committee finds that targeted amendments to the definition of "development" as it relates to Special Management Areas will promote, not undercut, the environmental controls and quality that special management area regulations are intended to protect. Under existing law, the broad definition of "development", coupled with rising labor and materials costs, can trigger a mandatory Special Management Area use permit review for improvements, facilities, and incidental structures that may not warrant such intense scrutiny and the associated costs and delays that accompany it.

Your Committee has amended this measure by:

- (1) Retaining at 7,500 square feet, instead of decreasing to 5,000 square feet, the floor-area criterion for the construction or reconstruction of certain single-family residences that are excluded from the definition of "development" within Special Management Areas;
- (2) Clarifying that Hawaiian traditional and customary practices, including work conducted by traditional means near, in, or related to loko i'a, traditional Hawaiian fishponds, are excluded from the definition of "development" within Special Management Areas;
- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 365, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 365, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 207 Water & Land on H.B. No. 418

The purpose of this measure is to appropriate funds to repair sirens on the island of Hawaii that are part of the all-hazard statewide outdoor warning siren system.

Your Committee received testimony in support of this measure from one member of the Hawai'i County Council and nine individuals. Your Committee received comments on this measure from the Hawai'i Emergency Management Agency.

Your Committee finds that properly maintaining the all-hazard statewide outdoor warning siren system is vitally important to the residents of and visitors to all of the Hawaiian Islands.

Your Committee has amended this measure by:

- (1) Changing the purpose of the appropriation to the repair of sirens on all islands of the State, rather than only those on the island of Hawaii, that are part of the all-hazard statewide outdoor warning siren system; and
- (2) Changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 418, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 418, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Ganaden). Noes, none. Excused, none.

SCRep. 208 Water & Land on H.B. No. 535

The purpose of this measure is to require:

- (1) The Department of Land and Natural Resources to develop and periodically update a comprehensive game management plan; and
- (2) The Board of Land and Natural Resources to establish a certified public hunter program to address the growing problem of feral pig populations on private property and in residential areas.

Your Committee received testimony in support of this measure from the Hawaii County Game Management Advisory Commission; Hawaii Cattlemen's Council, Inc.; Grey Boar Wildlife Services LLC; Hawaii Firearms Coalition; and seven individuals. Your Committee received testimony in opposition to this measure from the Department of Land and Natural Resources and one individual. Your Committee received comments on this measure from the Hawai'i Farm Bureau.

Your Committee finds that game management is a crucial responsibility of the State and not an easy task. A comprehensive management plan with periodic updates is the first step in the process of taking control of the current situation. Your Committee further finds that the management of feral animals, especially wild pigs, must be addressed to protect agricultural crops; conservation areas; and natural resources, such as watersheds and important plant and animal species.

Your Committee notes that hunting on private lands by certified public hunters or other individuals should not be mandatory or conducted without the written consent of the private landowner and that the hunting program must include adequate training, vetting, and enforcement to ensure the safety of residents, their property and livestock, and the hunters themselves.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 535, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 535, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 209 Water & Land on H.B. No. 562

The purpose of this measure is to establish an exemption from applicable county permit requirements for repetitive construction projects for facilities under the control of the Department of Education, University of Hawaii, or School Facilities Authority.

Your Committee received testimony in support of this measure from the School Facilities Authority. Your Committee received testimony in opposition to this measure from the Department of Planning and Permitting of the City and County of Honolulu. Your Committee received comments on this measure from the Department of Land and Natural Resources and Department of Education.

Your Committee finds that this measure would streamline the permitting process for the Department of Education, University of Hawaii, and School Facilities Authority for repetitive construction projects.

Your Committee has amended this measure by:

- (1) Specifying that no contract for repetitive construction projects is exempt from federal, state, or county floodplain management development standards or statutes, codes, ordinances, rules, or regulations with which compliance is required under the National Flood Insurance Program;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that this measure does not define "repetitive construction project" and respectfully requests that your Committee on Consumer Protection & Commerce, should it choose to deliberate on this measure, to consider an appropriate definition for that term.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 562, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 562, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 210 Water & Land on H.B. No. 571

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources for the Kaho'olawe Island Reserve Commission to effectively meet the unique challenges of restoring, preserving, and determining the appropriate uses of the Kaho'olawe Island Reserve for the people of Hawaii.

Your Committee received testimony in support of this measure from the Kaho'olawe Island Reserve Commission, Protect Kaho'olawe 'Ohana, and numerous individuals. Your Committee received testimony in opposition to this measure from the Center for Hawaiian Sovereignty Studies.

Your Committee finds that the Kaho'olawe Island Reserve Commission has made great strides in recent years in the restoration of Kaho'olawe's natural and cultural resources; however, additional funding is needed to ensure that Kaho'olawe's on-island operations, safety, and infrastructure are maintained and the island remains open for critical restoration and cultural activities. Funding for additional positions is also necessary to augment the Kaho'olawe Island Reserve Commission's boat operations and to expand coastal erosion and shoreline protection projects on Kaho'olawe.

Your Committee has amended this measure by:

- (1) Changing the appropriations to unspecified amounts;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$400,000 for the Kaho'olawe Island Reserve Commission and \$72,500 to fund one full-time equivalent (1.0 FTE) permanent Kaho'olawe island reserve specialist III, one full-time equivalent (1.0 FTE) permanent Kaho'olawe island reserve specialist II, and one full-time equivalent (1.0 FTE) permanent ocean resource specialist II.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 571, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 571, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 211 Water & Land on H.B. No. 701

The purpose of this measure is to appropriate funds to dredge the boat ramp at Pohoiki Bay, Puna.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, one member of the Hawai'i County Council, County of Hawai'i Planning Department, Mainstreet Pahoia Association, and numerous individuals. Your Committee received testimony in opposition to this measure from three individuals.

Your Committee finds that the 2018 eruption of the Kilauea lower east rift zone forced the closure of the boat ramp at Pohoiki Bay as it became landlocked. The Department of Land and Natural Resources estimates that it will cost \$40,000,000 for the dredging of Pohoiki Boat Ramp. Additionally, while the Department has been informed by the Federal Emergency Management Agency that a portion of the costs will be reimbursed by federal matching funds, the amount of matching funds has not yet been determined because the project is still under review by federal agencies.

Your Committee has amended this measure by:

- (1) Changing the expending agency to the Department of Land and Natural Resources;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 701, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 701, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 212 Water & Land on H.B. No. 754

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources' State Historic Preservation Division for a library digitization process and for the Division's operations.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Historic Hawai'i Foundation, Society for Hawaiian Archaeology, and five individuals.

Your Committee finds that digitization of historic preservation records, including paper reports, maps, inventories, determinations and correspondence, and other materials is needed to make records available for staff and public researchers. A comprehensive, digitally based and integrated data management system will assist the Department of Land and Natural Resources with more efficient management of its cases, provide better information and service to the public, support preservation projects, and assist the Department in complying with provisions of the federal Historic Preservation Grant to the State.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of:

- (1) \$800,000 for a library digitization process for the State Historic Preservation Division; and
- (2) \$450,000 for fiscal year 2023-2024 and \$650,000 for fiscal year 2024-2025 for the operations of the State Historic Preservation Division.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 754, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 754, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 213 Water & Land on H.B. No. 876

The purpose of this measure is to support the revitalization of native pollinators by requiring the University of Hawaii to develop and implement native pollinator habitats to be deployed on all campuses of the University of Hawaii System.

Your Committee received testimony in support of this measure from one member of the Kaua'i County Council, Hawai'i Alliance for Progressive Action, CleanEarth4Kids.org, and numerous individuals. Your Committee received comments on this measure from the Department of the Attorney General and University of Hawai'i System.

Your Committee finds that native pollinators are threatened yet vital to the preservation of the State's native ecosystems. This measure supports the environment and biological diversity through the revitalization of native pollinators in the State.

Your Committee has amended this measure by:

- (1) Adding a finding that the subject of this measure is a matter of statewide concern;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes the concerns raised by the University of Hawai'i System regarding the implementation requirements of this measure and respectfully requests your Committee on Higher Education & Technology, should it choose to deliberate on this measure, to consider those concerns.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 876, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 876, H.D. 1, and be referred to your Committee on Higher Education & Technology.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 214 Education on H.B. No. 942

The purpose of this measure is to:

- (1) Require each Department of Education school to establish a critical medical emergency response team and procedures to respond immediately to critical medical emergencies; and
- (2) Appropriate funds for public schools for the critical medical emergency teams.

Your Committee received testimony in support of this measure from the Department of Education, Hawai'i Children's Action Network Speaks!, Caring for Hawai'i Neonates, Hawaii Fetal Alcohol Spectrum Disorder Group, and fifteen individuals. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that in critical medical emergencies, each minute matters, as long-term injuries, brain damage, and even death can occur within just a few minutes in some types of emergencies. Your Committee further finds that this measure will ensure public schools are equipped with a critical emergency response team and the procedures necessary to respond immediately to support children, faculty, and staff who face a critical medical emergency.

Your Committee has amended this measure by:

- (1) Removing language which would have required:
 - (A) A certain number of critical emergency response team members to be available on each school campus on each school day;
 - (B) Critical emergency response team members to participate in drills, table-top exercises, and all critical emergency response team activities;
 - (C) Each school to develop a known, practiced, and maintained communication method to activate their critical emergency response team members;
 - (D) Each school to run no less than two critical medical emergency drills during each school year;
 - (E) An internal table-top exercise, review, corrective action plan, and support for schools that conduct drills with a delayed response time; and

- (F) Critical emergency response team member drill reports and reviews to be published on each school's and the Department of Education's website;
- (2) Requiring each public charter school to establish a critical emergency response team;
 - (3) Appropriating an unspecified amount of funds to the State Public Charter School Commission for critical medical emergency teams at the charter schools;
 - (4) Clarifying that the purpose of this measure is to require each public school's administration and public charter school's administration to appoint any member of its staff to be a critical emergency response team member;
 - (5) Changing its effective date to June 30, 3000; and
 - (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 942, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 942, H.D. 1, and be referred to your Committee on Health & Homelessness.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 215 Housing on H.B. No. 1121

The purpose of this measure is to exempt one hundred percent of the gain realized by a fee simple owner from the sale of a leased fee interest in units within a condominium project, cooperative project, or planned unit development to the association of apartment owners or residential cooperative housing corporation of the leasehold units.

Your Committee received testimony in support of this measure from the Hawaii Council of Associations of Apartment Owners and five individuals. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that Act 166, Session Laws of Hawaii 2007 (Act 166), provided an income tax exemption of one hundred percent of capital gains realized by a fee simple owner from the sale of a leased fee interest in units within a condominium project, cooperative project, or planned unit development to the association of apartment owners or residential cooperative corporations of the leasehold unit. This was to encourage landowners to sell condominium lessees the fee interest in their unit, thereby promoting long-term stability in Hawaii's condominium and cooperative housing market. Your committee further finds that Act 166 sunset on December 31, 2021. Many condominium units are still being held in leasehold and your Committee believes that residents would benefit from this tax exemption once again.

Your Committee has amended this measure by:

- (1) Clarifying that this measure does not apply to taxable years beginning after December 31, 2029;
- (2) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1121, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1121, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Todd).

SCRep. 216 Housing on H.B. No. 668

The purpose of this measure is to condition the authority of a county whose population is greater than five hundred thousand to exercise state housing powers upon the county's continued compliance with provisions regarding accepting dedication of infrastructure and public highways in affordable housing developments.

Your Committee received testimony in support of this measure from the Chief Housing Officer of the Office of the Governor and Hawaii Housing Finance and Development Corporation.

Your Committee finds that this measure takes steps to address a thirty-year-old problem that has existed at the Villages of Kapolei, where the City and County of Honolulu has not yet accepted dedication of infrastructure improvements constructed by the predecessor agency to the Hawaii Housing Finance and Development Corporation. Your Committee further finds that although the City and County of Honolulu receives the real property tax revenues derived, in part, from the State's infrastructure improvements, the Hawaii Housing Finance and Development Corporation must maintain those same improvements at an average cost to the Dwelling Unit Revolving Fund of more than \$1,000,000 per year. This measure will enable the Hawaii Housing Finance and Development Corporation to make better use of the funds in the Dwelling Unit Revolving Fund for the development of new infrastructure for affordable housing projects in the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 668, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 668, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Todd).

SCRep. 217 Consumer Protection & Commerce on H.B. No. 647

The purpose of this measure is to update the definition of "beer" for purposes of the laws regulating intoxicating liquor and the liquor tax law.

Your Committee received testimony in support of this measure from Lanikai Brewing Company, Big Island Brewhaus, and Maui Brewing Co. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Taxation.

Your Committee finds that the existing statutory definition of "beer" follows the traditional basic ingredients used in historical beer manufacturing. However, this definition does not adequately reflect the expansion of the craft beer manufacturing sector and is not in alignment with the federal definition. This measure will alleviate these inconsistencies.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 647, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 647, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Nakashima, Amato, Belatti, Hashem).

SCRep. 218 Consumer Protection & Commerce on H.B. No. 638

The purpose of this measure is to remove the statutory barriers that prevent access to greater chiropractic care as a benefit under motor vehicle insurance policies.

Your Committee received testimony in support of this measure from the Hawaii State Chiropractic Association; Windward Wellness; Sen Wellness Center LLC; Lim's Action Chiropractic; Turning Point Chiropractic; Aloha Acupuncture & Wellness, Inc.; Island Family Chiropractic; Klein Natural Health and Wellness Center; Hawai'i Society of Naturopathic Physicians; Hendlin Holistic Health Center; Malama Chiropractic Clinic; and numerous individuals. Your Committee received testimony in opposition to this measure from the Department of Commerce and Consumer Affairs, Hawaii Insurers Council, American Property Casualty Insurance Association of America, National Association of Mutual Insurance Companies, State Farm Mutual Automobile Insurance Company, Epik Chiro, and GEICO.

Your Committee finds that chiropractic is a system of therapy focused on the structure of the body, particularly the spine. Your Committee also finds that motor vehicle accidents are a major cause of spinal injuries and other mobility issues. Chiropractic care may reduce inflammation and restore mobility after a motor vehicle accident. Your Committee further finds that existing law places undue barriers on access to chiropractic care in the event of a motor vehicle accident. This measure will remove those barriers.

Your Committee has amended this measure by:

- (1) Clarifying that the charges and any subsequent increase in charges for chiropractic treatments shall be tied to the charges permissible under the Workers' Compensation Supplemental Medical Fee Schedule;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 638, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 638, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Lowen). Noes, none. Excused, 4 (Nakashima, Amato, Belatti, Hashem).

SCRep. 219 Consumer Protection & Commerce on H.B. No. 642

The purpose of this measure is to protect elders and vulnerable adults from financial exploitation by:

- (1) Requiring a check casher to report suspected financial exploitation;
- (2) Providing immunity for good faith reporting; and
- (3) Authorizing check cashers to refuse to cash a check as a result of suspected financial exploitation.

Your Committee received testimony in support of this measure from two individuals. Your Committee received comments on this measure from the Division of Financial Institutions and Office of Consumer Protection of the Department of Commerce and Consumer Affairs.

Your Committee finds that abuses that target elders and vulnerable adults are occurring more frequently. Your Committee further finds that elders and vulnerable adults may be financially exploited in check cashing and money order schemes. This measure addresses such exploitation by requiring check cashers to report any suspected financial exploitation.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 642, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 642, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Nakashima, Amato, Belatti, Hashem).

SCRep. 220 Consumer Protection & Commerce on H.B. No. 643

The purpose of this measure is to establish that charging shipping and delivery charges that exceed the actual cost to ship or deliver a commodity to a consumer in Hawaii constitutes an unfair and deceptive practice.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs. Your Committee received testimony in opposition to this measure from the Retail Merchants of Hawaii.

Your Committee finds that Hawaii consumers are often unfairly treated by online merchants' imposition of shipping costs. Many of these retailers impose an arbitrary shipping cost to Hawaii residents that does not correlate with their actual cost of shipping. This measure will ensure that Hawaii consumers are not unfairly assessed arbitrary shipping charges by requiring merchants to apply the actual shipping cost, which will facilitate transparency in consumer transactions.

Your Committee has amended this measure by:

- (1) Clarifying that the measure applies to shipping charges imposed on goods;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 643, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 643, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, 1 (Pierick). Excused, 4 (Nakashima, Amato, Belatti, Hashem).

SCRep. 221 Consumer Protection & Commerce on H.B. No. 537

The purpose of this measure is to:

- (1) Subject electronic smoking devices and e-liquid products to an additional tax; and
- (2) Require wholesalers of electronic smoking devices to register with the Department of the Attorney General.

Your Committee received testimony in support of this measure from the Hawaii COPD Coalition, Hawaii Primary Care Association, Hawaii Health & Harm Reduction Center, Hawaii Association of Independent Schools, Hawaii Substance Abuse Coalition, Hawai'i Public Health Association, The Friends of Kamalani and Lydgate Park, Alexander Academy of Performing Arts, Americans for Democratic Action, Hawai'i Children's Action Network Speaks!, and thirteen individuals. Your Committee received testimony in opposition to this measure from VOLCANO Fine Electronic Cigarettes; R Street Institute; Hawaii Smokers Alliance; ABC Stores; HI Supply Smoke Shop; Vape Element, LLC; Consumer Advocates for Smoke-free Alternatives Association; Retail Merchants of Hawaii; and numerous individuals. Your Committee received comments on this measure from the Department of Taxation, Department of Health, Department of the Attorney General, Campaign for Tobacco-Free Kids, Tax Foundation of Hawaii, Reason Foundation, American Heart Association, Coalition for a Tobacco-Free Hawai'i, and Choke Smoke.

Your Committee finds that the use of electronic smoking devices by youth have swelled to epidemic levels. Your Committee further finds that the imposition of stringent taxes is an effective strategy to reduce the use of any goods. This measure will assist the State to reduce the usage rate of electronic smoking devices by young adults by raising the economic barrier for their use.

Your Committee has amended this measure by:

- (1) Inserting definitions for "entity", "persons", and "use" for clarity;
- (2) Changing the rate for the tax on electronic smoking devices and e-liquid to an unspecified rate;
- (3) Clarifying that retailers and wholesalers of e-liquid products are subject to the registration requirements that already exist for electronic smoking device retailers;
- (4) Deleting language that specified the application of the measure with respect to certain taxable years;
- (5) Changing the effective date to January 1, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 537, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 537, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Pierick). Noes, none. Excused, 4 (Nakashima, Amato, Belatti, Hashem).

SCRep. 222 Consumer Protection & Commerce on H.B. No. 351

The purpose of this measure is to establish a nonrefundable income tax credit for persons who live in a condominium unit for which the association is increasing maintenance fees to cover the costs of complying with any county mandate for the installation of an automatic fire sprinkler system or alternative fire prevention and fire safety system.

Your Committee received testimony in support of this measure from the Palehua Townhouse Association, Parkland Gardens AOA, and four individuals. Your Committee received comments on this measure from the Department of Taxation, Hawaii Council of Associations of Apartment Owners, Tax Foundation of Hawaii, and one individual.

Your Committee finds that automatic fire sprinkler systems provide valuable protection to persons and their homes. However, your Committee further finds that a mandate to retrofit existing high-rise residential buildings imposes financial challenges on unit owners in these buildings. This measure will alleviate some of that financial burden, while promoting public safety.

Your Committee notes the concerns raised in written testimony received by your Committee that the nonrefundable income tax credit is too restrictive, as it only applies to maintenance fees and not to special assessments. When confronted by a situation that requires an immediate need to raise funds, a condominium association may increase its maintenance fees or implement a special assessment. Your Committee finds that this meritorious concern warrants further discussion. Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to give consideration to this issue.

Your Committee has amended this measure by:

- (1) Specifying that the nonrefundable income tax credit is equal to the amount by which the maintenance fee was increased or the amount actually paid by the taxpayer, but not to exceed \$1,000;
- (2) Specifying that no more than one nonrefundable income tax credit may be claimed per unit;

- (3) Clarifying that the nonrefundable income tax credit is to be claimed in the taxable year in which the maintenance fee increase was imposed and paid;
- (4) Inserting a definition for "alternative fire prevention and fire safety system" and "automatic fire sprinkler system";
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 351, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 351, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Onishi). Noes, none. Excused, 4 (Nakashima, Amato, Belatti, Hashem).

SCRep. 223 Consumer Protection & Commerce on H.B. No. 498

The purpose of this measure is to authorize the counties, after adoption of an ordinance establishing a power of sale, to sell private property that has failed to comply with public nuisance ordinances or other county ordinances or rules after all notices, orders, and appeal proceedings are exhausted and use the revenues to satisfy unpaid civil fines related to a property subject to a recorded lien.

Your Committee received testimony in support of this measure from one member of the City Council of the City and County of Honolulu and Department of Planning and Permitting of the City and County of Honolulu. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that by authorizing the counties to collect on liens filed on properties through a non-judicial foreclosure process, this measure provides some leverage over landowners to comply or lose their property. If the property owner fails to comply and the property is foreclosed upon, this measure enables the property to be put to productive use, allows liens attached to the property to be satisfied, and stops the accrual of additional debt or taxes on the property.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 498, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 498, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Nakashima, Amato, Belatti, Hashem).

SCRep. 224 Consumer Protection & Commerce on H.B. No. 660

The purpose of this measure is to authorize the issuance of special purpose revenue bonds to assist Hawaii Pacific Health with the construction of, improvement to, and equipping its facilities.

Your Committee received testimony in support of this measure from Hawai'i Pacific Health and one individual. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that the Hawaii Pacific Health is commencing a multi-phase upgrade of its health care facilities to meet the changing and critical health care needs of the surrounding community. Your Committee further finds that authorizing the issuance of special purpose revenue bonds to assist Hawaii Pacific Health with financing for construction of and improvements to its facilities is in the best interest of public health.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 660, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 660, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Nakashima, Amato, Belatti, Hashem).

SCRep. 225 Consumer Protection & Commerce on H.B. No. 75

The purpose of this measure is to increase the minimum amounts of liability insurance coverage required under motor vehicle insurance policies.

Your Committee received testimony in opposition to this measure from the National Association of Mutual Insurance Companies, American Property Casualty Insurance Association of America, State Farm Mutual Automobile Insurance Company, GEICO, and one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Hawaii Insurers Council, and Hawaii Association for Justice.

Your Committee finds that motor vehicle insurance minimum coverage requirements have remained the same since 1998. As a result, the minimum coverage requirements are insufficient and operate as a tax on tort victims. This measure takes the necessary step to increase the minimum amount of liability insurance coverage to adequately protect residents in the State.

Your Committee has amended this measure by:

- (1) Changing the minimum liability insurance coverage amounts to unspecified amounts;
- (2) Requiring the Insurance Commissioner to solicit rate filings for the amended minimum coverage amounts required by this measure;
- (3) Clarifying that this measure applies to motor vehicle insurance policies entered into, amended, or renewed on or after the effective date of this measure;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 75, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 75, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (Lowen, Onishi, Tam). Noes, 1 (Pierick). Excused, 4 (Nakashima, Amato, Belatti, Hashem).

SCRep. 226 Consumer Protection & Commerce on H.B. No. 525

The purpose of this measure is to implement the 2022 amendments to the Uniform Commercial Code proposed by the Uniform Law Commission.

Your Committee received testimony in support of this measure from the Commission to Promote Uniform Legislation.

Your Committee finds that the Uniform Commercial Code is a comprehensive set of laws governing all commercial transactions. However, the expansion of emerging technologies required a reexamination of the Uniform Commercial Code and its capacity to address these emerging technologies. The language in this measure is the product of the extensive contemporaneous discussions from that reexamination by the Uniform Law Commission.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 525, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 525, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Nakashima, Amato, Belatti, Hashem).

SCRep. 227 Judiciary & Hawaiian Affairs on H.B. No. 809

The purpose of this measure is to establish and appropriate funds for a Shipping Container Inspection Program to randomly inspect shipping containers arriving in the State for illegal fireworks and explosives.

Your Committee received testimony in support of this measure from the Department of Law Enforcement, Department of Transportation, Department of the Prosecuting Attorney of the City and County of Honolulu, one member of the Kaua'i County Council, Pearl City Neighborhood Board No. 21, Hawaiian Humane Society, Poi Dogs & Popoki, and nineteen individuals. Your Committee received testimony in opposition to this measure from the Retail Merchants of Hawaii, Building Industry Association of Hawaii, and two individuals. Your Committee received comments on this measure from the Department of the Attorney General; Hawaii Harbor Users Group; and Young Brothers, LLC.

Your Committee finds that the Fireworks Control Law and its associated penalties have proven to be an inadequate deterrent for the importation of illegal fireworks. This measure will strengthen the efforts of the State to curb the importation of illegal fireworks.

Your Committee has amended this measure by:

- (1) Deleting language that would have required the Shipping Container Inspection Program to randomly inspect shipping containers for explosives;
- (2) Delaying the implementation date of the Shipping Container Inspection Program to December 1, 2023;
- (3) Requiring all shipping companies or persons that cause a shipping container, crate, flat, or any type of container or vessel containing fireworks to be shipped by ocean-going cargo to provide all shipping documents to the Department of Public Safety, or its successor, before the ship leaves the port of departure;
- (4) Establishing a \$10,000 fine for any shipping company or person who fails to provide the required shipping documents;
- (5) Changing the appropriation to an unspecified amount;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$750,000 per fiscal year.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 809, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 809, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 228 Corrections, Military & Veterans on H.B. No. 824

The purpose of this measure is to establish a medical release program for certain ill, disabled, or impaired inmates who pose a low risk to public safety.

Your Committee received testimony in support of this measure from the Hawaii Correctional System Oversight Commission, Hawaii Disability Rights Center, Hawai'i Health & Harm Reduction Center, Community Alliance on Prisons, and four individuals. Your Committee received comments on this measure from the Department of Public Safety and Hawaii Paroling Authority.

Your Committee finds that compassionate medical release programs for inmates provide relief to prison systems dealing with an increasingly older population subject to more medical issues and higher treatment costs. Releasing inmates who are found to pose no or little risk to public safety could save the State millions of dollars in health care costs. Additionally, this measure would relieve prison overcrowding and offer a more dignified and humane death to those who would otherwise die in prison.

Your Committee has amended this measure by:

- (1) Clarifying the definition of "director" to mean the Director of Public Safety;

- (2) Specifying that requests for medical release initiated by an inmate or an inmate's representative include the grounds for the request, relevant diagnoses and prognosis, and a statement describing how and why the inmate meets the criteria for medical release;
- (3) Clarifying the information that the Hawaii Paroling Authority receives when the Director of Public Safety forwards a request for medical release, including deleting language that would have required the Director to submit a medical release report to the Hawaii Paroling Authority within twenty days of receiving the request;
- (4) Deleting language that would have specified the Hawaii Paroling Authority's responsibilities related to hearings for requests for medical release, including certain hearing timeline requirements;
- (5) Authorizing the Director of Public Safety to hold a request for medical release, under certain conditions; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider the anticipated staffing requirements for a medical release program, including eight full-time equivalent (8.0 FTE) permanent positions.

As affirmed by the record of votes of the members of your Committee on Corrections, Military & Veterans that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 824, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 824, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 229 Human Services on H.B. No. 391

The purpose of this measure is to:

- (1) Require the Department of Human Services to develop a two-year Infant and Toddler Child Care Worker Subsidy Pilot Program to retain the existing early child care workforce in licensed infant and toddler child care center settings; and
- (2) Appropriate funds for the pilot program.

Your Committee received testimony in support of this measure from the Executive Office on Early Learning; Hawaii State Commission on the Status of Women; Hawai'i Association of School Psychologists; Tori Richard, Ltd; Keiki O Ka 'Āina Family Learning Centers; Hawaiian Host Group; Hawai'i Children's Action Network Speaks!; Title Guarantee of Hawai'i; HPM Building Supply; Early Childhood Action Strategy; Holomua Collective; Hawaii Gas; aio; and eleven individuals. Your Committee received comments on this measure from the Department of the Attorney General and Department of Human Services.

Your Committee finds that a strong child care and early education workforce is necessary to support the State's children, working families, and communities. Your Committee further finds that compensation for child care workers factors into retention rates. Hawaii is having an increasingly difficult time retaining and recruiting infant and toddler child care workers, with the State losing approximately twenty percent of its child care workforce between 2018 and 2020. This measure is intended to assist with the retention of qualified child care and early education professionals by establishing a pilot program to subsidize the wages of workers in licensed infant and toddler child care centers.

Your Committee notes the concerns raised by the Department of the Attorney General that the disbursement of any public monies to private entities must be done in compliance with the requirements of Article VII, Section 4, of the Hawaii State Constitution.

Accordingly, your Committee has amended this measure by:

- (1) Inserting language establishing standards for the distribution of the funds appropriated in this measure as subsidies under the Infant and Toddler Child Care Worker Subsidy Pilot Program;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 391, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 391, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 230 Human Services on H.B. No. 1437

The purpose of this measure is to:

- (1) Establish a definite term of imprisonment of no more than twenty years for persons convicted of sex trafficking;
- (2) Impose a fine of no less than \$200,000 but no more than \$500,000 on persons convicted of sex trafficking;
- (3) Specifies that consent to sexual conduct, as defined, is not a defense to prosecution for sex trafficking;
- (4) Exempt a person who is a victim of sex trafficking from criminal liability for offenses involving sex trafficking or prostitution; and
- (5) Specify that a minor who commits the offense of street prostitution in Waikiki is committing a violation, rather than a petty misdemeanor.

Your Committee received testimony in support of this measure from eleven individuals. Your Committee received comments on this measure from the Department of the Attorney General and Office of the Public Defender.

Your Committee finds that human trafficking is a form of modern-day slavery in which victims are subjected to force, fraud, or coercion for the purpose of commercial sex, debt bondage, or involuntary labor. This measure is intended to encourage persons to come forward and report sex trafficking crimes without fear of being prosecuted and re-victimized.

Your Committee has amended this measure by:

- (1) Specifying that offenders convicted of sex trafficking are to be sentenced to a term of imprisonment not exceeding twenty years, rather than as a definite term of imprisonment;

- (2) Deleting language that:
- (A) Exempted from liability for the offense of sex trafficking those persons who reports to a law enforcement officer that they are victims of trafficking;
 - (B) Reduced the grade of offense for minors who commit the offense of street prostitution in Waikiki from a petty misdemeanor to a violation; and
 - (C) Specified the procedures for processing minors who are suspected of street prostitution in Waikiki;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Judiciary & Hawaiian Affairs, should it deliberate on this measure, to consider whether the penalties for the criminal offenses amended by this measure should be adjusted.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1437, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1437, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 231 Human Services on H.B. No. 224

The purpose of this measure is to:

- (1) Establish a two-year Public Housing Tenant Upward Mobility Pilot Program to provide public housing tenants with training and work experience necessary to fulfill minimum qualifications for future part-time and full-time employment; and
- (2) Appropriate funds for the pilot program.

Your Committee received testimony in support of this measure from the Hawaii Public Housing Authority.

Your Committee finds that the Hawaii Public Housing Authority serves the State's most disadvantaged populations, including families earning less than thirty percent of the area median income, the disabled, and the elderly. Your Committee further finds that some public housing residents lack adequate training or experience to find gainful employment. This measure will empower public housing residents by enabling them to learn valuable work skills to enhance their family's wellbeing.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$500,000.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 224, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 224, H.D. 2, and be referred to your Committee on Housing.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 232 Human Services on H.B. No. 504

The purpose of this measure is to:

- (1) Require the Department of Human Services to develop a two-year Child Care Worker Subsidy Pilot Program to retain the existing early child care workforce in licensed child care facilities for preschool children aged two through five; and
- (2) Appropriate funds for the pilot program.

Your Committee received testimony in support of this measure from the Executive Office on Early Learning. Your Committee received comments on this measure from the Department of the Attorney General, Department of Human Services, Hawai'i Children's Action Network Speaks!, and one individual.

Your Committee finds that a strong child care and early education workforce is necessary to support the State's children, working families, and communities. Your Committee further finds that compensation for child care workers factors into retention rates. A 2022 study completed by the University of Hawai'i Early Childhood Educator Excellence and Equity Project showed that early childhood care and education professionals earned between \$13 and \$17 an hour on average, far below the living wage in the State. This measure is intended to assist with the retention of qualified child care and early education professionals by establishing a pilot program to subsidize the wages of workers in licensed child care facilities for preschool children aged two through five.

Your Committee notes the concerns raised by the Department of the Attorney General that the disbursement any of public monies to private entities must be done in compliance with the requirements of Article VII, Section 4, of the Hawaii State Constitution.

Accordingly, your Committee has amended this measure by:

- (1) Inserting language establishing standards for the distribution of the funds appropriated in this measure as subsidies under the Preschool Child Care Worker Subsidy Pilot Program;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 504, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 504, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Garcia). Noes, none. Excused, 1 (Amato).

SCRep. 233 Energy & Environmental Protection on H.B. No. 1146

The purpose of this measure is to:

- (1) Establish a Carbon Emissions Tax Credit;
- (2) Expand the Environmental Response, Energy, and Food Security Tax to include carbon emissions; and
- (3) Require the Office of Planning and Sustainable Development, in consultation with the Department of Taxation, to recommend updates to the tax per fuel and corresponding tax credits.

Your Committee received testimony in support of this measure from the Hawai'i Climate Change Mitigation and Adaptation Commission; Small Biz; Pacific Biodiesel Technologies; Cynthia Conrad Design; Kaua'i Climate Action Coalition; Kauai Women's Caucus; Americans for Democratic Action Hawai'i; Ulupono Initiative; Citizens' Climate Lobby Hawaii; Carbon Cashback Task Force; Youth Action Team of the Hawai'i Citizens' Climate Lobby; Chamber of Sustainable Commerce; Imua Alliance; The Nature Conservancy – Hawai'i and Palmyra; Maui Tomorrow Foundation, Inc.; Restore the Commons; and numerous individuals. Your Committee received testimony in opposition to this measure from the Hawaii Transportation Association, Life of the Land, and numerous individuals. Your Committee received comments on this measure from the Department of the Attorney General, Department of Health, Department of Taxation, Office of Planning and Sustainable Development, Grassroot Institute of Hawaii, and Tax Foundation of Hawaii.

Your Committee finds that assessing a tax on producers and importers of fossil fuels has been successful in countries around the world in reducing the consumption of fossil fuels. The effect of the tax, which is commonly known as a carbon price or carbon tax, has been to reduce the emission of greenhouse gases, leading to a more sustainable environment and reducing local air pollution. This measure would set a carbon tax on fossil fuels in the State and return an equivalent amount of the revenue generated by the carbon tax, less administrative costs, to Hawaii taxpayers in the form of a refundable tax credit or cash payment.

Your Committee has amended this measure by:

- (1) Specifying that a "qualified taxpayer" means a taxpayer who files an individual income tax return, rather than a resident taxpayer who files an individual income tax return;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1146, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1146, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, 1 (Ward). Excused, 1 (Woodson).

SCRep. 234 Energy & Environmental Protection on H.B. No. 949

The purpose of this measure is to:

- (1) Establish and appropriate funds for a Solar Energy Storage System Loan Program to provide asset limited, income constrained, employed households with low-interest loans to purchase and install residential solar energy storage systems; and
- (2) Establish and appropriate funds for a Renewable Energy System Installation Loan Program to provide low- and moderate-income families with low-interest loans to purchase and install residential photovoltaic and energy storage systems, including battery storage systems.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Hawaii Green Infrastructure Authority; Ulupono Initiative; Environmental Caucus of the Democratic Party of Hawai'i; Climate Protectors Hawaii; Hawaii Solar Energy Association; Equal Opportunity Solar Fund; and five individuals. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that while the transition to renewable energy holds promise for lower energy costs in comparison to fossil fuel use, many low- and limited-income households in Hawaii have difficulty purchasing renewable energy systems and storage. Providing more access to new technologies and services, such as solar energy systems and storage, to assist low- and limited-income customers will reduce their residential electricity burden and help the State achieve its goal of one hundred percent renewable energy by 2045.

Your Committee has amended this measure by:

- (1) Clarifying the definition of "asset limited, income constrained, employed household" to mean a household with an income of up to one hundred forty percent of the area median income;
- (2) Clarifying references to section 196-64(c) and (d), Hawaii Revised Statutes;
- (3) Changing references from the "Solar Energy System Special Fund" to the "Solar Energy System Revolving Loan Fund";
- (4) Changing the appropriation amount into and out of the Solar Energy System Revolving Loan Fund to an unspecified amount;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$200,000,000.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 949, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 949, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 235 Energy & Environmental Protection on H.B. No. 1151

The purpose of this measure is to require electric utilities and gas utilities to submit proposed capital expenditures for certain projects to the Public Utilities Commission for review and determination as to whether the project may be included in the utilities' rate base.

Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Public Utilities Commission, Hawaiian Electric, and Hawai'i Gas.

Your Committee finds that existing law is silent regarding the process for electric and gas utilities to submit capital improvement proposals for projects relating to plant replacement, expansion, or modernization. This measure seeks to codify such a process based on a previous threshold amount set by the Public Utilities Commission by General Order.

Your Committee notes the concerns of the Department of Commerce and Consumer Affairs that if passed, this measure would increase the number of capital improvement projects submitted for the Public Utilities Commission to review, thereby increasing the Commission's and Department of Commerce and Consumer Affairs' workload by having to review projects that will not have a significant impact on rates.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1151, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1151, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 236 Energy & Environmental Protection on H.B. No. 1252

The purpose of this measure is to:

- (1) Beginning with calendar year 2024, require that electric vehicle-ready parking stalls for new construction be integrated as a criterion in the low-income housing tax credit qualified allocation plan; and
- (2) Provide rebates for eligible electric vehicle-ready parking stalls for new construction of affordable housing.

Your Committee received testimony in support of this measure from the Hawaii State Energy Office; Public Utilities Commission; County of Kaua'i Office of Economic Development; City and County of Honolulu Office of Climate Change, Sustainability, and Resiliency; Hawai'i Energy; Stirling Industries, LLC; Hawaiian Electric; Ulupono Initiative; Kauai Women's Caucus; Big Island Electric Vehicle Association; 350Hawaii.org; Environmental Caucus of the Democratic Party of Hawai'i; Climate Protectors Hawaii; Hawaii Electric Vehicle Association; Blue Planet Foundation; and numerous individuals. Your Committee received testimony in opposition to this measure from EAH Housing and one individual. Your Committee received comments on this measure from the Department of Taxation, Hawaii Housing Finance and Development Corporation, Tax Foundation of Hawaii, and NAIOP Hawaii.

Your Committee finds that while there is growing adoption of electric vehicles among Hawaii residents, the lack of adequate vehicle charging infrastructure presents a barrier to widespread adoption, particularly for low-income families who are unable to access the savings and other benefits associated with electric vehicle ownership. Additionally, parking stalls for affordable housing units are not constructed to be electric vehicle-ready because of the added cost and certain exemptions. This measure provides incentives for electric vehicle-ready new construction for affordable housing, further assisting the State in meeting its decarbonization goals and other emissions-reduction commitments.

Your Committee has amended this measure by:

- (1) Clarifying certain provisions related to the guidelines to be considered by the Public Utilities Commission in administering the Electric Vehicle Charging Infrastructure Rebate Program, including priority given to electric vehicle-ready parking stalls in new construction of affordable housing units;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that the intent of this measure is to provide incentives for electric vehicle-ready new construction and not to create an additional mandate.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1252, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1252, H.D. 1, and be referred to your Committee on Housing.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 237 Energy & Environmental Protection on H.B. No. 1200

The purpose of this measure is to:

- (1) Require the Department of Land and Natural Resources to establish an Unmanned Aircraft Systems Program that is compliant with federal and state laws;
- (2) Authorize the use of unmanned aircraft systems to monitor, investigate, and obtain admissible evidence of natural and cultural resource violations;
- (3) Require the Department of Land and Natural Resources to maintain detailed records of unmanned aircraft systems usage and the effectiveness of the program; and
- (4) Beginning January 1, 2026, require an annual report to the Legislature on the Unmanned Aircraft Systems Program.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hanalei Watershed Hui, Environmental Caucus of the Democratic Party of Hawai'i, The Nature Conservancy – Hawai'i and Palmyra, Mālama Pūpūkea-Waimea, Kauhako Ohana Association, Association for Uncrewed Vehicle Systems International, and two individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that because many of the lands and waters under the responsibility of the Division of Conservation and Resources Enforcement of the Department of Land and Natural Resources are in remote or inaccessible areas, it creates obstacles to timely and effective investigation, evidence gathering, and prosecution for natural and cultural resource violations. However, unmanned aircraft systems, commonly known as drones, provide a unique and powerful tool for monitoring and recording potentially illegal activity on public lands and waters and can aid effective enforcement. This measure provides the Division of Conservation and Resources Enforcement with an efficient, cost-effective, and valuable method of obtaining admissible evidence for enforcement proceedings, as well as deters illegal conduct on public lands and waters.

Your Committee has amended this measure by:

- (1) Extending the deadline for the Department of Land and Natural Resources to establish the Unmanned Aircraft Systems Program to June 30, 2025;
- (2) Specifying various reporting requirements by the Department of Land and Natural Resources to the Legislature on the Unmanned Aircraft Systems Program, including requiring a biennial report beginning January 1, 2027;
- (3) Inserting an appropriation for an unspecified amount for the Unmanned Aircraft Systems Program;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$125,000 for each of fiscal years 2023-2024 and 2024-2025.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1200, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1200, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 238 Energy & Environmental Protection on H.B. No. 921

The purpose of this measure is to:

- (1) Establish and appropriate funds for the Environmental Crimes Unit within the Department of the Attorney General;
- (2) Make the disposal of motor vehicle tires in violation of state law governing recovery of used motor vehicle tire recovery a petty misdemeanor;
- (3) Establish a \$1 motor vehicle tire surcharge to be imposed on every replacement tire installed on a motor vehicle in the State after September 30, 2023;
- (4) Require tire retailers and tire wholesalers who install replacement tires to pay the surcharge to the Department of Health; and
- (5) Allow the Department of Health to use the Environmental Management Special Fund to fund the Environmental Crimes Unit.

Your Committee received testimony in support of this measure from Malama Makua. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that environmental crimes, such as illegal dumping of motor vehicle tires, harm the environment and have serious consequences for human health, wildlife, and the ecosystem. Establishing an Environmental Crimes Unit within the Department of the Attorney General will assist with the enforcement of existing environmental laws in the State and protect Hawaii's natural resources.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Judiciary & Hawaiian Affairs, should it deliberate on this measure, to consider the suggestions made by the Department of the Attorney General in its testimony related to any necessary amendments.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 921, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 921, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, 1 (Ward). Excused, 1 (Woodson).

SCRep. 239 Labor & Government Operations on H.B. No. 491

The purpose of this measure is to:

- (1) Establish within the Department of Business, Economic Development, and Tourism a leave grant program to help small businesses offer their employees paid family leave and paid sick leave; and
- (2) Appropriate funds.

Your Committee received testimony in support of this measure from two individuals. Your Committee received comments on this measure from the Department of Business, Economic Development, and Tourism; and Department of the Attorney General.

Your Committee finds that paid family leave contributes to better health outcomes, including improvements in maternal and paternal health, and supports health development for young children. Paid family leave also reduces financial stress and enhances working families' overall economic security. Your Committee further finds that establishing a pilot program and providing adequate appropriations for the pilot program may be the catalyst needed to help small businesses offer these benefits to employees.

Your Committee has amended this measure by:

- (1) Adding further standards for grant awards, as recommended by the Department of the Attorney General;
- (2) Making the program a two-year pilot program to be placed in the Session Laws of Hawaii;
- (3) Requiring that grant recipients be compliant with Hawaii Compliance Express or any successor compliance program;

- (4) Deleting the preference for nonprofit organizations;
- (5) Splitting the appropriation for the leave grant pilot program into two appropriations – one for grant funding and one for administrative expenses – and changing the appropriations to unspecified amounts;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$1,000,000 for grant funding.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 491, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 491, H.D. 1, and be referred to your Committee on Economic Development.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Kapela). Noes, none. Excused, none.

SCRep. 240 Labor & Government Operations on H.B. No. 874

The purpose of this measure is to establish a collective bargaining unit for graduate assistants employed by the University of Hawaii and community college system.

Your Committee received testimony in support of this measure from Academic Labor United; the Democratic Party of Hawaii Labor Caucus; Democratic Party of Hawaii's Education Caucus; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; United Public Workers, AFSCME Local 646, AFL-CIO; University of Hawaii Professional Assembly; Hawaii's Workers Center; and numerous individuals. Your Committee received testimony in opposition to this measure from the Office of Collective Bargaining of the Executive Office of the Governor. Your Committee received comments on this measure from the Department of Budget and Finance and Department of the Attorney General.

Your Committee finds that graduate student assistants are vital to the university community, performing instruction, research, and administrative work. Your Committee further notes the pending Hawaii Supreme Court case regarding this issue is ongoing and that this issue has been brought before the Legislature on numerous occasions, with similar versions receiving a Governor's veto. This measure allows graduate assistants to participate in collective bargaining to provide greater employment incentives, stability, and promote higher education.

Your Committee has amended this measure by:

- (1) Clarifying that this measure is a matter of statewide concern pursuant to article VIII, section 6 of the Hawaii State Constitution;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 874, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 874, H.D. 1, and be referred to your Committee on Higher Education & Technology.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 241 Labor & Government Operations on H.B. No. 875

The purpose of this measure is to establish and appropriate funds for a teacher apprenticeship program to support, recruit, develop, and retain teachers for Hawaii's public schools.

Your Committee received testimony in support of this measure from the Department of Education, College of Education at the University of Hawaii at Mānoa, Hawaii State Teachers Association, and one individual. Your Committee received comments on this measure from the Department of Budget and Finance and two individuals.

Your Committee finds that Hawaii's public schools have been facing a severe teacher shortage for years. Your Committee further finds that the lack of apprenticeship programs and other services that assist teachers in obtaining the necessary licenses and gaining workforce experience contribute to poor teacher retention, diversity, and recruitment. Your Committee also finds that a structured teacher apprenticeship program that provides more supportive mentoring and financial support during workforce training would help to develop teachers who are already in the community by providing them with the resources to succeed.

In addition, your Committee notes that there may be federal funding available to financially support the teacher apprenticeship program proposed in this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 875, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 875, H.D. 1, and be referred to your Committee on Higher Education & Technology.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 242 Labor & Government Operations on H.B. No. 978

The purpose of this measure is to amend the State's procurement laws relating to the purchase of health and human services to promote procurement efficiency, program success, and government accountability.

Your Committee received testimony in support of this measure from the State Procurement Office, Department of Human Services, and Department of Accounting and General Services.

Your Committee finds that the \$25,000 limit to qualify for a small purchase for health and human services was established in 1997. Increases in the cost of goods and services in the intervening twenty-five years warrant an adjustment to that limit. Your Committee also finds that this measure promotes efficiency without sacrificing the requirement of demonstrated competence and qualification for treatment service at fair and reasonable prices.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 978, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 978, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 243 Labor & Government Operations on H.B. No. 1206

The purpose of this measure is to establish a state permitting office to process building and infrastructure permits for construction of state buildings, state roads and highways, and other construction on state lands, while ensuring that the construction complies with all state and county building and infrastructure requirements.

Your Committee received comments on this measure from the Department of Accounting and General Services.

Your Committee finds that delays in the county building permit process have severely impacted the ability of the State to commence state construction projects. These delays have increased construction costs and harmed the livelihoods of state contractors. This measure is intended to reduce the backlog of state-related projects awaiting county permit reviews to promote efficiency without compromising compliance and safety.

Your Committee has amended this measure by:

- (1) Adding a requirement that the county in which the state project is located issue a certificate of occupancy to the State for any building for which a state permit is issued by the state permitting office; provided that certain conditions are met;
- (2) Adding a requirement that each county in which a state project is located allow projects issued a state permit by the state permitting office to connect with all required infrastructure services;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1206, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1206, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 244 Labor & Government Operations on H.B. No. 1363

The purpose of this measure is to:

- (1) Extend the period within which a county may adopt a surcharge on state tax, under certain conditions, from March 31, 2019, to December 31, 2023;
- (2) Authorize, in certain instances, the use of county surcharge revenues for housing infrastructure; and
- (3) Temporarily authorize counties that have previously adopted a surcharge on state tax to amend the rates and uses of the surcharge.

Your Committee received testimony in support of this measure from the Office of the Mayor of the County of Maui and two members of the Maui County Council. Your Committee received comments on this measure from the Department of Taxation, Tax Foundation of Hawaii, and NAIOP Hawaii.

Your Committee finds that this measure would implement a policy shift with regard to the development of housing. The counties, rather than private developers, would be responsible for the location, planning, and development of infrastructure to support housing. Your Committee believes that authorizing a county to use revenues from the county surcharge on state tax for housing infrastructure would provide the funding necessary to effect this change in policy and, ultimately, lower the price of housing for residents.

Your Committee has amended this measure by:

- (1) Deleting the authority to change the county's surcharge rate while maintaining the authority to change the authorized uses of surcharge revenues for counties that established a surcharge on state tax before March 31, 2019;
- (2) Deleting the definition of the term "infrastructure" from the definition of "housing infrastructure";
- (3) Clarifying that each county having a population of five hundred thousand or less may use the surcharge for pedestrian paths or sidewalks on a county road near or around a public school;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1363, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1363, H.D. 1, and be referred to your Committee on Housing.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 245 Labor & Government Operations on H.B. No. 1409

The purpose of this measure is to:

- (1) Expand the State's temporary disability insurance coverage to employees who are unable to perform their employment duties because the employee has given birth to a child or is providing kangaroo care to, or expressing breast milk for, the employee's child who is required to stay in a neonatal intensive care unit;
- (2) Extend, under certain conditions, the temporary disability benefit payment period and family leave period for employees who are unable to perform their employment duties due to:
 - (A) Preterm birth of a child who is required to stay in a neonatal intensive care unit; or
 - (B) Birth of a child who is required to stay in a neonatal intensive care unit for more than eight weeks; and
- (3) Define "kangaroo care" and "preterm birth".

Your Committee received testimony in support of this measure from Early Childhood Action Strategy; Hawai'i Children's Action Network Speaks!; and one individual. Your Committee received comments on this measure from the Department of Labor and Industrial Relations.

Your Committee finds that preterm babies in particular spend weeks or months in neonatal intensive care units, requiring their parents to also spend weeks or months at neonatal intensive care units in support of their babies' care. Medical research has shown that parental "kangaroo care", or continual skin-to-skin contact, reduces infant mortality, lowers risk of sepsis or major infection, and reduces the length of stay at the unit, among other benefits. This measure supports employees who might otherwise find themselves faced with the untenable choice between preserving their employment and supporting the health of their newborn child.

Your Committee has amended this measure by:

- (1) Deleting the proposed changes to temporary disability insurance benefit provisions;
- (2) Providing for additional family leave equivalent to the duration the child is in a neonatal intensive care unit starting from the date the child is discharged from the unit; provided that during the additional period of family leave, the employee provides kangaroo care to the child or expresses breast milk for the child;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1409, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1409, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 246 Labor & Government Operations on H.B. No. 551

The purpose of this measure is to:

- (1) Prohibit the sale of flavored tobacco products and the mislabeling of e-liquids as nicotine free;
- (2) Authorize the Department of Health to appoint, commission, or contract for services of inspectors;
- (3) Establish two full-time equivalent program specialist positions and one full-time equivalent hearing officer position; and
- (4) Appropriate funds.

Your Committee received testimony in support of this measure from the Department of the Attorney General; Department of Health; Department of Education; University of Hawai'i Cancer Center; two members of the Hawai'i County Council; Keiki Injury Prevention Coalition; Hawaii Substance Abuse Coalition; Maui Preparatory Academy; University of Hawaii Student Health Advisory Council; Hawaii Health & Harm Reduction Center; Hawai'i Nurses Association OPEIU Local 50; Americans for Democratic Action Hawai'i; Hawai'i Children's Action Network Speaks!; Opportunity Youth Action Hawai'i; Hawaii Association of Independent Schools; Hawaii COPD Coalition; Waimānalo Health Center; Kaiser Permanente Hawai'i; American Lung Association Hawaii; Hawai'i Public Health Institute; Hawaii Primary Care Association; Hawaii State Teachers Association; HIPHI Youth Council; American Cancer Society Cancer Action Network; Coalition for a Tobacco-Free Hawaii; Hawai'i State Youth Commission; Campaign for Tobacco-Free Kids & the Tobacco-Free Kids Action Fund; American Heart Association; AlohaCare; Hawaii Dental Association; Hawai'i Public Health Association; National Hookah Community Association; The Friends of Kamalani & Lydgate Park; Hawai'i Youth Services Network; and numerous individuals.

Your Committee received testimony in opposition to this measure from Aloha Petroleum; Minit Stop; Par Hawaii; Consumer Advocates for Smoke-free Alternatives Association; R Street Institute; Cigar Association of America, Inc.; Taxpayers Protection Alliance; Retail Merchants of Hawaii; Hawaii Smokers Alliance; National Taxpayers Union; Reason Foundation; and numerous individuals.

Your Committee finds that eighty-one percent of youth who have ever used a tobacco product report that the first tobacco product they used was flavored. Flavored tobacco products promote youth initiation of tobacco use and help young occasional smokers become daily smokers by reducing or masking the natural harshness and taste of tobacco smoke. Your Committee further finds that young people and people of color are disproportionately using flavored tobacco products, including menthol.

The 2021 National Youth Tobacco Survey report estimates that ending the sale of flavored tobacco in Hawaii would save the State at least \$48,000,000 in long-term health care costs, prevent seven hundred premature smoking-related deaths, prompt over three thousand menthol cigarette smokers to quit, and prevent youth from initiating smoking with menthol cigarettes. Your Committee finds that, given the significant threat to public health posed by flavored tobacco products, Hawaii must take steps to address the youth vaping epidemic and reduce tobacco-related health disparities.

Your Committee has amended this measure by:

- (1) Specifying the chapter of the Hawaii Administrative Rules that addresses the cost of proper disposal of electronic smoking devices and e-liquids as hazardous waste;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 551, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 551, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 247 Tourism on H.B. No. 12

The purpose of this measure is to clarify that a developer is responsible for ensuring that the use of time share units located out of the State complies with zoning and land use laws and rules of the jurisdiction where the time share units are located but is not required to submit evidence of such compliance to register in Hawaii.

Your Committee received testimony in support of this measure from the American Resort Development Association Hawaii, Marriott Vacations Worldwide Corporation, Hilton Grand Vacations, Maui Hotel & Lodging Association, and one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that existing law authorizes the counties to designate areas appropriate for time sharing through county zoning laws. To enforce the zoning requirements, the Department of Commerce and Consumer Affairs requires developers to submit written confirmation that the time share is in compliance with zoning requirements, even for time shares located outside the State. Your Committee notes that existing law does not require written confirmation of zoning law compliance for time shares located outside the State. Currently, the Department of Commerce and Consumer Affairs is inundated with registration applications for time shares, with some applications taking years to process. This measure will reduce the backlog of registration applications for time shares by requiring a developer to ensure the time share is in compliance with the laws and rules of the jurisdiction in which the time share is located but not require the developer to submit proof of compliance to the Department of Commerce and Consumer Affairs.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 12, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 12, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Kong).

SCRep. 248 Tourism on H.B. No. 11

The purpose of this measure is to:

- (1) Specify that primary and secondary plan documents be listed in the public disclosure statement of a time share plan;
- (2) Clarify the manner in which the required disclosure of liens, title defects, or encumbrances on the titles of units may be made; and
- (3) Provide that a review of encumbrances be waived upon the certification from the developer that the time share interest is free and clear of blanket liens or that identifies all blanket liens.

Your Committee received testimony in support of this measure from the American Resort Development Association Hawaii, Marriot Vacations Worldwide Corporation, Hilton Grand Vacations, Maui Hotel & Lodging Association, and one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that under existing law, a time share plan must provide a disclosure statement to each buyer, which must list all encumbrances on title to the time share unit owners. Listing all encumbrances can lead to a disclosure statement being over fifty pages, ultimately leading to consumers not thoroughly reviewing the disclosure statement. Your Committee further finds that when the State's time share law was first adopted in 1980, most time share plans were confined to a single site. However, modern time share plans frequently involve hundreds of units at dozens of sites and buyers typically do not receive a deed of a unit of any given site. This measure will update Hawaii's time share laws to reflect modern day practices, thereby creating a more efficient process for the regulation of time shares in the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 11, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 11, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Kong).

SCRep. 249 Tourism on H.B. No. 13

The purpose of this measure is to:

- (1) Require, for time share plans that use title-holding trusts, the developer to submit a title report evidencing that the title vested in the trustee;
- (2) Require, for time share plans that use a notice of time share plan, the recordation of the notice and its submission; and
- (3) Require, for time share plans that use alternative arrangements, the recordation of any alternative arrangement documents.

Your Committee received testimony in support of this measure from American Resort Development Association Hawaii, Marriott Vacations Worldwide Corporation, Hilton Grand Vacations, and one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that existing law requires that the sale of a time share interest may only close if the buyers are protected from the foreclosure of blanket liens, such as mortgages, that could result in the loss of a time share interest owned by a buyer. When registering a time share plan, the developer must submit a title report or title policy showing that the title has been conveyed to the trustee. However, your Committee notes that this is unnecessary as blanket lien protections are fully in place upon the initial registration of the time share project. This measure will streamline the review of time share registration filings and avoid duplicative paperwork.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 13, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 13, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Kong).

SCRep. 250 Energy & Environmental Protection on H.B. No. 1326

The purpose of this measure is to:

- (1) Establish the Hawaii Zero Waste Initiative Program to, among other things, manage the State's transition to reduce and reuse solid waste;
- (2) Establish and appropriate funds for the Packaging Waste Advisory Council;
- (3) Require the Department of Health to develop an assessment of statewide needs to determine the resources required to reduce packaging waste by seventy percent from the baseline amount by 2030;
- (4) Establish a Packaging Waste Reduction and Reuse Program; and
- (5) Appropriate funds for the Department of Health to fund contractors or packing reduction coordinator positions for the Packaging Waste Reduction and Reuse Program.

Your Committee received testimony in support of this measure from the Department of Health; Hawai'i Climate Change Mitigation and Adaptation Commission; Fair Wind Big Island Ocean Guides; Environmental Caucus of the Democratic Party of Hawai'i; Kauai Women's Caucus; 350Hawaii.org; Adaptations Inc.; Big Island Coffee Roasters; Coconut Trader LLC; NO POHŌ; DeliverZero, Inc.; EarthEx, LLC; Foodware; Kale'a Farms; Koko Kai Foods LLC; Pop Culture Artisan Pops; Protea Zero Waste Store; SKY Kombucha; SUPERFUN Studio; Village Seeds Design LLC; Volcano Precious Plastic, LLC; Zero Waste Hale; Aranya Solutions; Blue Ocean Warriors; Christienne de Tournay Zero Waste Consultancy; Don't Waste Durham; Faith Alliance for Climate Solutions; Going Home Hawaii; Hanai Kaiulu; Hawaii Wildlife Fund; Ho'omalū Ke Kai; Kingdom Pathways; Plastic Pollution Coalition; Surfrider Foundation, Hawai'i Region; Zero Waste Hawai'i Island; Hawai'i Reef and Ocean Coalition; Big Island Reef Keepers Hui; Just Zero; Surfrider Foundation, Maui Chapter; and numerous individuals. Your Committee received testimony in opposition to this measure from Island Plastic Bags, Inc.; Flexible Packaging Association; Hawaii Food Manufacturers Association; and four individuals. Your Committee received comments on this measure from the Chamber of Commerce Hawaii; Household & Commercial Products Association; Waiākea Bottling Inc.; Mālama One Recycling, LLC; American Chemistry Council; American Cleaning Institute; American Institute for Packaging and the Environment; Consumer Technology Association; Foodservice Packaging Institute; National Confectioners Association; Pet Food Institute; Plastics Industry Association; The Toy Association; The Wine Institute; American Beverage Association; American Forest & Paper Association; Consumer Brands Association; and one individual.

Your Committee finds that as the State strives to fulfill its commitments to reduce waste and effectively mitigate the impacts of climate change, it is essential to assess the current state of packaging waste in the State. This measure initiates the development of a plan to determine the resources necessary to prioritize waste prevention through eliminating unnecessary packaging and switching to reusable packaging systems.

Your Committee has amended this measure by:

- (1) Inserting findings related to Hawaii's waste management situation and the need to transition to a circular economy through a zero waste initiative;
- (2) Specifying that the goal of the Hawaii Zero Waste Initiative is to send zero waste to the landfill or to incineration;
- (3) Requiring the Department of Health to establish dates and interim goals by which the State shall achieve certain benchmarks in reduction of the amount of waste going to the landfill or to incineration under the Hawaii Zero Waste Initiative;
- (4) Specifying the responsibilities of the Department of Health under the Hawaii Zero Waste Initiative, including, among other things, facilitating a transition from a linear economy to a circular economy and reporting requirements;
- (5) Extending by one year the deadline by which the Department of Health is required to establish the Packaging Waste Advisory Council to January 1, 2025;
- (6) Extending by one year the deadline by which the Department of Health is required to issue a draft implementation plan, publish a final draft implementation plan, and publish a final packaging waste reduction and reuse implementation plan to July 1, 2026; December 31, 2026; and July 1, 2027, respectively;
- (7) Specifying that the Department of Health and the counties prepare to implement the Packaging Waste Reduction and Reuse Program beginning July 1, 2027, rather than specifically hire contractors or employees in order to be ready to implement the program;
- (8) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (9) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1326, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1326, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 251 Agriculture & Food Systems on H.B. No. 1250

The purpose of this measure is to protect Hawaii-grown mamaki tea by:

- (1) Imposing labeling requirements for mamaki tea grown in the State; and
- (2) Appropriating funds to the Department of Agriculture to administer the mamaki tea labeling requirements.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Farm Bureau, Kuwale Ridge Farms, and one individual.

Your Committee finds that mamaki tea is an herbal tea made from the leaves of the mamaki plant, which is endemic to Hawaii. Your Committee further finds that the mamaki tea industry is a fairly new industry and the State must protect this culturally important agricultural crop from deceptive or misleading labels.

Your Committee has amended this measure by:

- (1) Changing its effective date to July 1, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1250, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1250, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 252 Agriculture & Food Systems on H.B. No. 1295

The purpose of this measure is to appropriate funds to the Department of Agriculture to provide grants to certain chicken farmers.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau, Hawai'i Farmers Union United, Kuwale Ridge Farms, and Hawaii Foodservice Alliance LLC. Your Committee received comments on this measure from the Department of Agriculture, Department of the Attorney General, and one individual.

Your Committee finds that Hawaii's poultry industry faces numerous challenges, and the rising cost of feed for livestock production is one of the largest challenges. The grants provided by this measure would assist local farmers with their production costs.

Your Committee has amended this measure by:

- (1) Allowing grants to be given for costs that were incurred fewer than five years before the time the application for the grant is received by the Department of Agriculture;
- (2) Establishing standards for the grant program;
- (3) Changing its effective date to July 1, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1295, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1295, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 253 Agriculture & Food Systems/Economic Development on H.B. No. 489

The purpose of this measure is to strengthen aquaculture in Hawaii by:

- (1) Requiring the Animal Industry Division of the Department of Agriculture to administer an assessment and approval process to import and move aquatic livestock in the State;
- (2) Requiring the Animal Industry Division to develop an aquatic biorisk-based framework for the assessment and approval process to import and move aquatic livestock; and
- (3) Requiring the Aquaculture Program to undertake certain activities to develop and expand the aquaculture industry.

Your Committees received testimony in support of this measure from the Department of Agriculture and Hawai'i Farm Bureau. Your Committees received testimony in opposition to this measure from one individual. Your Committees received comments on this measure from the Animal Welfare Institute.

Your Committees find that this measure would support the aquaculture industry in the State while also protecting against aquatic biorisks.

Your Committees have amended this measure by:

- (1) Authorizing the Department of Agriculture to issue permits as part of its administration of an assessment and approval process to import and move aquatic livestock in the State;
- (2) Changing its effective date to July 1, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request that your Committee on Consumer Protection & Commerce, should it choose to deliberate on this measure, to consider adding a provision regarding the health and welfare of aquatic livestock. Your Committees further respectfully request that your Committee on Finance, should it choose to deliberate on this measure, to consider an appropriation amount of \$900,000 for a two-year project to develop a system pursuant to this measure, as requested by the Department of Agriculture.

As affirmed by the records of votes of the members of your Committees on Agriculture & Food Systems and Economic Development that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 489, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 489, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.
 Agriculture & Food Systems: Ayes, 6. Noes, none. Excused, 1 (Woodson).
 Economic Development: Ayes, 7. Noes, none. Excused, none.

SCRep. 254 Agriculture & Food Systems/Health & Homelessness on H.B. No. 1359

The purpose of this measure is to support the budding hemp industry in Hawaii by:

- (1) Repealing redundant regulations on hemp production to reduce costs for the State and Hawaii farmers;
- (2) Amending the hemp law in a manner that recognizes the unique constraints of Hawaii farmers, while protecting human health;
- (3) Allowing licensed hemp producers to sell hemp biomass;
- (4) Requiring transparency in labeling of hemp products to identify the percentage of Hawaii-grown hemp or hemp product in all hemp products;
- (5) Requiring and appropriating funds for the Department of Health to hire or consult a toxicologist or consultant familiar with hemp industry standards for the purpose of setting defined action limits or exposure levels for different types of hemp products; and
- (6) Extending the State's hemp processor law through July 1, 2027.

Your Committees received testimony in support of this measure from Hawai'i Farmers Union United, Omao Labs LLC dba Kauai Hemp Company, Island Hemp Collective, and six individuals. Your Committees received comments on this measure from the Department of Agriculture, Department of the Attorney General, and Department of Health.

Your Committees find that hemp is a high-value crop that has the potential to bring significant and diverse revenues to Hawaii. However, the State's hemp industry remains in a nascent stage, largely due to overregulation. This measure will help to relax some of these regulations.

Your Committees have amended this measure by:

- (1) Modifying the definition of "hemp biomass" to exclude the flowers and leaves of hemp plants;
- (2) Making unspecified the maximum percentage of delta-9-tetrahydrocannabinol concentration in the definition of "finished hemp product";
- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request that your Committee on Consumer Protection & Commerce, should it choose to deliberate on this measure, to:

- (1) Consider protections for public health regarding delta-9-tetrahydrocannabinol levels, as mentioned by the Department of the Attorney General; and
- (2) Seek and consider the recommendations of the Department of Agriculture on how to determine whether a hemp product has a label that is attractive to underaged persons.

As affirmed by the records of votes of the members of your Committees on Agriculture & Food Systems and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1359, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1359, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.
 Agriculture & Food Systems: Ayes, 6. Noes, none. Excused, 1 (Perruso).
 Health & Homelessness: Ayes, 5; Ayes with Reservations (Kobayashi). Noes, none. Excused, 3 (Mizuno, Nishimoto, Garcia).

SCRep. 255 Health & Homelessness on H.B. No. 955

The purpose of this measure is to:

- (1) Permit persons acting as birth attendants after July 1, 2023, to practice midwifery without a license; and
- (2) Include the North American Registry of Midwives portfolio evaluation process as proof of successful completion of a formal midwifery education and training program for certified professional midwives.

Your Committee received testimony in support of this measure from the Hawai'i State Commission on the Status of Women; one member of the Hawai'i County Council; Hawaii Home Birth Collective; Pacific Birth Collective; Ho'opae Pono Peace Project; The Ark Christian Church; Our Revolution Hawaii; UpCountry Doctor; Gomez Creative Collective; JB Entertainment Corporation; Hawaiian Vanilla Company; Chamber of Sustainable Commerce; Songbird Birth Services; Loquat Co LLC; Gomez Media Group; Mālama Nā Pua O Haumea; Hawkinson Designs; Traditional MidWives; Hawaii Holistic Midwifery; Elevate Your Birth, LLC; Zakeri Media LLC; Nightbloom Birth LLC; Aoki Birthing Care; Summa Sea LLC; Mission Home Health; Montgomery Original Snoballs; Holistic Womb Arts; Gentle Beginnings Midwifery; NW Community Midwives; and numerous individuals. Your Committee received testimony in opposition to this measure from the Hawai'i Section of the American College of Obstetricians and Gynecologists, 'Ahahui o Nā Kauka, and numerous individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Hawai'i Affiliate of the American College of Nurse-Midwives, and two individuals.

Your Committee finds that traditionally-trained birth attendants of all cultures are valued and preferred by some consumers, and that the type of birth attendant utilized at a birth should be the birthing person's choice. Your Committee further finds that Act 32, Session Laws of Hawaii 2019, inadvertently omitted a category of professional midwives who have completed the North American Registry of Midwives portfolio evaluation process. This measure is intended to broaden the pool of people birthing persons may have to assist them at birth by including the North American Registry of Midwives portfolio evaluation as proof of successful completion of a formal midwifery education and training program for certified professional midwives.

Your Committee has amended this measure by:

- (1) Amending the preamble;
- (2) Deleting amendments that would make permanent the exemption for birth attendants to practice midwifery without a license and instead extending the date by which a person must have been acting as a birth attendant to be exempt from licensure to July 1, 2025;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Consumer Protection & Commerce, should it deliberate on this measure, to consider laws adopted by Oregon or any other state to provide various guardrails and safety measures for birth attendants.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 955, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 955, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 256 Health & Homelessness on H.B. No. 982

The purpose of this measure is to:

- (1) Increase the amount of funds that the Tobacco Enforcement Special Fund can carry over at the end of each fiscal year;
- (2) Increase the cigarette tax stamp fee and percentage of the fee to be deposited into the Tobacco Enforcement Special Fund; and
- (3) Increase the amount of funds to be deposited into the Tobacco Enforcement Special Fund from the Hawaii Tobacco Settlement Special Fund.

Your Committee received testimony in support of this measure from the Department of Health, Department of Taxation, Department of the Attorney General, American Cancer Society Cancer Action Network, Hawaii Primary Care Association, and Coalition for a Tobacco-Free Hawai'i. Your Committee received testimony in opposition to this measure from VOLCANO Vape Shops; Vape Element, LLC; and seventeen individuals. Your Committee received comments on this measure from the Tax Foundation of Hawaii.

Your Committee finds that the Tobacco Enforcement Special Fund supports the Department of the Attorney General's Tobacco Enforcement Unit to administer, monitor, and enforce the Tobacco Master Settlement Agreement and related state laws. Your Committee further finds that the amounts of the cigarette tax stamp revenues deposited into the Tobacco Enforcement Special Fund have noticeably dropped in recent years. It is critical to maintain the Tobacco Enforcement Unit's enforcement efforts and minimize the risk of losing the Master Settlement Agreement annual payments. This measure therefore stabilizes and increases funding for the Tobacco Enforcement Unit within the Department of the Attorney General.

Your Committee has amended this measure by:

- (1) Changing to an unspecified amount:
 - (A) The amount of funds in the Tobacco Enforcement Special Fund that carries over to the following fiscal year; and
 - (B) The amount of funds to be prioritized from the tobacco Master Settlement Agreement annual payment to the Tobacco Enforcement Special Fund;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider a carryover balance of the Tobacco Enforcement Special Fund of \$750,000 and to consider an amount prioritized from the tobacco Master Settlement Agreement funds to the Tobacco Enforcement Special Fund of \$750,000.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 982, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 982, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 257 Health & Homelessness on H.B. No. 1081

The purpose of this measure is to clarify the penalty to be assessed on any person who intentionally operates a care facility without a certificate or license.

Your Committee received testimony in support of this measure from the Department of Health, Kupuna Caucus of the Democratic Party of Hawai'i, Adult Foster Homecare Association of Hawaii, United Caregivers of Hawaii, Community Homecare Association of Hawaii, Alliance of Professional Primary Care Administrators, Provider Helping Hands of Hawaii, Alliance of Residential Care Administrators, and ten individuals. Your Committee received comments on this measure from one individual.

Your Committee finds that unlicensed care homes pose a danger to the public, specifically to frail, elderly, and vulnerable populations. These unlicensed care homes charge thousands of dollars per month to multiple clients and are not inspected for quality of care or to ensure caregiver qualifications.

Your Committee further finds that under existing law, there are two provisions for administrative penalties that can be imposed on care home operators. One of these penalties imposes a fine of only \$100 for the first violation, up to a maximum of \$1,000 for subsequent violations, which has little deterrence effect on an unlicensed care home operator making tens of thousands of dollars a month. The Department of Human Services also has additional remedies under section 321-20, Hawaii Revised Statutes, which allows for the assessment and payment of an administrative penalty up to \$1,000 per day regardless of the number of prior violations. Your Committee finds this is a more appropriate penalty to deter operators from financially benefiting from operating a care home without a certificate or license.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1081, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1081, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 258 Health & Homelessness on H.B. No. 914

The purpose of this measure is to:

- (1) Clarify who is prohibited from knowingly referring or transferring patients to an uncertified or unlicensed care facility;
- (2) Repeal the provision that a landlord, under specified conditions, shall not be deemed to be providing home care services or operating a care facility that requires a license; and
- (3) Require the Department of Health to prioritize complaint allegations based on severity for inspections of state-licensed or state-certified care facilities.

Your Committee received testimony in support of this measure from the Department of Health, Kūpuna Caucus of the Democratic Party of Hawai'i, Adult Foster Homecare Association of Hawaii, Community Homecare Association of Hawaii, Alliance of Professional Primary Care Administrators, United Caregivers Hawaii, Provider Helping Hands of Hawaii, and six individuals. Your Committee received testimony in opposition to this measure from the Hawaii Substance Abuse Coalition and two individuals. Your Committee received comments on this measure from the Department of Human Services and one individual.

Your Committee finds that there are nearly two thousand licensed legal long-term care facilities serving approximately thirteen thousand residents. However, there are many care facilities that have closed and others that operate without a license or certification by the Department of Health. Your Committee further finds that the prevalence of unlicensed care homes and facilities in the State continues to pose significant health and consumer protection issues for Hawaii's elderly and vulnerable populations. Licensed care home operators and other persons are still referring or transferring patients to unlicensed care homes and facilities, unbeknownst to the patient. This illegal practice has cost some patients thousands of dollars due to denied insurance reimbursements and endangers patients' health and safety. This measure bolsters the enforcement activities of the Department of Health to protect the health, safety, and welfare of the State's elderly and vulnerable populations.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that it has concerns that the term "health care or human services community" may be overly broad. Should this measure advance through the legislative process, further consideration should be given to a more narrowly tailored term.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 914, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 914, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 259 Health & Homelessness on H.B. No. 1245

The purpose of this measure is to appropriate funds to the Department of Health for the purchase of one advanced life support ambulance and related equipment to be based in Central Maui, and to fund pay-related personnel costs for state-certified emergency medical services personnel.

Your Committee received testimony in support of this measure from one member of the Maui County Council, American Medical Response, and six individuals. Your Committee received comments on this measure from the Department of Health and one individual.

Your Committee finds that in Maui County, ambulance services are contractually provided through state funding. There are a total of nine ambulances based at various state, county, and private facilities throughout Maui County. Your Committee further finds that Central Maui continues to experience population growth and that residents would greatly benefit from the addition of an advanced life support ambulance. This measure ensures Maui County residents continue to receive low response times to 911 calls, which is critical to increasing the likelihood of successful outcomes for injured or sick individuals.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Consumer Protection & Commerce and your Committee on Finance, should they deliberate on this measure, to consider whether cost sharing with the counties for ongoing expenses would be appropriate. Your Committee further respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$1,600,000.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1245, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1245, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 260 Health & Homelessness on H.B. No. 517

The purpose of this measure is to:

- (1) Establish a Hawaii Health Data Exchange framework within the Department of Health to accelerate and expand the exchange of health information among health care entities and government agencies in the State; and
- (2) Establish a stakeholder advisory group to assist the Department of Health with developing the Hawaii Health Data Exchange framework.

Your Committee received testimony in support of this measure from the Department of Health, Office of the Mayor of the County of Hawai'i, Hawaii Medical Association, and Hawai'i Medical Service Association. Your Committee received testimony in opposition to this measure from the State Procurement Office. Your Committee received comments on this measure from the Healthcare Association of Hawaii, Hawaii Association of Health Plans, Hawai'i Health Information Exchange, The Queen's Health System, Kaiser Permanente Hawai'i, Hawai'i Pacific Health, and one individual.

Your Committee finds that the ability to securely and efficiently exchange patient health information electronically is vitally important to improving health outcomes, reducing health care costs, and connecting health care providers together to enhance care coordination. Your Committee further finds that data-driven efforts to better coordinate human and social supports with the medical and health care sectors provide opportunities to address health equity issues by

delivering services that are more client-centered, efficient, effective, and tailored. This measure is intended to improve patient care, reduce costs, and improve health equity by establishing a Hawaii Health Data Exchange framework to provide payers and providers with timely, actionable data.

Your Committee has amended this measure by:

- (1) Extending the deadline for the Department of Health to establish a Hawaii Health Data Exchange framework and work with necessary state agencies and stakeholders on or before September 1, 2030;
- (2) Extending the deadline by which certain health care organizations are required to execute the Hawaii Health Data Exchange framework to on or before September 1, 2030;
- (3) Extending the deadline by which certain health care organizations are required to exchange health information, or provide access to health information, to on or before September 1, 2032;
- (4) Extending the deadline by which certain health care organizations are required to exchange health information to and from certain health care entities for treatment, payment, or health care operations to on or before January 31, 2034;
- (5) Specifying that the Department of Health is required to establish a working group, rather than a stakeholder advisory group, to advise on legislation developing and implementing the Hawaii Health Data Exchange framework;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that California appropriated \$250,000,000 to implement a similar health data exchange framework, which your Committee acknowledges is a considerable financial undertaking. Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriate appropriation amount for the Hawaii Health Data Exchange framework.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 517, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 517, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, 1 (Garcia). Excused, none.

SCRep. 261 Health & Homelessness on H.B. No. 871

The purpose of this measure is to require that sellers or providers of emotional support animals, and sellers or providers of certificates, identifications, tags, vests, leashes, and harnesses for emotional support animals, provide a written disclaimer that an emotional support animal is not a service animal under state law.

Your Committee received testimony in support of this measure from four individuals. Your Committee received testimony in opposition to this measure from the Retail Merchants of Hawaii. Your Committee received comments on this measure from the Department of Human Services, Hawai'i Civil Rights Commission, and American Kennel Club.

Your Committee finds that information about what animals qualify as service animals is not well-known. Service animals are individually trained to do work or perform tasks for the benefit of an individual with a disability, including a physical, sensory, psychiatric, intellectual, or other mental disability. Emotional support animals are not trained to perform specific acts related to a person's disability; rather, the owner of an emotional support animal derives a sense of well-being fulfillment, companionship, or lessened anxiety with the presence of the animal. State and federal civil rights laws provide for the right of persons with disabilities to reasonable accommodation. The use of a service animal is the reasonable accommodation for a person with a disability, whereas emotional support animals cannot be used as a form of reasonable accommodation. This measure intends to remove confusion surrounding the differing treatment of these animals by requiring a written disclaimer when a person purchases certain items for emotional support animals.

Your Committee has amended this measure by:

- (1) Removing vests, leashes, and harnesses for emotional support animals from the list of items that require the disclaimer proposed by this measure;
- (2) Inserting a savings clause;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 871, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 871, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 262 Health & Homelessness on H.B. No. 1082

The purpose of this measure is to:

- (1) Clarify the Department of Health's rulemaking authority;
- (2) Define "waiting room" within a medical cannabis retail dispensing location and allow a member of the general public who is waiting for, assisting, or accompanying a qualifying patient, primary caregiver, qualifying out-of-state patient, or caregiver of a qualifying out-of-state patient access to the waiting room;
- (3) Establish security requirements and restrictions for waiting rooms; and
- (4) Clarify that each day a violation of the State's Medical Cannabis Dispensary Program law occurs constitutes a separate violation.

Your Committee received testimony in support of this measure from the Department of Health, Hawai'i Cannabis Industry Association, Aloha Green Holdings Inc., Green Aloha, Noa Botanicals, and Cure Oahu.

Your Committee finds that amendments are needed to the State's Medical Cannabis Dispensary Program to enhance the efficiency of the Department of Health to regulate medical cannabis dispensaries, while also improving patient and public safety. This measure helps in this endeavor by clarifying who may

accompany qualifying patients in retail dispensary locations, amends the Department of Health's rulemaking authority to ensure the Department can timely respond to public health and safety concerns, and clarifies penalty provisions under the Medical Cannabis Dispensary Program to protect patient and public safety by facilitating enforcement of dispensary compliance.

Your Committee further finds that in addition to structural issues already impacting the cannabis industry nationwide, the medical cannabis market has, like many other industries, been subject to the recent impacts of inflation and labor shortage issues, within business operations and with its vendors. Your Committee therefore finds that it is important to reduce administrative barriers and assist medical cannabis dispensaries with streamlining operations and resources in order to improve patient access and education, transparency, and regulation.

Finally, your Committee finds that additional amendments to the Medical Cannabis Patient Registry Program and Medical Cannabis Dispensary Program are needed to facilitate administration of these laws, resolve various issues, and clarify legislative intent.

Accordingly, your Committee has amended this measure by:

- (1) Establishing system access and integration requirements for the computer software tracking system for medical cannabis dispensaries;
- (2) Requiring the Department of Health to submit an annual report to the Legislature on data captured using the computer software tracking system;
- (3) Amending the licensing fee structure for the Medical Cannabis Dispensary Program;
- (4) Adding or clarifying requirements for the Medical Cannabis Dispensary Program related to signage, types of permitted manufactured cannabis products, standards for packaging of cannabis and manufactured cannabis products, supervision of certain personnel who are on-site at a retail dispensing location or medical cannabis production center, and the continuing education and training program conducted by the Department of Health;
- (5) Establishing annual reporting requirements for the Department of Health regarding the Medical Cannabis Patient Registry Program and Medical Cannabis Dispensary Program;
- (6) Requiring the Department of Health to amend rules regarding the Medical Cannabis Dispensary Program pursuant to chapter 91, Hawaii Revised Statutes, if there is a likelihood of a severe economic impact on stakeholders;
- (7) Requiring the Department of Business, Economic Development, and Tourism to submit a report to the Legislature analyzing aggregated de-identified information regarding the Medical Cannabis Patient Registry Program and Medical Cannabis Dispensary Program; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1082, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1082, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 263 Health & Homelessness on H.B. No. 1217

The purpose of this measure is to clarify and strengthen the State's medical use of cannabis laws by:

- (1) Prohibiting the cultivation, production, manufacturing, distribution, or dispensing of medical cannabis except by persons authorized under the State's Medical Cannabis Patient Registry Program or Medical Cannabis Dispensary Program;
- (2) Restricting the number of qualifying patients who may use the same grow site to cultivate cannabis to five individuals; and
- (3) Prohibiting a primary caregiver from receiving cannabis or cannabis products as compensation for acting as the primary caregiver to a qualifying patient.

Your Committee received testimony in support of this measure from the Department of Law Enforcement, Department of Public Safety, Hawai'i Cannabis Industry Association, Aloha Green Holdings Inc., Green Aloha, Cure Oahu, Noa Botanicals, and three individuals. Your Committee received comments on this measure from the Department of Health and one individual.

Your Committee finds that there are gaps under existing law that allow controversial practices in Hawaii's medical cannabis industry. Your Committee further finds that it is in the best interest of public health to clarify and strengthen the State's medical use of cannabis laws. This measure will increase the legitimacy of the Medical Cannabis Patient Registry Program and better protect licensees of the Medical Cannabis Dispensary Program.

Your Committee has amended this measure by:

- (1) Clarifying that inspections can be conducted of grow sites;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1217, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1217, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 264 Health & Homelessness on H.B. No. 1219

The purpose of this measure is to:

- (1) Include cannabis propagules and cannabis cuttings in the definition of "cannabis", thereby authorizing dispensaries to dispense medical cannabis propagules and cannabis cuttings;
- (2) Permit qualifying patients and primary caregivers who are authorized to cultivate cannabis for medical use to purchase cannabis propagules and cannabis cuttings from a dispensary licensed in the State; and
- (3) Establish quantity limits and quality requirements for the dispensing of cannabis propagules and cannabis cuttings.

Your Committee received testimony in support of this measure from Maui Grown Therapies, Aloha Green Holdings Inc., Noa Botanicals, Drug Policy Forum of Hawai'i, and one individual. Your Committee received testimony in opposition to this measure from the Department of Health and three individuals. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that existing state law on the medical use of cannabis currently authorizes qualifying patients to cultivate up to ten medical cannabis plants at a grow site listed on the patient's registry card, but it does not specify by what means propagules, cuttings, or other cannabis genetic material necessary to produce these plants may be obtained. In practice, it often forces patients or their primary caregivers to obtain propagules, cuttings, or other cannabis genetic material from the illicit market. Unfortunately, these materials have not been tested for the presence of pesticides and heavy metals and are of unknown genetic provenance and therapeutic value. This measure intends to improve qualifying patients' access to safe and quality-assured medical cannabis and medical cannabis products.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1219, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1219, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Garcia). Noes, none. Excused, none.

SCRep. 265 Health & Homelessness on H.B. No. 1302

The purpose of this measure is to:

- (1) Beginning July 1, 2025, prohibit, with certain exceptions, the emission of excessive amplified noise during nighttime hours on public sidewalks within thirty feet of a hotel, single- or two-family detached dwelling, or multi-family dwelling in areas zoned as mixed-use or residential, without obtaining prior written approval from the Director of Health; and
- (2) Establish a two-year pilot program to require the Department of Health to implement the excessive amplified noise control law in the Waikiki Special District and report to the Legislature on whether the pilot program should be continued, modified, expanded to areas outside of the Waikiki Special District, or terminated; and the feasibility of statewide implementation of the excessive amplified noise control regulation on July 1, 2025.

Your Committee received testimony in support of this measure from five individuals. Your Committee received testimony in opposition to this measure from UNITE HERE! Local 5. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that noise control is a serious issue for residents and businesses in the State's urban areas. Your Committee also finds that quality of life can be enhanced through improved monitoring and enforcement of applicable noise regulations; however, enforcement of noise controls has been challenging for various reasons. This measure intends to improve the regulation and enforcement of the State's noise pollution laws through improved enforcement and resources, which will in turn improve the quality of life for residents and businesses.

Your Committee respectfully requests your Committee on Judiciary & Hawaii Affairs, should it deliberate on this measure, to consider whether the prohibition of the emission of excessive amplified noise during nighttime hours, as proposed by this measure, would be more appropriate if classified as disorderly conduct under Section 711-1101, Hawaii Revised Statutes, of the Hawaii Penal Code.

Your Committee has amended this measure by:

- (1) Moving language out of chapter 342F, Hawaii Revised Statutes, that would have prohibited, beginning July 1, 2025, excessive amplified noise during the nighttime on certain public sidewalks, and placing the language into the Waikiki Excessive Amplified Noise Control Pilot Program within the Department of Health, and clarifying that the prohibition is limited to the Waikiki Special District for the duration of the pilot program;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1302, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1302, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 266 Health & Homelessness on H.B. No. 1404

The purpose of this measure is to make the Community Court Outreach Project permanent and:

- (1) Amend the project to specifically address defendants experiencing homelessness or who have recently experienced homelessness;
- (2) Expand the opportunities for eligible defendants to participate in the project; and
- (3) Appropriate funds for additional personnel and enhanced security services for the project.

Your Committee received testimony in support of this measure from the Governor's Coordinator on Homelessness, Judiciary, Hawai'i Health & Harm Reduction Center, Hawaii Disability Rights Center, and one individual. Your Committee received comments on this measure from the Office of the Public Defender, Department of the Prosecuting Attorney of the City and County of Honolulu, and one individual.

Your Committee finds that the Community Court Outreach Project was established in 2017 as a mobile justice system that travels to neighborhoods to resolve non-violent offenses and provides an alternative for individuals whose personal circumstances might preclude them from appearing for court in a traditional setting. Since its inception, four hundred seventy people have participated in the project, 7,663 cases have been cleared, and 5,645 community service hours have been completed. Your Committee further finds that there is an ongoing need to address the growing homeless community. The expansion of the Community Outreach Court Project, as proposed by this measure, will allow the project to serve a larger number of the homeless individuals under the jurisdiction of the courts.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Judiciary & Hawaiian Affairs, should it deliberate on this measure, consider whether the Community Outreach Court Project policies and procedures should be set forth in a memorandum of agreement amongst stakeholders to provide flexibility in its implementation.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1404, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1404, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 267 Health & Homelessness on H.B. No. 1442

The purpose of this measure is to:

- (1) Expand the criminal justice diversion program to include nonviolent misdemeanants and defendants charged with promoting a dangerous drug in the third degree and establish a mechanism for defendants in the program to be automatically screened for involuntary hospitalization or assisted community treatment;
- (2) Amend the allowable period of court-ordered assisted community treatment and considerations for extension;
- (3) Allow the courts to divert a case where the defendant is charged with certain nonviolent petty misdemeanors or misdemeanors into certain evaluations, residential or rehabilitation treatments, or other courses or procedures;
- (4) Allow courts to require certain probation violators to undergo mental health evaluation and treatment as a condition of continued probation;
- (5) Require the Department of Health to contract with behavioral health crisis centers in each county; and
- (6) Appropriate funds for various positions within the Judiciary and Department of Health.

Your Committee received testimony in support of this measure from the Governor's Coordinator on Homelessness; Department of Health; Judiciary; Hawaii Correctional System Oversight Commission; Honolulu Police Department; Institute for Human Services, Inc.; Hawai'i Health & Harm Reduction Center; and two individuals. Your Committee received comments on this measure from the Department of the Attorney General, Office of the Public Defender, and Department of the Prosecuting Attorney of the City and County of Honolulu.

Your Committee finds that this measure seeks to expand the criminal justice diversion program established under Act 26, Session Laws of Hawaii 2020, to include other offenders and automatic screening of participating defendants for involuntary hospitalization or assisted community treatment. The expedited fitness examinations and dismissal remedies under the program reduce the time that defendants would spend in custody during mental fitness determinations and provide defendants with faster access to mental health treatment. The other changes proposed by this measure will also help address those criminal defendants who have mental diseases, disorders, or defects that affect their mental competency to participate in a criminal trial. When found applicable by the courts, the diversion of these individuals to treatment programs results in a much more positive outcome than a release from custody without treatment, only to possibly reoffend a short time later.

Your Committee has amended this measure by:

- (1) Clarifying the facilities under which the Director of Public Safety and Chief Justice of the Hawaii Supreme Court are to establish procedures regarding telehealth resources;
- (2) Clarifying the instances in which the court is to appoint one qualified examiner to examine and report upon the defendant's fitness to proceed;
- (3) Specifying that the allowable period of court-ordered assisted community treatment is for no more than two years;
- (4) Changing the effective date to July 1, 3023, with section 25 to take effect on January 1, 3024, to encourage further discussion; and
- (5) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1442, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1442, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 268 Tourism on H.B. No. 229

The purpose of this measure is to require contracts entered into by the Hawaii Tourism Authority for management of the Hawaii Convention Center facility to include marketing for all uses of the facility.

Your Committee received testimony in opposition to this measure from the Hawai'i Hotel Alliance. Your Committee received comments on this measure from the Hawai'i Tourism Authority.

Your Committee finds that existing law allows the Hawaii Tourism Authority to enter into separate contracts for the marketing of all uses of the Hawaii Convention Center and for the management, use, operation, or maintenance of the Center. Your Committee believes that it would be more efficient and a better use of taxpayer dollars to consolidate contracts relating to the Hawaii Convention Center to ensure proper management of the Center.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 229, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 229, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Kong).

SCRep. 269 Tourism on H.B. No. 1239

The purpose of this measure is to establish and appropriate funds for the position of the Tourism Liaison Officer within the Office of the Governor.

Your Committee received testimony in support of this measure from the Hawai'i Lodging & Tourism Association and Kohala Coast Resort Association. Your Committee received comments on this measure from the Hawai'i Tourism Authority.

Your Committee finds that the tourism industry is one of the State's top economic drivers and a significant generator of revenue. However, your Committee notes that public discourse and perception have grown more critical of the increasing number of visitors and its impact on the State's resources and residents. Your Committee believes that the importance of the tourism industry on the State's revenue and the need to address public concern necessitate establishing a cabinet-level position to coordinate efforts among the tourism industry, government agencies, and the community.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1239, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1239, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, 1 (Pierick). Excused, 1 (Kong).

SCRep. 270 Tourism on H.B. No. 820

The purpose of this measure is to establish a transient accommodations tax rate of twenty-five percent for furnishing transient vacation units to transient occupants for less than thirty days.

Your Committee received testimony in opposition to this measure from four individuals. Your Committee received comments on this measure from the Department of Taxation, Hawai'i Tourism Authority, and Tax Foundation of Hawaii.

Your Committee finds that transient vacation rentals continue to be a problem for the State as public discourse and perception have grown more critical of the increasing number of visitors and the impacts of over-tourism. Your Committee believes that the State needs to take a strong stance on holding the tourism industry accountable for the impacts on the State's resources and residents, such as the lack of housing for residents, as many units that may have housed residents are instead used as transient vacation rentals. This measure will ensure that transient vacation rentals that host visitors for less than thirty days pay their share to address the impacts of the tourism industry on the State.

Your Committee notes the concerns raised in the Department of Taxation's testimony regarding the definition of "transient vacation unit" falling under the definition of "transient accommodations", thereby subjecting transient vacation units to a transient accommodations tax rate of 35.25 percent. It is not the intent of your Committee to subject transient vacation units to a tax rate of 35.25 percent. Your Committee is working with the Department of Taxation to ensure that the language in this measure would tax transient vacation units at a rate of twenty-five percent and not 35.25 percent.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 820, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 820, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Kong).

SCRep. 271 Judiciary & Hawaiian Affairs on H.B. No. 538

The purpose of this measure is to:

- (1) Authorize county planning or permitting agencies to enter privately owned residential real property, under certain conditions, to address violations of county zoning ordinances, rules, or regulations; and
- (2) Specify that a property owner who fails to remedy a zoning violation be fined at least \$1,000 per day, subject to a lien if the total fines exceed \$5,000, and subject to foreclosure proceedings if the lien is not satisfied within thirty days and remediation is not commenced.

Your Committee received testimony in opposition to this measure from the Hawai'i Association of REALTORS, Rental By Owner Awareness Association, and two individuals.

Your Committee finds that there are owners of real property who are unwilling or unable to fulfill their obligation to maintain their premises in accordance with zoning requirements. This measure provides the counties with a mechanism to penalize property owners that are in violation of zoning requirements.

Your Committee has amended this measure by:

- (1) Deleting language that would have authorized county planning or permitting agencies to enter privately owned residential real property, under certain conditions, to address violations of county zoning ordinances, rules, or regulations;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 538, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 538, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10; Ayes with Reservations (Kong). Noes, none. Excused, none.

SCRep. 272 Labor & Government Operations on H.B. No. 165

The purpose of this measure is to clarify internal complaint procedures for civil service positions by requiring a formal complaint to be filed within twenty working days.

Your Committee received testimony in support of this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

Your Committee finds that this clarification will assist complainants by aligning the procedures with the grievance timeline in certain collective bargaining agreements and promoting certainty and predictability in the internal complaint process.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 165, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 165, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 273 Labor & Government Operations on H.B. No. 257

The purpose of this measure is to appropriate funds to the Department of Human Resources Development for the:

- (1) Establishment of six new employee positions to expand the ability of the training branch of the Employee Relations Division to offer professional development programs for state employees; and
- (2) Purchase of licenses to enable the Learning Management System to become the single system of record for the State.

Your Committee received testimony in support of this measure from the Department of Human Resources Development.

Your Committee finds that the appropriations in this measure represent an investment in the professional development of the state workforce. The Learning Management System affords employees the opportunity to access on-demand learning platforms to enhance workplace skills. Making the platform uniformly available will increase the efficiency and reach of training opportunities.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 257, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 257, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 274 Labor & Government Operations on H.B. No. 413

The purpose of this measure is to appropriate funds for the Department of Human Resources Development to retain the services of an online employment marketplace or networking platform to assist in recruiting employees for the State.

Your Committee received testimony in support of this measure from the Department of Human Resources Development.

Your Committee finds that the Department of Human Resources Development needs to increase and expand recruitment initiatives and resources to attract individuals for positions within the Executive Branch. According to the Department, there are over four thousand vacant positions within the Executive Branch, and in addition to those vacancies, approximately thirty percent of the existing workforce is eligible to retire by June 30, 2027. The funding provided by this measure would allow the Department of Human Resources Development to use various subscription-based online platforms to assist with recruitment and allow the Department to target recruitments that are hard to fill and specialized.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 413, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 413, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 275 Transportation on H.B. No. 471

The purpose of this measure is to appropriate funds for the Department of Transportation to develop, in conjunction with the City and County of Honolulu, a pilot program to use noise detection traffic cameras to address excessive traffic noise in urban areas on the island of Oahu.

Your Committee received testimony in support of this measure from the Department of Transportation and five individuals. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that the implementation of this pilot program will help prevent excessive noise, a public health issue that is often overlooked.

Your Committee has amended this measure by:

- (1) Specifying the pilot program is to be developed in counties with a population of more than five hundred thousand; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider requiring that noise levels be checked as part of the vehicle safety inspection process.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 471, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 471, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Kila). Excused, 1 (Aiu).

SCRep. 276 Transportation on H.B. No. 541

The purpose of this measure is to require proper head lamp specifications for vehicle safety inspections.

Your Committee received testimony in support of this measure from the Department of Transportation and three individuals.

Your Committee finds that is important for the safety of all roadway users that head lamp safety equipment for vehicles and mopeds are properly maintained and positioned. Your Committee further finds that aftermarket head lamps can sometimes negatively impact other roadway users, especially oncoming traffic, due to the extremely bright light they emit.

Your Committee has amended this measure by changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 541, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 541, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Aiu).

SCRep. 277 Transportation on H.B. No. 653

The purpose of this measure is to require the Department of Transportation to perform routine inspections of highways in the state highway system that are at risk of rockslides every five years and after major rainfall events.

Your Committee received testimony in support of this measure from the Department of Transportation and one individual.

Your Committee finds that rockslides pose a hazard on certain highways within the state highway system, especially those in close proximity to a weathered slope. This measure will help the Department of Transportation keep on top of preventing or mitigating those dangers by requiring a regular schedule of inspection for those highways that are at risk of rockslides.

Your Committee has amended this measure by changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 653, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 653, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Aiu).

SCRep. 278 Transportation on H.B. No. 1276

The purpose of this measure is to require the Department of Transportation to authorize state and county traffic projects to make changes, as necessary, to traffic flow and mitigation efforts, while prohibiting contractors from charging additional fees for these changes.

Your Committee received testimony in support of this measure from three individuals.

Your Committee finds that traffic projects can create traffic gridlock or incidents where it takes longer for emergency service vehicles to respond to emergencies, as well as cause major disruptions to daily commutes. This measure will require the Department of Transportation to allow changes to traffic flow and other mitigation efforts as a means of easing traffic congestion and emergency vehicle delays.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1276, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1276, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Aiu).

SCRep. 279 Transportation on H.B. No. 704

The purpose of this measure is to provide an exemption for flatbed trucks from registration renewals and initial registrations of motor carrier vehicles when used as marine terminal equipment temporarily moving in or between certain terminals. This measure also adds new terminal locales and roadways to be covered under the exemption.

Your Committee received testimony in support of this measure from the Department of Transportation, Hawaii Stevedores Inc., and numerous individuals.

Your Committee finds that this measure seeks to promote operational efficiencies in loading, offloading, and otherwise moving cargo. Your Committee notes, however, the concerns raised by the Department of Transportation about the inclusion of Nimitz Highway, which is a heavily used state highway.

As such, your Committee has amended this measure by:

- (1) Limiting the exemption for Nimitz Highway to apply between 8:30 a.m. and 3:00 p.m., and from 6:30 p.m. to 5:30 a.m.; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 704, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 704, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 280 Transportation on H.B. No. 739

The purpose of this measure is to require the Department of Transportation to amend its administrative rules to repeal any provisions requiring the furnishing of evidence of registration as a condition precedent to receiving a certificate of inspection.

Your Committee received testimony in support of this measure from the Department of Transportation and Department of Customer Services of the City and County of Honolulu.

Your Committee finds that requiring vehicle owners to present a valid certificate of registration in order to receive a certificate of inspection creates an arduous three-step process if the owner's certificates of inspection and registration are both expired. Your Committee further finds that the majority of states do not require a safety inspection at all, and the ones that do require a safety inspection usually do not require a certificate of registration first in order to receive a certificate of inspection. Repealing this provision would reduce the inconvenience for the public.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 739, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 739, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 281 Transportation on H.B. No. 822

The purpose of this measure is to:

- (1) Require motorcycles receive safety inspections once every ten years instead of once every twelve months;
- (2) Require the Department of Transportation to adopt rules to increase to \$75 the inspection fee for motorcycles; and
- (3) Establish a two-year moratorium on motorcycle certificates of inspection requirements.

Your Committee received testimony in support of this measure from the Street Bikers United and three individuals. Your Committee received testimony in opposition to this measure from the Department of Transportation, Honolulu Police Department, and one individual.

Your Committee finds that motorcycles do have components that need to be replaced on a more regular basis than cars. Your Committee further finds that motorcycles are also more likely to be repaired after an accident without being declared a "Total Loss". Therefore, while the current yearly inspections may sometimes be more often than necessary, your Committee believes that the ten years provided in this measure is too long.

Accordingly, your Committee has amended this measure by:

- (1) Changing the certification from once every ten years to once every two years;
- (2) Changing the inspection fee from \$75 to \$25;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purpose of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 822, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 822, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, 1 (Marten). Excused, none.

SCRep. 282 Transportation on H.B. No. 1290

The purpose of this measure is to appropriate funds to the Department of Transportation to design and construct a plan to make Lower Puna one of the safest areas for bicyclists and motorists to share the roads.

Your Committee received testimony in support of this measure from the Department of Transportation, one member of the Hawaii County Council, and one individual.

Your Committee finds that the Lower Puna district is a beautiful place to ride a bicycle, but is also one of the most dangerous. The construction of bicycle lanes will help improve traffic flow by giving bicyclists their own safe place on the roadway, while keeping motor vehicles in their respective lanes. Dedicated bicycle lanes will give commuters an alternative mode of transportation.

Your Committee notes the Department of Transportation testified before your Committee that on Highway 130, there is an existing shoulder bikeway from State Route 11 to Paradise Drive that was implemented over twenty years ago. The remainder of Highway 130 is a proposed shoulder bikeway that will cost an estimated \$1,800,000 for project planning and designing, and an estimated \$12,000,000 to construct due to the need to widen the existing paved shoulder outside of the existing paved roadway.

Your Committee has amended this measure by:

- (1) Limiting the appropriation to that portion of Highway 130, from State Route 11 to Paradise Road;
- (2) Clarifying that the bicycle path shall be a protected bicycle path; and
- (3) Changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1290, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1290, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 283 Transportation on H.B. No. 1319

The purpose of this measure is to allow operators of bicycles, motorcycles, and mopeds to proceed through an intersection on a steady red signal during certain hours if the traffic signal is controlled by a vehicle detection device that is inoperative due to the size or composition of the bicycle, motorcycle, or moped.

Your Committee received testimony in support of this measure from the Department of Transportation, Street Bikers United, Moped Doctors Inc., and twelve individuals. Your Committee received testimony in opposition to this measure from the Honolulu Police Department.

Your Committee finds that some traffic signals controlled by vehicle detection devices are not able to detect bicycles, motorcycles, or mopeds due to their size and weight. This can create a dangerous environment for operators who are forced to either disregard the signal altogether or wait for another motor vehicle to trigger the traffic signal. Your Committee further finds that several states have already passed varying "dead red" laws, which allow operators to proceed through a red traffic signal if they fail to trigger the traffic signal sensor.

Your Committee has amended this measure by:

- (1) Further clarifying, based on the testimony of the Department of Transportation, the conditions for when a bicycle, motorcycle, or moped may proceed through an intersection through a steady red signal; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1319, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1319, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 284 Education on H.B. No. 843

The purpose of this measure is to:

- (1) Authorize remote schools to receive supplemental categorical funding, subject to legislative appropriations, to support instructional and support staff; and
- (2) Appropriate funds for remote schools categorical funding.

Your Committee received testimony in support of this measure from the Department of Education and Hawaii State Teachers Association. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that the Reinventing Education Act of 2004, established pursuant to Act 51, Session Laws of Hawaii 2004, established a weighted student formula to allocate funds to schools according to the different costs of educating students with varying needs with the intention of equitable distribution of funds. However, the weighted student formula has placed small, remote schools at a disadvantage.

Your Committee further finds that in the case of Hana High and Elementary School, the budgetary shortfall has resulted in the loss of several well-qualified teachers and has threatened the school's ability to offer minimum course requirements for students. For students to take the requisite courses for graduation, those students will have to endure a nearly forty-mile, two-hour drive to the next closest public high school, King Kekaulike High School. This measure ensures that remote schools are funded to retain the minimal personnel and resources necessary to allow students to graduate.

Your Committee has amended this measure by:

- (1) Amending the definition of "remote school" to:
 - (A) Include any Department of Education public school, rather than only public high schools, who meet the requirements of this measure; and
 - (B) Removing the requirement for a public school to be located at least a one-hour drive away from the next nearest public high school;
- (2) Changing its effective date to June 30, 3000; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 843, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 843, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 285 Judiciary & Hawaiian Affairs on H.B. No. 129

The purpose of this measure is to:

- (1) Amend the threshold for when a mandatory recount in an election must occur;
- (2) Extend the deadline for when a mandatory recount must be completed and the results publicly announced; and
- (3) Repeal the specific filing deadline for a complaint for a contest for cause arising from a mandatory recount.

Your Committee received testimony in support of this measure from the Office of Elections, League of Women Voters of Hawaii, and one individual.

Your Committee finds that this measure modifies the threshold for determining when to conduct an automatic recount to address the margin of votes between candidates in small races. This measure also extends the timeline to complete a recount to reflect the implementation of elections by mail and provide election staff and volunteers additional time to recount the votes in the impacted contest.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 129 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 286 Judiciary & Hawaiian Affairs on H.B. No. 138

The purpose of this measure is to require all lobbyists to complete the lobbyist training course developed and administered by the State Ethics Commission every two years.

Your Committee received testimony in support of this measure from the Hawai'i State Ethics Commission, Commission to Improve Standards of Conduct, League of Women Voters of Hawaii, and one individual.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. This measure will better ensure that lobbyists have notice of the law, understand the application of the law, and comply with legal requirements.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 138 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 287 Judiciary & Hawaiian Affairs on H.B. No. 140

The purpose of this measure is to allow the State Ethics Commission to maintain records of financial disclosure statements beyond the required retention period.

Your Committee received testimony in support of this measure from the Hawai'i State Ethics Commission. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that this measure will provide the State Ethics Commission with greater flexibility in determining when to destroy or maintain its records after the mandatory retention period has elapsed.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 140 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 288 Judiciary & Hawaiian Affairs on H.B. No. 142

The purpose of this measure is to prohibit lobbyists from making gifts that are prohibited under state ethics laws.

Your Committee received testimony in support of this measure from the Hawai'i State Ethics Commission, Commission to Improve Standards of Conduct, League of Women Voters of Hawaii, and one individual.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. Your Committee further finds that the State Code of Ethics already imposes gift restrictions on legislators and state employees. This measure would prohibit gift-giving by lobbyists, thereby relieving legislators and state employees from having to decline or navigate these situations that may have the appearance of impropriety.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 142 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 289 Judiciary & Hawaiian Affairs on H.B. No. 137

The purpose of this measure is to require the statement of expenditures filed by lobbyists and other persons who engage in lobbying activities to include certain information on the identity of the legislative or administrative action that was commented on, supported by, or opposed by the person filing the statement during the statement period.

Your Committee received testimony in support of this measure from the Hawai'i State Ethics Commission, Commission to Improve Standards of Conduct, League of Women Voters of Hawaii, and one individual.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. This measure would provide greater transparency on lobbying activities by requiring specific information on the legislative or administrative action lobbied on, instead of a broad subject area.

Your Committee has amended this measure by:

- (1) Changing the effective date to January 1, 2025; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 137, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 137, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 290 Judiciary & Hawaiian Affairs on H.B. No. 130

The purpose of this measure is to shorten the deadline for the validation of ballots following an election.

Your Committee received testimony in support of this measure from the Office of Elections and League of Women Voters of Hawaii. Your Committee received testimony in opposition to this measure from two individuals.

Your Committee finds that this measure makes the deadline to validate ballots consistent with the deadline for voters to cure any deficiency with their return envelope.

Your Committee has amended this measure by making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 130, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 130, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 291 Housing on H.B. No. 360

The purpose of this bill is to effectuate its title.

H.B. No. 360 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the action to report out H.B. No. 360, as amended herein, and recommends that it be recommitted to your Committee on Housing, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 360, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 292 Corrections, Military & Veterans on H.B. No. 262

The purpose of this measure is to provide a process for school placement for a child whose parent has transferred or is pending transfer from another state to a military installation in Hawaii while on active military duty pursuant to an official military order.

Your Committee received testimony in support of this measure from the United States Department of Defense, Hawaii Military Affairs Council, and one individual. Your Committee received comments on this measure from the Department of Education.

Your Committee finds that military service members are routinely reassigned to new duty stations due to mission and training requirements and receive their official military orders detailing their upcoming assignment thirty days to six months prior to their move. Providing military families greater flexibility to enroll their children in school will help facilitate their uninterrupted educational progress and transition into their new communities.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Corrections, Military & Veterans that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 262, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 262, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 293 Corrections, Military & Veterans on H.B. No. 1129

The purpose of this measure is to appropriate funds for the education and reentry program for incarcerated women through the University of Hawaii Windward Community College.

Your Committee received testimony in support of this measure from the Department of Public Safety, University of Hawai'i System, Hawai'i Health & Harm Reduction Center, Community Alliance on Prisons, Women's Prison Project, League of Women Voters of Hawaii, Hawai'i Friends of Restorative Justice, and eight individuals. Your Committee received comments on this measure from the Department of the Attorney General and McKinley Community School for Adults.

Your Committee finds that an education and reentry program for incarcerated women was established in 2021 to train incarcerated women to be general education development tutors for their peers, provide college correspondence courses for women in the Women's Community Correctional Center, and provide reentry and transition services for women who wish to continue their education post-incarceration. In 2022, funds were appropriated for the program, but because the funds were not distributed to the proper entity, the program has continued to be administered through private donations. This measure ensures that the program receives continued support, building upon its early success in educating incarcerated women.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Specifying that the appropriation is for a grant pursuant to chapter 42F, Hawaii Revised Statutes, to the Hawaii Friends of Restorative Justice for fiscal year 2023-2024 for the education and reentry program for incarcerated women;
- (3) Deleting language that would have authorized the University of Hawaii Windward Community College to award grants to a private entity for the education and reentry program for incarcerated women;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$250,000.

As affirmed by the record of votes of the members of your Committee on Corrections, Military & Veterans that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1129, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1129, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 294 Corrections, Military & Veterans on H.B. No. 823

The purpose of this measure is to:

- (1) Expand the scope of inmate deaths that are reported to the Governor and Legislature;
- (2) Require the reports of inmate deaths to be published on the Department of Corrections and Rehabilitation's website;
- (3) Clarify the information to be included in the reports; and
- (4) Mandate public access to certain information within those reports.

Your Committee received testimony in support of this measure from the Hawaii Correctional System Oversight Commission, Hawai'i Health & Harm Reduction Center, Opportunity Youth Action Hawai'i, Community Alliance on Prisons, The Civil Beat Law Center for the Public Interest, Civil Rights Corps, and five individuals. Your Committee received comments on this measure from the Department of Public Safety.

Your Committee finds that inmates in state or state-contracted correctional facilities have died while incarcerated with questions surrounding their cause of death. Additionally, information about these deaths is not informative or transparent. This measure is a critical step toward helping the public better understand potential systemic shortcomings that may continue to keep the State's criminal justice system unsafe and will increase transparency and accountability.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Corrections, Military & Veterans that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 823, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 823, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 295 Culture, Arts & International Affairs on H.B. No. 110

The purpose of this measure is to authorize the use of diacritical marks for Hawaiian words on special number plates.

Your Committee received testimony in support of this measure from the Department of Customer Service, City and County of Honolulu. Your Committee received testimony in opposition to this measure from the Honolulu Police Department.

Your Committee finds that the development and use of 'okina and kahakō were to provide the necessary distinction in the appropriate pronunciation of words as the language evolved and transformed from predominantly spoken to include written language. Your Committee further finds that in written 'Ōlelo Hawai'i, the use of diacritical marks, like 'okina, maintain the same critical importance as the recognized letters of the Hawaiian language alphabet, in that their absence or presence in words can result in a completely different meaning. The proper respect afforded to maintaining the integrity of 'Ōlelo Hawai'i in its written and spoken forms is monumental.

Your Committee heard concerns raised during the hearing that changing license plates to include 'okina and kahakō will affect readability, especially in other jurisdictions where Hawaiian diacritical marks may be less familiar and may give law enforcement officers a reason to pull over drivers of vehicles with unrecognizable license plates. Your Committee notes that the Department of Customer Services of the City and County of Honolulu is working with the Honolulu Police Department to address these concerns.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 110, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 110, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Matayoshi). Noes, none. Excused, none.

SCRep. 296 Judiciary & Hawaiian Affairs on H.B. No. 480

The purpose of this measure is to amend the definitions of "special interest vehicle," "street rod replica vehicle," and "street rod vehicle," for purposes of the Hawaii Highway Safety Act, to be based on the age of the vehicle or the parts used, rather than a certain year.

Your Committee received testimony in support of this measure from the Finance Department of the County of Hawai'i, one member of the Hawai'i County Council, and fifteen individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Transportation.

Your Committee finds that, under the Hawaii Highway Safety Act, street rod replica vehicles and street rod vehicles are defined as vehicles, or vehicles with components, manufactured before 1968, or vehicles made to resemble such vehicles. However, your Committee further finds that the year of demarcation has not been adjusted since 2004. This measure will allow for more recent vehicles to be treated as street rod replica vehicles and street rod vehicles without continued legislative adjustment.

Your Committee has amended this measure by:

- (1) Requiring vehicles to meet the safety standards that were in effect at the time of manufacture;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 480, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 480, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 297 Judiciary & Hawaiian Affairs on H.B. No. 582

The purpose of this measure is to:

- (1) Expand the time period by which a civil action for childhood sexual abuse may be initiated;
- (2) Specify that a claim may only be brought against the legal entity that employed the person who committed the act and owed a duty of care to the victim if the legal entity is domiciled within the State;
- (3) Require the certificate of merit:
 - (A) For each defendant named in the complaint; and
 - (B) To be electronically filed under seal; and
- (4) Allow a court to order the personnel of a legal entity against whom a claim is brought to undergo training on trauma-informed response to allegations of sexual abuse.

Your Committee received testimony in support of this measure from the Sex Abuse Treatment Center, Hawaii State Coalition Against Domestic Violence, Stonewall Caucus of the Democratic Party of Hawai'i, Imua Alliance, CHILD USA Advocacy, CHILD USA, Parents And Children Together, American Association of University Women Hawai'i, YWCA of Kaua'i, Law Office of Mark Gallagher, and eleven individuals. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that survivors of childhood sexual abuse often do not divulge the truth of their abuse until adulthood, with some survivors delaying disclosure for fifty years or more. This measure will provide victims of childhood sexual abuse a better opportunity to seek justice.

Your Committee has amended this measure by:

- (1) Deleting language that would have:
 - (A) Required the legal entity to be domiciled within the State; and
 - (B) Amended the requirements for the certificate of merit;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 582, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 582, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 298 Judiciary & Hawaiian Affairs on H.B. No. 864

The purpose of this measure is to establish a four-year Pacific Cultural Court Pilot Program in the Family Court of the First Circuit.

Your Committee received testimony in support of this measure from the Judiciary, Office of the Public Defender, Hawai'i Youth Services Network, and one individual. Your Committee received comments on this measure from one individual.

Your Committee finds that Micronesians, Native Hawaiians, and other Pacific Islanders and people of color are overrepresented in the State's juvenile justice system. This measure will address this disparity through family and community involvement and culturally responsive approaches to reduce recidivism.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$400,000.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 864, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 864, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 299 Judiciary & Hawaiian Affairs on H.B. No. 862

The purpose of this measure is to authorize inmates to petition the Judiciary to review orders by the Hawaii Paroling Authority fixing minimum terms of imprisonment.

Your Committee received testimony in support of this measure from the Office of the Public Defender, Hawai'i Association of Criminal Defense Lawyers, and one individual. Your Committee received testimony in opposition to this measure from the Judiciary and Hawaii Paroling Authority.

Your Committee finds that the existing procedure for judicial review of orders fixing minimum terms of imprisonment is unduly burdensome and unfair for indigent inmates. The existing procedure requires an inmate to file a new cause of action, create their own record, and raise legal issues. The existing procedure also does not entitle inmates to representation by the Office of the Public Defender. This measure provides a new procedure for inmates to seek review of orders fixing the minimum terms of imprisonment.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 862, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 862, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 300 Judiciary & Hawaiian Affairs on H.B. No. 586

The purpose of this measure is to:

- (1) Require the Judiciary to develop, implement, and administer an automated court appearance reminder system that generates text message notifications for scheduled future court appearances;
- (2) Require a person making an arrest or issuing a citation to document the offender's mobile telephone number or a mobile telephone number at which the offender may be reliably contacted; and
- (3) Appropriate funds to the Judiciary for the automated court appearance reminder system.

Your Committee received testimony in support of this measure from the Office of the Public Defender, Department of the Prosecuting Attorney of the City and County of Honolulu, Opportunity Youth Action Hawai'i, and two individuals. Your Committee received comments on this measure from the Judiciary and one individual.

Your Committee finds that courts occupy a vital position as adjudicators of disputes. Your Committee further finds that courts are open to all persons and, therefore, should be as user-friendly as possible. This measure furthers this goal by requiring that the Judiciary remind persons of future court dates.

Your Committee has amended this measure by:

- (1) Requiring the automated court appearance reminder system to also generate electronic mail notifications for scheduled future court appearances;
- (2) Requiring a person making an arrest or issuing a citation to also document the offender's electronic mail address or an electronic mail address at which the offender may be reliably contacted;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of at least \$11,000.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 586, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 586, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 301 Education on H.B. No. 1328

The purpose of this measure is to:

- (1) Require the rental or lease of facilities to be considered by the Legislature when deciding upon an appropriation and bond authorization to the State Public Charter School Commission; and
- (2) Appropriate funds for the State Public Charter School Commission to allocate to charter schools for infrastructure costs, lease or rent assistance, and repair and maintenance of network infrastructure.

Your Committee received testimony in support of this measure from the State Public Charter School Commission, Hawaii State Teachers Association, Ke Kula 'O Nāwahīokalani'ōpu'u, Ke Kula 'o Samuel M. Kamakau, Kanaeokana Kula Hawai'i Network, 'Aha Pūnana Leo, and numerous individuals. Your Committee received testimony in support of the intent of this measure from the Board of Education.

Your Committee finds that facilities funding has been a long-standing issue for charter schools nationally and locally. Public charter schools receive inadequate funding to support student learning and that more funding for charter school facilities is needed.

Your Committee further finds that on March 11, 2019, the Charter School Facilities Funding Working Group issued its report providing a framework and process for the distribution of charter school facilities funding that prioritizes funding based on certain criteria. This measure will provide additional funding to the State Public Charter School Commission for public charter school facilities and base the disbursement of funds on the distribution methodology determined by the Charter School Facilities Funding Working Group report.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1328, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1328, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 302 Education on H.B. No. 1048

The purpose of this measure is to establish the Hawaii Educational Expenditure Trust Fund as a separate fund of the Department of Education to make additional funds available for improving the education of, and supporting the programs benefiting, the students of the Hawaii public school system.

Your Committee received testimony in support of this measure from the Department of Education. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that establishing the Hawaii Educational Expenditure Trust Fund (Trust Fund) will allow the Department of Education to go beyond the Department's existing authority for trust funds by allowing for the deposit of state funds into the Trust Fund, allowing for the acceptance of private contributions and non-monetary assets, and authorizing the hiring of an investment manager and a third party to oversee the administration and expenditure of

funds from the Trust Fund. Your Committee further finds that assets of the Trust Fund would be used to support public school students through support for Department of Education operations, programs to support public school students, public school facilities, and the benefit of public education.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1048, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1048, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 303 Education on H.B. No. 1223

The purpose of this measure is to:

- (1) Establish a Teacher Loan Program to encourage individuals to become teachers in hard-to-fill positions of Department of Education Schools;
- (2) Allow the loans to be forgiven after five years if the individual remains a teacher in the hard-to-fill teaching position;
- (3) Establish a Teacher Loan Revolving Fund to provide loans for the Teacher Loan Program; and
- (4) Appropriate funds into and out of the Teacher Loan Revolving Fund for the Teacher Loan Program.

Your Committee received testimony in support of this measure from the Hawaii State Teachers Association, Democratic Party of Hawai'i Education Caucus, and one individual. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Education, Department of Budget and Finance, and one individual.

Your Committee finds that the high cost of living in Hawaii is a significant concern that contributes to the State's chronic teacher shortage. Additionally, to support their students, teachers often incur higher expenses and use personal funds to purchase essential and additional classroom supplies. Your Committee further finds that acquiring housing is another significant obstacle for individuals to accept a position as a teacher. This measure would substantially reduce the financial burden in becoming a teacher by providing loans for individuals to move to areas and teach in a hard-to-fill position and allowing for the forgiveness of those loans after teachers remain committed to the position for five years.

Your Committee has amended this measure by:

- (1) Deleting language that would have required the Department of Education to enter into written contracts with collection agencies for the purpose of collecting delinquent loans;
- (2) Clarifying that the Department of Education shall administer a Department of Education Teacher Loan Program and Department of Education Teacher Revolving Fund;
- (3) Requiring the State Public Charter School Commission to establish and administer a Public Charter School Teacher Loan Program and Public Charter School Revolving Fund to provide loans to teachers who agree to teach in hard-to-fill positions in public charter schools and allow for the forgiveness of loans after five years of teaching in those positions;
- (4) Appropriating an unspecified amount of funds into and out of the Public Charter School Teacher Revolving Fund for the Public Charter School Teacher Loan Program;
- (5) Changing its effective date to June 30, 3000; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1223, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1223, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Garcia). Noes, none. Excused, none.

SCRep. 304 Education on H.B. No. 1046

The purpose of this measure is to:

- (1) Authorize the administration of medications by school health assistants at school with the approval of a health care professional within the Department of Education, Department of Health, or a health care service per a written agreement with the Department of Education; and
- (2) Update the term "school health aides" to "school health assistants" to reflect updated job titles at the Department of Education.

Your Committee received testimony in support of this measure from the Department of Education, Department of Health, University of Hawai'i at Manoa Nancy Atmospera-Walch School of Nursing, Hawai'i State Center for Nursing, Hawai'i Primary Care Association, and Epilepsy Foundation of Hawaii.

Your Committee notes that many schools currently have a registered nurse, advanced practice registered nurse, or other specialized health care provider on campus through written agreements with the Department of Education. Your Committee believes that enabling school-based licensed healthcare staff, through a written agreement with the Department of Education, to approve the administration of medication by school health assistants will allow for more efficient, accessible, and safe student care.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1046, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1046, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 305 Education on H.B. No. 1331

The purpose of this measure is to extend the school supply subsidy pilot program established pursuant to Act 142, Session Laws of Hawaii 2022, for an additional two years.

Your Committee received testimony in support of this measure from the Department of Education, State Public Charter School Commission, Hawaii State Teachers Association, and one individual.

Your Committee finds that Title I, Part A, of the federal Elementary and Secondary Education Act, as amended by the Every Student Succeeds Act (Title I), provides federal financial assistance to local educational agencies and schools with high percentages of children from low-income families to help ensure educational success. Your Committee further finds that to assist in identifying methods of relieving the financial burden of education on low-income families, Act 142, Session Laws of Hawaii 2022, was enacted to establish a one-year school supply subsidy pilot program within the Department of Education to subsidize school supplies at schools composed entirely of students eligible for participation in Title I.

Your Committee notes that the school supply subsidy pilot program for school year 2022-2023 was quickly implemented and provided \$806,800 for twenty public and charter schools, serving seventeen elementary schools, one intermediate and high school combination, and two K-12 schools. Based on surveys administered to the participating school staff members, students, and families, ninety-five percent of the respondents felt that the subsidy relieved the financial burden of purchasing school supplies, and ninety-eight percent would like to see the funding continued. Your Committee believes the value in the pilot program necessitates the extension of the pilot program for an additional two years.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1331, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1331, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 306 Energy & Environmental Protection on H.B. No. 179

The purpose of this measure is to require deposit beverage distributors that sell, offer for sale, or distribute deposit beverage containers in the State to meet minimum postconsumer recycled content requirements or minimum non-petroleum materials content requirements.

Your Committee received testimony in support of this measure from the Department of Health, Reynolds Recycling, Environmental Caucus of the Democratic Party of Hawai'i, Origin Materials, and one individual. Your Committee received testimony in opposition to this measure from the Hawaii Liquor Wholesalers Association. Your Committee received comments on this measure from the American Beverage Association.

Your Committee finds that solutions to limit negative environmental impacts from plastics production and waste are needed. Minimum postconsumer recycled content requirements and minimum non-petroleum materials content requirements for beverage containers reduce waste, transition the State toward a circular economy, and encourage interest in recycling among deposit beverage distributors and glass container importers. This measure will redirect deposit beverage containers away from landfills and toward more sustainable alternatives to help transition the State toward material independence and supply chain security.

Your Committee has amended this measure by:

- (1) Requiring that non-petroleum materials used to meet certain requirements be fully recyclable and able to be readily used with existing PET recycling infrastructure without contaminating recycling streams;
- (2) Authorizing the Department of Health to adopt rules to determine which non-petroleum-based plastics qualify for achieving certain requirements;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Consumer Protection & Commerce, should it deliberate on this measure, to continue to look at the definitions related to deposit beverage containers and how they might apply to containers made from one hundred percent non-petroleum products.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 179, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 179, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 307 Energy & Environmental Protection on H.B. No. 767

The purpose of this measure is to require the Department of Land and Natural Resources, by June 30, 2025, to pursue and obtain accreditation for the Conservation and Resources Enforcement Program from the Commission on Accreditation for Law Enforcement Agencies, Inc.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Kua'āina Ulu 'Auamo, and three individuals.

Your Committee finds that the Conservation and Resources Enforcement Program of the Department of Land and Natural Resources is responsible for enforcing laws on public lands and waters of the State. Your Committee further finds that the Conservation and Resources Enforcement Program was previously required to obtain accreditation from the Commission on Accreditation for Law Enforcement Agencies, Inc., but Act 183, Session Laws of Hawaii

2021, inadvertently repealed that requirement. This measure ensures that the Conservation and Resources Enforcement Program obtains accreditation and supports the program's law enforcement officers with proper training, equipment, and organizational support.

Your Committee has amended this measure by:

- (1) Extending the deadline for the Department of Land and Natural Resources to pursue and obtain accreditation for the Conservation and Resources Enforcement Program to June 30, 2029; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee notes that it is awaiting information on the appropriate amount for the appropriation included in this measure, which is currently unspecified.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 767, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 767, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 308 Energy & Environmental Protection on H.B. No. 347

The purpose of this measure is to require owners of multiple parking facilities within any county of the State who aggregate the required parking spaces for electric vehicles to aggregate the spaces within that same county.

Your Committee received testimony in support of this measure from the Department of Accounting and General Services, Hawaii State Energy Office, Big Island Electric Vehicle Association, Environmental Caucus of the Democratic Party of Hawai'i, 350Hawaii.org, Hawaii Electric Vehicle Association, and two individuals. Your Committee received testimony in opposition to this measure from the Retail Merchants of Hawaii. Your Committee received comments on this measure from the Disability and Communication Access Board.

Your Committee finds that existing law requires that places of public accommodation with at least one hundred parking spaces have at least one parking space fitted with an electric vehicle charging system. Additionally, the law provides owners of multiple parking facilities within the State the option to aggregate the requirement to a single location. This measure clarifies that the aggregation of electric vehicle charging systems by an owner should remain within the same county to prevent required electric vehicle charging systems from being aggregated across counties, ensuring a more equitable adoption of electric vehicle infrastructure for each county.

Your Committee has amended this measure by:

- (1) Requiring that a parking space equipped with an electric vehicle charging system and required to be accessible remain accessible when aggregated;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 347, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 347, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 309 Energy & Environmental Protection on H.B. No. 419

The purpose of this measure is to require the counties to exempt from county permitting requirements the installation of off-grid residential photovoltaic energy generating systems on the rooftops of residential properties, under certain circumstances.

Your Committee received testimony in support of this measure from the Environmental Caucus of the Democratic Party of Hawai'i, Climate Protectors Hawaii, Elected Officials to Protect America, and two individuals.

Your Committee finds that taking advantage of available rooftop space for solar photovoltaics will be critical for the State in achieving its one hundred percent renewable energy target. This measure provides the counties with flexibility in their permitting requirements for the installation of off-grid residential photovoltaic energy generating systems, allowing for greater adoption of clean energy technology and infrastructure to achieve the State's goals of energy self-sufficiency, energy security, and energy diversification.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 419, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 419, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 310 Labor & Government Operations on H.B. No. 163

The purpose of this measure is to:

- (1) Require the employer to initiate negotiations on repricing of classes within a bargaining unit within thirty days of its receipt of the exclusive representative's written request to negotiate; and
- (2) Establish that the employer's failure to initiate the negotiation within that time frame and the parties' failure to reach an agreement within ninety days of the exclusive representative's written request to negotiate, or by January 31 of a year in which the collective bargaining agreement is due to expire, whichever is earlier, constitute an impasse to which the impasse procedures apply.

Your Committee received testimony in support of this measure from the State of Hawaii Organization of Police Officers; Hawai'i Association of School Psychologists; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO. Your Committee received testimony in opposition to this measure from the Department of Human Resources Development and Department of Human Resources of the City and County of Honolulu. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that repricing means the reassignment of classes within a bargaining unit from one pay range to another in the same salary schedule based on appropriate factors. Repricing occurs when the pay range of a class is not in proper alignment with other classes in the same bargaining unit. Your Committee further finds that under the existing process, it is difficult for employees to seek the repricing of their classes. By providing mandatory time frames within which repricing negotiations must be initiated and an agreement reached, the failure of which would trigger impasse procedures, this measure will ensure that public employees are being paid competitive and fair wages, which will in turn allow employers to better recruit and retain qualified workers.

Your Committee has amended this measure by:

- (1) Clarifying that repricing requests can only be submitted once per occupation, not per bargaining unit, in any eighteen-month period;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 163, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 163, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 311 Labor & Government Operations on H.B. No. 302

The purpose of this measure is to:

- (1) Improve workforce development in Hawaii by establishing a state YouthBuild Program under the Department of Labor and Industrial Relations;
- (2) Authorize the Department of Labor and Industrial Relations to award grants to eligible nonprofit or public entities to meet the matching funds requirement for federal YouthBuild grant awards; and
- (3) Appropriate funds.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations.

Your Committee finds that YouthBuild is a federal workforce development program that provides employment, education, leadership development, and training opportunities to disadvantaged and low-income youth between the ages of sixteen and twenty-four. Program participants receive education services that may lead to a high school diploma or general educational development, as well as occupational skills training. Your Committee further finds that developing a state program to assist entities in qualifying for federal YouthBuild program grants will maximize the potential for youth in the State to benefit from those federal funds and benefit the community at large.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 302, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 302, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 312 Labor & Government Operations on H.B. No. 333

The purpose of this measure is to repeal payroll day for public officers and employees by requiring them to be paid pursuant to a predicted payroll schedule, rather than an after-the-fact payroll schedule.

Your Committee received testimony in support of this measure from the State of Hawaii Organization of Police Officers; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and United Public Workers, AFSCME Local 646, AFL-CIO. Your Committee received testimony in opposition to this measure from the Department of Public Safety. Your Committee received comments on this measure from the Department of Budget and Finance, Department of Education, and Department of Accounting and General Services.

Your Committee finds that the prompt payment of wages earned is sound fiscal policy. Addressing the delay in payment, particularly for newly hired employees who rely on their first paycheck and employees who perform overtime work, will increase predictability in payroll and contribute to greater workforce stability.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 333, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 333, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 313 Labor & Government Operations on H.B. No. 334

The purpose of this measure is to:

- (1) Set the amount of the employer contribution to the Hawaii Employer-Union Health Benefits Trust Fund as a fixed percentage of the health benefits plan or life insurance plan premium cost; and
- (2) Make conforming amendments to remove the amount of contributions by the State and counties to the Hawaii Employer-Union Health Benefits Trust Fund from the scope of collective bargaining negotiations.

Your Committee received testimony in support of this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO. Your Committee received testimony in opposition to this measure from the Department of Budget and Finance. Your Committee received comments on this measure from the Office of Collective Bargaining of the Executive Office of the Governor.

Your Committee finds that high insurance premiums are making health care unaffordable for working families, and all employees who participate in the Employer-Union Health Benefits Trust Fund deserve affordable health care options. This measure will enable the legislature to fix the percentage of the employer contribution to health benefits or life insurance plan premiums rather than allow the cost burden to be shifted disproportionately onto employees. Your Committee further finds that the State needs to consider its ability to hire and retain employees. Health care affordability is an important part of that consideration.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 334, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 334, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 314 Labor & Government Operations on H.B. No. 542

The purpose of this measure is to minimize bid challenges, costs, and delays of public works construction projects for five years by:

- (1) Allowing a bidder of a public works construction project to clarify and correct immaterial or technical issues with subcontractor listings for up to twenty-four hours after the bid submission deadline, which shall be complementary and in addition to the time allowed by the Procurement Policy Board to correct or withdraw inadvertently erroneous bids;
- (2) Requiring that bids for construction be publicly opened no sooner than twenty-four hours after the bid submission deadline; and
- (3) Defining "immaterial or technical information".

Your Committee received testimony in support of this measure from the General Contractors Association of Hawaii and Subcontractors Association of Hawaii. Your Committee received testimony in opposition to this measure from the State Procurement Office; Department of Accounting and General Services; Painting Industry of Hawaii Labor Management Cooperation Trust Fund; Hawaii Tapers Market Recovery Trust Fund; Hawaii Glaziers, Architectural Metal Glassworkers Local Union 1889 AFL-CIO Stabilization Trust Fund; and Carpet, Linoleum and Soft Tile Local Union 1926 Market Recovery Trust Fund. Your Committee received comments on this measure from the Department of Transportation.

Your Committee finds that this measure is intended to increase efficiency in the procurement process by allowing contractors to verify the information that subcontractors provide and reduce the likelihood of errors.

Your Committee has amended this measure by:

- (1) Clarifying the definition of "immaterial or technical information" by specifically excluding the identity of a subcontractor from the term;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 542, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 542, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Alcos). Noes, none. Excused, none.

SCRep. 315 Labor & Government Operations on H.B. No. 564

The purpose of this measure is to appropriate monies to the Department of Human Resources Development to:

- (1) Establish two full-time equivalent (2.0 FTE) Information Technology Specialist positions;
- (2) Upgrade information technology systems, including network upgrades, and purchase and install desktop computers, workstations, and laptops; and
- (3) Train personnel.

Your Committee received testimony in support of this measure from the Department of Human Resources Development.

Your Committee finds that it is critical that the Department of Human Resources Development's information technology systems be updated to enable the Department to reliably support its functions.

Your Committee has amended this measure by:

- (1) Changing the appropriation amounts to unspecified amounts;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation of \$300,000 to establish two full-time equivalent positions and an appropriation of \$2,284,850 to upgrade information technology systems within the Department of Human Resources Development.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 564, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 564, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 316 Labor & Government Operations on H.B. No. 572

The purpose of this measure is to require that, prior to the adoption, amendment, or repeal of an administrative rule, electronic notice of the proposed rulemaking be provided to all persons who have made a timely written request of the adopting agency for advance notice of its rulemaking proceedings.

Your Committee received testimony in support of this measure from the State of Hawaii Organization of Police Officers and League of Women Voters of Hawaii.

Your Committee finds that this measure will increase transparency in rulemaking for members of the public and stakeholders and optimize their ability to provide meaningful input in the process.

Your Committee has amended this measure by:

- (1) Requiring the display of alterations to administrative rules to be in Ramseyer format and the full text of rules to be in a digitally accessible and searchable format;
- (2) Specifying that electronic notice of a public hearing on rulemaking need only be given if a valid working email address is provided;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 572, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 572, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 317 Higher Education & Technology on H.B. No. 844

The purpose of this measure is to:

- (1) Establish and appropriate funds for a network improvement community task force to develop a K-12 science, technology, engineering, and mathematics teacher education degree for the University of Hawaii;
- (2) Appropriate funds for the establishment of a science, technology, engineering, and mathematics entrepreneur-resident at the University of Hawaii Maui College; and
- (3) Appropriate funds for the University of Hawaii Maui College's Office of International and Regional Partnerships for students to study abroad and for study abroad programs.

Your Committee received testimony in support of this measure from the University of Hawai'i System and one individual. Your Committee received comments on this measure from the Department of Education.

Your Committee finds that the work of the proposed task force described in Part I of this measure overlaps with the charge of the Teacher Education Coordinating Committee established under section 304A-1202, Hawaii Revised Statutes, and should be deleted.

Your Committee also finds that extending study abroad opportunities available through the University of Hawaii Maui College's Office of International and Regional Partnerships will help students gain foreign language skills and cross-cultural competence and promotes economic and educational relationships between the County of Maui and the world.

Your Committee has amended this measure by:

- (1) Deleting Part I of this measure, which established and appropriated funds for a network improvement community task force and appropriated funds for a science, technology, engineering, and mathematics entrepreneur-resident at the University of Hawaii Maui College;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 844, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 844, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Quinlan, Todd).

SCRep. 318 Higher Education & Technology on H.B. No. 848

The purpose of this measure is to appropriate funds for three support staff positions for the Hawaii Institute for Marine Biology.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Hawaii Institute of Marine Biology, He'eia National Estuarine Research Reserve System, and numerous individuals.

Your Committee finds that the Hawaii Institute for Marine Biology is critically understaffed, even though it is one of the most complex research operations at the University of Hawaii, with responsibilities for maintaining its own entire island infrastructure; overseeing a marine special management area; managing its own National Pollutant Discharge Elimination System permit with the United States Environmental Protection Agency and Department of Health; managing its own photovoltaic power purchase agreement; running its own diving and boating programs; and maintaining all of its own facilities, grounds, and utilities.

Your Committee further finds that the Hawaii Institute for Marine Biology's twenty-six acre campus and associated facilities bring in nearly \$9,000,000 in research, education, and outreach funds annually. This measure will appropriate funds to establish new permanent support staff positions critical to sustaining the daily operations for initiatives at the Hawaii Institute for Marine Biology.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 848, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 848, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Todd).

SCRep. 319 Higher Education & Technology on H.B. No. 694

The purpose of this measure is to appropriate funds to support the aquaculture disease diagnostic laboratory at the University of Hawaii College of Tropical Agriculture and Human Resources, in partnership with the Department of Agriculture.

Your Committee received testimony in support of this measure from the Department of Agriculture; Center for Tropical and Subtropical Aquaculture; Hawaii Aquaculture and Aquaponics Association; Local Food Coalition; University of Hawaii Professional Assembly; Hawai'i Farm Bureau; EcoPonicX, Inc.; and one individual. Your Committee received comments on this measure from the University of Hawai'i System.

Your Committee finds that timely and accurate diagnostic services are a requirement for all sectors of livestock development, including aquaculture. The aquaculture industry currently depends on out-of-state laboratories to provide molecular tests, including polymerase chain reaction tests necessary to identify the presence or absence of specific pathogens in samples from animals and other sources. With respect to export shrimp broodstock, these tests are required to establish the specific pathogen-free status that is required by receiving countries. Your Committee further finds that an aquaculture disease diagnostic laboratory is critical to the continued development and expansion of the Hawaii aquaculture industry.

Your Committee has amended this measure by:

- (1) Establishing the aquaculture disease diagnostic laboratory at the State Veterinary Laboratory Building in the Department of Agriculture Animal Industry Division Veterinary Laboratory Services Branch, in partnership with the University of Hawaii College of Tropical Agriculture;
- (2) Appropriating funds to the Department of Agriculture rather than the University of Hawaii;
- (3) Adding two additional Microbiologist III positions;
- (4) Clarifying the way in which funds for lab staff, equipment, and supplies can be expended;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 694, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 694, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Todd).

SCRep. 320 Higher Education & Technology on H.B. No. 353

The purpose of this measure is to appropriate funds for the expansion of the certified nurse aide to practical nurse bridge program at the University of Hawaii Maui College, including funding for instructional costs and student aid.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Hawai'i State Center for Nursing, The Queen's Health System, University of Hawaii Professional Assembly, Hawai'i Pacific Health, Ohana Pacific Health, Legacy Hilo Rehab & Nursing, Hale Makua Health Services, Pu'uwai 'O Makaha, Healthcare Association of Hawaii, Kaiser Permanente Hawai'i, and seven individuals.

Your Committee finds that the certified nurse aide to practical nurse bridge program partners with Hale Makua, Ohana Pacific Health, and Kaiser Permanente Hawaii and provides eligible Maui and Oahu health care professionals with the opportunity to become licensed practical nurses while they are working. This measure would provide the University of Hawaii Maui College the ability to expand the program and increase the pool of participants.

Your Committee has amended this measure by:

- (1) Changing the appropriations to unspecified amounts; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$130,000 for instructional costs and \$200,000 for student aid to program participants.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 353, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 353, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 321 Higher Education & Technology on H.B. No. 1148

The purpose of this measure is to appropriate funds to support and expand the Mental Health Technician Certificate of Competence program through the hiring of a mental health technician certificate program coordinator, establishment of a scholarship program, granting of scholarships, and funding of other necessary administrative costs.

Your Committee received testimony in support of this measure from the Judiciary, University of Hawai'i System, Department of Health, and six individuals.

Your Committee finds that there is a severe shortage of mental health providers in the State. This shortage is due to a lack of appropriately educated individuals and high rates of turnover in the field, which is exacerbated by compassion fatigue, burnout, and inadequate preparation for mental health serving positions. Your Committee further finds that Windward Community College, in collaboration with the Hawaii State Hospital, has developed a Mental Health Technician Certificate of Competence program that can help to grow the State's overall capacity to address the mental health challenges and needs of Hawaii's residents. This measure will support that program.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$137,250.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1148, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1148, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Garcia). Noes, none. Excused, 1 (Todd).

SCRep. 322 Higher Education & Technology on H.B. No. 812

The purpose of this measure is to appropriate funds to the University of Hawaii for various university programs and projects.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Papa Ola Lokahi, Chaminade University of Honolulu, and two individuals.

Your Committee finds that these programs collectively study and implement practices that contribute to the progress, sustainability, and health of the State, including by:

- (1) Facilitating an understanding of how soil health practices contribute to increased carbon sequestration and reduced greenhouse gas emissions;
- (2) Training students and educators across the State in advanced capabilities that include building, testing, and encoding artificial intelligence into planetary surface vehicles;
- (3) Building clinical and translational research infrastructure to improve the health and wellbeing of Native Hawaiians and other medically underserved populations in Hawaii; and
- (4) Researching pressing climate-change questions, including the gathering of data by a new weather and climate monitoring network.

Your Committee has amended this measure by:

- (1) Changing the appropriations to unspecified amounts;
- (2) Clarifying that the expending agency is the University of Hawaii;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider the following appropriation amounts: \$6,670,000 for the Hawaii climate-smart commodities program; \$1,000,000 to continue the STEM training for students through the Hawaii space flight laboratory; \$3,000,000 for the Center for Pacific Innovations, Knowledge, and Opportunities; \$1,000,000 for the Change Hawaii Project and Hawaii Mesonet Project; and \$125,000,000 for a prototype designer artificial coral reef project.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 812, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 812, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 323 Higher Education & Technology on H.B. No. 532

The purpose of this measure is to appropriate funds for the salaries and fringe benefits of five positions within the Ko Education Center of the Hawaii Community College.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Hawai'i Community College, and University of Hawaii Professional Assembly.

Your Committee finds that the Ko Education Center provides accessible education opportunities for students from all over the northern part of Hawaii island and the Hamakua Coast. The Ko Education Center recently lost access to sixty-seven percent of its permanent positions. Of the six positions lost, five were committed to instruction and student support. This measure will restore the needed positions.

Your Committee has amended this measure by:

- (1) Changing the appropriations to unspecified amounts;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider a total appropriation amount of \$520,000, allocated as follows: \$114,750 for the auxiliary and facility services officer; \$114,750 for the career and technical education and career pathways specialist; \$91,800 for the lab coordinator; \$91,800 for the administration and fiscal specialist; and \$107,100 for the faculty for programs.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 532, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 532, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 324 Higher Education & Technology on H.B. No. 67

The purpose of this measure is to appropriate funds for three full-time equivalent positions for Windward Community College's Pu'u'honua program.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Department of Public Safety, Women's Prison Project, and seven individuals.

Your Committee finds that the Pu'uhonua, or "places of sanctuary" program, offers college courses for credit to incarcerated individuals. To date, all students in the program have been the first in their families to attend college, forty-three percent are Native Hawaiian, and nine percent are Pacific Islander. Students in the Pu'uhonua program have proven to be much less likely to be reincarcerated after release than non-participants. By providing grant funding for the program, this measure therefore provides a vehicle of opportunity for incarcerated community members and at-promise youth.

Your Committee has amended this measure by:

- (1) Changing the appropriations to unspecified amounts;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider a total appropriation amount of \$211,000, allocated as follows: \$68,000 for the Women's Community Correctional Center counselor position; \$68,000 for the Hālawā Correctional Facility counselor position; and \$75,000 for the incarcerated education coordinator position.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 67, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 67, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 325 Higher Education & Technology/Education on H.B. No. 1204

The purpose of this measure is to:

- (1) Establish the public school education scholarship program within the University of Hawaii to provide students with school tuition in return for a service commitment to teach in a public school classroom of the Department of Education; and
- (2) Appropriate funds.

Your Committees received testimony in support of this measure from the University of Hawai'i System, Department of Education, State Public Charter School Commission, Hawaii State Teachers Association, University of Hawaii Professional Assembly, and two individuals. Your Committees received comments on this measure from the Department of the Attorney General.

Your Committees find that there is a persistent shortage of teachers for Hawaii's public schools. This measure would provide financial assistance at the university level for students in pursuit of educational degrees. In return, scholarship recipients would agree to give back by teaching in a public school classroom in the State for a fixed period of years. In this manner, both the scholarship recipient and the public education system would benefit.

Your Committees have amended this measure by:

- (1) Adding a finding that this measure addresses an issue of statewide concern;
- (2) Specifying that the scholarship recipient's teaching commitment can also be fulfilled at a Hawaii public charter school;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Higher Education & Technology and Education that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1204, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1204, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Higher Education & Technology: Ayes, 8. Noes, none. Excused, 1 (Todd).

Education: Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 326 Transportation on H.B. No. 1107

The purpose of this measure is to make state law consistent with federal law regarding legal limits for gross vehicle weight and axle loads traveling on all public roadways.

Your Committee received testimony in support of this measure from the Department of Transportation.

Your Committee finds that this measure will simplify the definition of legal vehicle weights for commercial vehicles and apply uniformly across the state.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1107, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1107, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 327 Transportation on H.B. No. 1104

The purpose of this measure is to amend the law relating to the issuance of citations for violations of section 291-35, Hawaii Revised Statutes, relating to vehicle gross weight, axle, and wheel loads.

Your Committee received testimony in support of this measure from the Department of Transportation.

Your Committee finds that the Department of Transportation receives funding from the Federal Highway Administration for infrastructure improvements and maintenance. To receive these funds, it is necessary for the Department of Transportation to follow the federal regulations for the size and weight program for motor vehicles traveling on the Interstate Systems in Hawaii. Your Committee further finds the Department of Transportation rules are intended to ensure that Hawaii's highway pavements and structures are able to safely carry vehicular traffic of the general public while minimizing premature deterioration or failure of the State's infrastructure. This measure will help the Department of Transportation ensure consistency with federal requirements, while preserving the State's highways.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1104, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1104, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 328 Transportation on H.B. No. 1109

The purpose of this measure is to meet federal requirements on fraudulent activity relating to commercial learner's permits and commercial driver's licenses.

Your Committee received testimony in support of this measure from the Department of Transportation.

Your Committee finds that the Department of Transportation is required by the Federal Motor Carrier Safety Administration, pursuant to title 49 of the Code of Federal Regulations section 383.73(k)(2), to have policies in effect that result in the disqualification of the commercial learner's permit and commercial driver's license for applicants who are suspected of fraud related to the testing and issuance of the permit and license.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1109, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1109, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 329 Transportation on H.B. No. 1108

The purpose of this measure is to amend the law relating to vehicle weight violations by replacing the fine schedule and increasing the potential fines based on multitude and magnitude of vehicle weight violations.

Your Committee received testimony in support of this measure from the Department of Transportation.

Your Committee finds that this measure will simplify the definition of legal vehicle weights for commercial vehicles and make them apply uniformly across the state.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1108, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1108, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Aiu). Noes, none. Excused, none.

SCRep. 330 Transportation on H.B. No. 714

The purpose of this measure is to require commodities and manifested cargo requiring tug assistance to be manned by an existing, operational stevedoring company that is currently operating in the State.

Your Committee received testimony in support of this measure from the Hawaii Stevedores Inc.; and numerous individuals. Your Committee received testimony in opposition to this measure from the Hawaiian Cement and one individual. Your Committee received comments on this measure from the Department of the Attorney General and the Department of Transportation.

Your Committee finds that the Hawaiian archipelago is the most remote island chain in the world, where 98 percent of all goods are processed by the harbor system and are vital to Hawaii's shipping industry. Your Committee further finds that currently it is not required for any out-of-state company to utilize trained local longshore linespersons to secure their operational vessel to the State's commercial docks, wharves, piers, quays, bulkheads, and landings belonging to or controlled by the State. Stevedoring companies are crucial to the State's harbors infrastructure and stevedoring companies are well-versed in the uniqueness of each state harbor's challenges pertaining to the loading and landing of merchandise.

Your Committee notes the concerns raised by the Department of the Attorney General that the contents of this measure as currently drafted do not fall within the title of the measure, relating to mooring lines.

Accordingly, your Committee has amended this measure by:

- (1) Clarifying that the securing of mooring lines from vessels requiring tug assistance are required to be performed by a stevedoring company;
- (2) Amending the purpose section to more accurately reflect its amended purpose and deleting extraneous language;
- (3) Deleting the reference to "commodities and manifested cargo", except as manifested cargo used in the definition of stevedoring company, and deleting the definition of "commodity";

- (4) Amending the definitions of "manifested cargo" and "stevedoring company";
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 714, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 714, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 3 (Marten, Onishi, Matsumoto).

SCRep. 331 Transportation on H.B. No. 1418

The purpose of this measure is to establish a Safe Routes for People Implementation Program and Safe Routes for People Implementation Committee to develop strategies and facilitate transportation-related projects that ensure the safety of keiki and kupuna.

Your Committee received testimony in support of this measure from the Department of Transportation, Honolulu Police Department, Ulupono Initiative, AARP Hawai'i, Cycle on Hawaii, Hawaii's Public Health Institute, Hawaii Children's Action Network Speaks!, Elemental Excelerator, Think BIG, Kaiser Permanente Hawai'i, Hawaii Bicycling League, and eighteen individuals. Your Committee received comments on this measure from the Department of Budget and Finance, Department of Health, and Department of Transportation Services of the City and County of Honolulu.

Your Committee finds that ensuring the safety of keiki and kupuna protects the State's most vulnerable road users. Your Committee further finds that providing additional funding dedicated specifically to bicycle and pedestrian safety is key to providing safe mobility on the State's roads.

Your Committee notes the testimony of the Department of Transportation that this measure as currently drafted may be duplicative of, and in conflict with, the Department's current efforts in this regard.

Accordingly, your Committee has amended this measure by:

- (1) Deleting the establishment of a Safe Routes for People Implementation Program and Safe Routes for People Implementation Committee;
- (2) Deleting the establishment of the Safe Routes for People Special Fund and the appropriation into the special fund;
- (3) Making an appropriation of an unspecified amount for the fiscal biennium to the Department of Transportation for bicycle and pedestrian safety;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$50,000,000.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1418, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1418, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Onishi, Matsumoto).

SCRep. 332 Education on H.B. No. 1045

The purpose of this measure is to adjust the responsibility of producing a certificate of release when transferring schools from the minor student to the student's parent or legal guardian, unless the student is an emancipated minor.

Your Committee received testimony in support of this measure from the Department of Education.

Your Committee finds that existing law requires a student under the age of eighteen who is transferring to another school to submit to the enrolling school a certificate of release obtained from the school last attended. Your Committee further finds that because minors do not have legal capacity independent of their parents, a parent or legal guardian of the minor student should have responsibility for producing and submitting such certificate of release, unless the student is an emancipated minor.

Your Committee notes that under the McKinney-Vento Homeless Assistance Act of 1987, unaccompanied homeless youth are considered to be those youth who are not in the physical custody of a parent or legal guardian and experiencing unstable housing. McKinney-Vento eligible students, including unaccompanied youth, are entitled to enroll in school immediately, even if the student is lacking documents normally required for enrollment or have missed application or enrollment deadlines.

Your Committee has amended this measure by:

- (1) Exempting students eligible for assistance provided under the federal McKinney-Vento Homeless Assistance Act of 1987, including unaccompanied youth who are not under the physical custody of a parent or legal guardian, from the requirements to produce a certificate of release or a certificate of proficiency, or a lawful excuse for its absence, when transferring schools;
- (2) Changing its effective date to June 30, 3000; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1045, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1045, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Garcia).

SCRep. 333 Education on H.B. No. 540

The purpose of this measure is to require the Department of Education to provide free lunch to all enrolled students beginning with the 2023-2024 school year.

Your Committee received testimony in support of this measure from the Department of Education, Hawaii State Council on Developmental Disabilities, Hawaii State Teachers Association, Hawai'i Public Health Institute, Hawai'i Children's Action Network Speaks!, Hawaii Appleseed Center for Law & Economic Justice, Hawai'i Hunger Action Network, AlohaCare, Democratic Party of Hawai'i Education Caucus, and six individuals.

Your Committee finds that student success demands a nourished body. Without a proper meal, students may face cases of chronic hunger, leading to achievement gaps, illness, increased absenteeism, behavioral problems, and misdiagnosed learning disabilities. This measure will provide universal free school lunches to all students to ensure each student's wellness through receiving a meal in school.

Your Committee notes that over seventy thousand public school students eat free or reduced-price meals in the State, yet only forty percent eat school breakfasts. Your Committee believes that providing universal breakfast for all students in the State will encourage more students to eat breakfast and improve their attendance, behavior, academic performance, and achievement.

Your Committee has amended this measure by:

- (1) Requiring the Department of Education to provide free breakfast to all enrolled students beginning with the 2023-2024 school year;
- (2) Requiring all public charter schools to provide free breakfast and lunch to all enrolled students beginning with the 2023-2024 school year;
- (3) Directing the appropriation amount to the Hawaii Child Nutrition Programs for the total plate costs associated with providing universal free school breakfasts and lunches in Department of Education schools and public charter schools after federal funding has been accounted;
- (4) Changing its effective date to June 30, 3000; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 540, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 540, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Garcia).

SCRep. 334 Education on H.B. No. 55

The purpose of this measure is to require the Department of Education to establish grant programs to provide funds for the planning and implementation of community schools.

Your Committee received testimony in support of this measure from Waimea Middle Public Conversion Charter School, Kaimuki Middle School's Voyager Center, Hawaii State Teachers Association, Hawai'i Afterschool Alliance, Hawaii Children's Action Network Speaks!, Parents and Children Together, Democratic Party of Hawai'i Education Caucus, Early Childhood Action Strategy, Pacific American Foundation, Hawai'i Ohana Support Network, and three individuals. Your Committee received comments on this measure from the Department of Education and Department of the Attorney General.

Your Committee finds that the community school model aims to organize and deploy existing community resources to enable students to thrive and excel. Your Committee further finds that community schools understand the unique challenges facing their communities and help to organize and deploy existing community resources to meet those challenges, resulting in educational experiences that are tailored to the actual needs of the surrounding community. This measure will ensure high-quality educational opportunities and improved educational outcomes for students through the support and input from families of the students and the local community.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 55, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 55, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 335 Education on H.B. No. 1345

The purpose of this measure is to establish a three-year pilot program within the State Public Charter School Commission to provide an educational pathway for teacher licensure or staff certification for cultural practitioners.

Your Committee received testimony in support of this measure from Ke Ana La'ahana Public Charter School and one individual. Your Committee received comments on this measure from the State Public Charter School Commission and Kanu o ka Aina Learning Ohana.

Your Committee finds that there is a lack of culturally relevant teacher education programs and teachers who have been trained as cultural practitioners and who lack a means of appropriate licensure. Your Committee further finds that establishing an alternate pathway for individuals to become teachers that integrates cultural expertise and traditional curriculum with core teaching strategies will prepare these individuals for meeting the cultural needs of students in schools.

Your Committee notes that the State Public Charter School Commission is primarily the authorizer of public charter schools and does not have the capacity nor the expertise to administer the pilot program established by this measure. Your Committee finds that the Hawaii Teacher Standards Board has jurisdiction and authority to create the certification pathway proposed by this measure. Your Committee further finds that the Kaho'iwai Center for Adult Teaching and Learning currently offers culturally relevant teacher education programs that produce graduates who can teach effectively in Native Hawaiian-focused charter schools and other sites with a significant number of Native Hawaiian children. A collaboration with the Kaho'iwai Center for Adult Teaching and Learning for the pilot program would be of great benefit for pilot program participants in furthering their cultural education.

Accordingly, your Committee has amended this measure by:

- (1) Requiring the Hawaii Teacher Standards Board to implement the pilot program, rather than establishing the pilot program within the State Public Charter School Commission;

- (2) Requiring the Hawaii Teacher Standards Board to collaborate with the Kaho‘iwai Center for Adult Teaching and Learning to license or certify teachers through the pilot program;
- (3) Specifying that the pilot program is for five years;
- (4) Changing the appropriation to an unspecified amount;
- (5) Specifying that the Hawaii Teacher Standards Board, rather than the State Public Charter School Commission, shall expend the funds appropriated for the implementation of the pilot program;
- (6) Changing its effective date to June 30, 3000; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1345, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1345, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 336 Education on H.B. No. 332

The purpose of this measure is to:

- (1) Establish the Shade and Fruit Tree Program in the Department of Education; and
- (2) Appropriate funds for the Shade and Fruit Tree Program and for an arborist position to support the Program.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Trees for Honolulu's Future, 350Hawaii.org, Smart Trees Pacific, and nineteen individuals. Your Committee received comments on this measure from the Department of Education.

Your Committee finds that hotter temperatures induced by climate change affect a student's ability to play, gather, and learn outside while attending school. Your Committee further finds that one strategy to reduce the effect of hotter temperatures on students in public schools is to increase the tree canopy on school campuses, which will not only provide shade and heat reduction, but also will absorb storm water, clean the air, beautify campuses, and help reach county and state environmental goals. This measure will establish the Shade and Fruit Tree Program to help grow native shade trees and fruit trees that will provide a comfortable shade in public school campuses throughout the State.

Your Committee has amended this measure by:

- (1) Clarifying that the Department of Education may support schools plant and propagate either native shade trees or fruit trees through the Shade and Fruit Tree Program;
- (2) Changing its effective date to June 30, 3000; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 332, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 332, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Garcia).

SCRep. 337 Education on H.B. No. 600

The purpose of this measure is to establish and appropriate funds for the Safe Routes to School Advisory Committee to develop a comprehensive statewide safe routes to school plan to advise the State on strategies that provide safe and secure alternatives for children to get to and from school.

Your Committee received testimony in support of this measure from the Department of Education, Hawai‘i Climate Change Mitigation and Adaptation Commission, Honolulu Police Department, Hawai‘i State Teachers Association, Hawai‘i Public Health Institute, Hawai‘i Primary Care Association, Hawai‘i Bicycling League, Ulupono Initiative, AlohaCare, Hawai‘i Children's Action Network Speaks!, Get Fit Kaua‘i, and nine individuals. Your Committee received testimony in support of the intent of this measure from the Department of Transportation. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that providing students with a safe route to bike or walk to school promotes their health and safety, which is especially crucial in rural and low socioeconomic communities where there is a higher risk of pedestrian and bicycling injuries. The establishment of a safe routes to school advisory committee will ensure that all invested stakeholders are involved in developing a comprehensive statewide strategic plan to establish the routes children need to get to and from school safely.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 600, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Garcia).

SCRep. 338 Education on H.B. No. 1330

The purpose of this measure is to appropriate funds to the Department of Education for school bus services.

Your Committee received testimony in support of this measure from the Department of Education and Democratic Party of Hawai‘i Education Caucus.

Your Committee finds that the nationwide shortage of bus drivers has caused route cancellations and other disruptions in transportation options for students attending K-12 schools in the State. The lack of school bus drivers particularly affects schools located in rural and remote areas, where students have to travel great lengths to get to and from school. Your Committee recognizes that more funding is needed to hire additional school bus drivers to meet the demand for more school bus routes.

Your Committee has amended this measure by changing its effective date to June 30, 3000.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1330, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1330, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Garcia).

SCRep. 339 Education on H.B. No. 248

The purpose of this measure is to:

- (1) Require the Department of Education to fully implement the Farm to School Program and Farm to School Meals Program by the 2024-2025 school year;
- (2) Provide that Complex Area Superintendents have the authority to implement the Farm to School and Farm to School Meals Programs;
- (3) Require certain school cafeteria supervisors to report directly to Complex Area Superintendents;
- (4) Establish and appropriate funds for five school cafeteria supervisor positions; and
- (5) Require the Department of Human Resources Development to conduct a compensation review for school cafeteria supervisor positions.

Your Committee received testimony in support of this measure from the Hawai'i Public Health Institute; Hawaii Appleseed Center for Law & Economic Justice; Hawai'i Farmers Union United; North Shore Economic Vitality Partnership; Ka Ohana O Na Pua; Hawai'i Farm Bureau; Hawai'i Alliance for Progressive Action; Hawai'i Food+ Policy; Grow Some Good; Center for Getting Things Started; Hawai'i Government Employees Association, AFSCME Local 152, AFL-CIO; Ulupono Initiative; and five individuals. Your Committee received comments on this measure from the Department of Education and Department of Human Resources Development.

Your Committee finds that the State has established ambitious farm to school goals through Act 175, Session Laws of Hawaii 2021, which requires thirty percent of food served in public schools to consist of locally sourced products by 2030. Your Committee further finds that there is currently no mechanism in place to align the work done at the complex area to achieve these goals with the work done at individual schools. To realign state goals and lines of responsibility and authority, responsibility for the attainment of farm to school goals must be transferred from the system level to the complex area level. Complex area superintendents can provide appropriate oversight and collect data necessary to monitor a school's progress in meeting farm to school goals. This measure will empower complex area superintendents to fully implement the Farm to School Program and Farm to School Meals Program will create more efficiencies in reaching the farm to school goals while enabling school complexes to regionalize their meals and support local food producers and suppliers.

Your Committee has amended this measure by:

- (1) Requiring the Office of Talent Management of the Department of Education, rather than the Department of Human Resources Development, to conduct the compensation review of school cafeteria supervisor positions; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 248, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 248, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Garcia).

SCRep. 340 Education on H.B. No. 1412

The purpose of this measure is to:

- (1) Prohibit any contract or license agreement between a publisher and library in the State from:
 - (A) Precluding, limiting, or otherwise restricting the library from performing customary operational and lending functions;
 - (B) Restricting the library from disclosing any terms of its license agreements to other libraries; and
 - (C) Requiring, coercing, or enabling a library to violate laws regarding confidentiality of a patron's library records; and
- (2) Deem contracts that contain the prohibited provisions as an unfair or deceptive act or practice and renders the contracts void and unenforceable.

Your Committee received testimony in support of this measure from the Department of Education and Hawaii State Public Library System. Your Committee received testimony in opposition to this measure from the Copyright Alliance, Independent Book Publishers Association, The Authors Guild, Association of American Publishers, and one individual.

Your Committee finds that digital books are a vital part of library collections in the twenty-first century. However, libraries have faced many challenges in accessing digital books. The models created by publishers for access to and pricing of digital books has been prohibitive and not sustainable for public libraries. For example, when certain titles are in high demand, publishers place embargoes on the release date of those high demand titles so that the public cannot access digital copies from the public library on the same date. This measure seeks to provide equitable access to digital books through public libraries for the communities of Hawaii.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1412, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1412, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Garcia).

SCRep. 341 Education on H.B. No. 1327

The purpose of this measure is to establish an income tax credit of up to \$500 per taxable year for expenses incurred by teachers and other school personnel for certain school and classroom supplies.

Your Committee received testimony in support of this measure from the Hawaii State Teachers Association Democratic Party of Hawai'i Education Caucus, and two individuals. Your Committee received testimony in support of the intent of this measure from the Executive Office on Early Learning and Hawai'i Children's Action Network Speaks!. Your Committee received comments on this measure from the Department of Education, Department of Taxation, Department of Budget and Finance, and Tax Foundation of Hawaii.

Your Committee finds that in a recent survey conducted by the Hawaii State Teachers Association to its members, survey respondents reported spending an average of \$953 of their own money a year on various classroom supplies. Your Committee further finds that in addition to spending personal funds on classroom supplies, educators also have to consider the high costs of living in Hawaii, such as healthcare and housing. This measure helps alleviate the financial burden of paying for classroom and school supplies that teachers and other school personnel face by providing financial support through an income tax credit.

Your Committee has amended this measure by:

- (1) Clarifying that no other deduction can be claimed under chapter 235, Hawaii Revised Statutes, for qualifying classroom and school supply expenses;
- (2) Amending the definition of "qualified taxpayer" to clarify that it includes individuals employed:
 - (A) By the Department of Education or the Hawaii State Public Library System as a prekindergarten through twelfth-grade teacher, instructor, school librarian, counselor, principal, registrar, or aide; or
 - (B) As a teacher or teacher assistant as part of a head start program; and
- (3) Changing its effective date to June 30, 3000.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1327, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1327, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 342 Education on H.B. No. 743

The purpose of this measure is to require the Department of Education to establish an electric school bus pilot program to provide certain complex areas with ownership and control of electric school buses.

Your Committee received testimony in support of this measure from Ulupono Initiative and one individual. Your Committee received comments on this measure from the Department of Education.

Your Committee finds that there is currently a nationwide school bus driver shortage. This shortage is also felt locally, where only five hundred fifty out of seven hundred school bus driver positions are adequately filled. Bus routes have been cancelled, temporarily suspended, or consolidated because of the driver shortages. Although many efforts have been made to address the shortage of school bus drivers across the State, this issue is particularly difficult to solve because school bus transportation has been privatized.

Your Committee further finds that the lack of school bus routes forces parents to transport their children through alternative means, including using their own vehicles to bring their children to school. The rise in vehicles on the road also intensifies traffic and increases greenhouse gas emissions. Your Committee believes that investing in additional school buses that are fueled by electricity will provide the Department of Education control over the hiring of drivers for the electric school buses and reduce greenhouse gas emissions to meet statewide climate goals.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 743, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 743, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Garcia).

SCRep. 343 Human Services on H.B. No. 781

The purpose of this measure is to require that when an officer has custody of a child under sixteen years of age for an alleged violation of law, the child shall have contact with legal counsel or a parent or guardian before the child waives any constitutional rights and before any custodial interrogation.

Your Committee received testimony in support of this measure from the Anti-Recidivism Coalition and Human Rights for Kids.

Your Committee finds that the human brain undergoes dynamic changes throughout adolescence and into young adulthood. As a result, adolescents rarely have an understanding of their due process rights or the consequences and implications of law enforcement interrogations. This measure seeks to protect the rights of the State's children by requiring an officer to ensure a child has contact with legal counsel or a parent or guardian before the child waives any constitutional rights or before any custodial interrogation.

Your Committee has amended this measure by:

- (1) Changing the age at which an officer must ensure a child in custody has contact with legal counsel or a parent or legal guardian before the child waives any constitutional rights or before a custodial interrogation to eighteen years old, rather than sixteen;
- (2) Requiring the child to have contact with a legal counsel and, to the extent practicable, the child's parent or legal guardian before any waiver of any right against self-incrimination and before a custodial interrogation;
- (3) Requiring any officer who has arrested a child under the age of eighteen to notify the child's parent, guardian, or legal custodian of the arrest and the location of the child's detainment;

- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 781, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 781, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 344 Human Services on H.B. No. 470

The purpose of this measure is to make permanent the definition of "provider" as it relates to entities eligible to provide no cost emergency shelter and related services to consenting minors, as amended by Act 23, Session Laws of Hawaii 2021.

Your Committee received testimony in support of this measure from the Stonewall Caucus of the Democratic Party of Hawaii, Rainbow Family 808, Opportunity Youth Action Hawai'i, Residential Youth Services & Empowerment, Hawai'i Youth Services Network, and one individual. Your Committee received comments on this measure from the Department of Human Services and Office of Youth Services.

Your Committee finds that youth experiencing homelessness often have exposure to a variety of adverse childhood experiences, including physical, emotional, or sexual abuse or have become homeless because of physical abuse or parental substance abuse. Your Committee further finds that Act 23, Session Laws of Hawaii 2021 (Act 23), created a mechanism to shelter unaccompanied youth experiencing homelessness, without the need to obtain consent from a parent or guardian. This ability to receive short-term no cost housing and other services is especially important for youth who have suffered abuse at the hands of family members. Act 23 is currently scheduled to sunset on June 30, 2023. This measure repeals the sunset date of Act 23, which will ensure that vulnerable youth experiencing homelessness continue to have safe and secure refuges to stabilize, heal, and access resources.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Judiciary & Hawaiian Affairs, should it deliberate on this measure, to consider adopting amendments to clarify that youths who are under the jurisdiction of the juvenile justice or child welfare systems obtain and receive services from these systems until such time as they are released from these systems, as is required by the federal Runaway and Homeless Youth Act. Your Committee further requests your Committee on Judiciary & Hawaiian Affairs to consider whether there is a means to remove the limit on the number of youths served by these providers in a manner that will not endanger the receipt of any federal funds.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 470, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 470, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Garcia). Excused, 1 (Amato).

SCRep. 345 Human Services on H.B. No. 439

The purpose of this measure is to establish and appropriate funds for an Immigrant Services and Access Unit within the Office of Community Services.

Your Committee received testimony in support of this measure from the Office of Community Services, Pacific Gateway Center, Hawai'i Coalition for Immigrant Rights, Filipinos for Affirmative Action, Hawai'i Friends of Civil Rights, Hawai'i Workers Center, and seven individuals. Your Committee received comments on this measure from the Office of Language Access.

Your Committee finds that immigrants comprise eighteen percent of the State's population and make up a significant portion of the State's agricultural, tourism, and hospitality workforces. Your Committee further finds that new immigrants face significant barriers to success, including discrimination, cultural misunderstandings, and language barriers. The establishment of an Immigrant Services and Access Unit will enable the State to provide support programs for Hawaii's immigrants, refugees, and others, and ensure they have equal access to available government programs.

Your Committee has amended this measure by:

- (1) Authorizing, rather than requiring, the Immigrant Services and Access Unit to provide certain services and programs;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 439, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 439, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 346 Human Services on H.B. No. 450

The purpose of this measure is to require the Department of Human Services, when determining income eligibility for child care subsidies, to consider certain special circumstances that cause the monthly gross income of a parent, guardian, or other responsible party to exceed the eligible monthly gross income.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of Human Services and one individual.

Your Committee finds that special circumstances, such as the retroactive payment of workers' compensation or temporary disability insurance benefits to a child's parent, guardian, or other responsible party, may affect the monthly gross income of the parent, guardian, or other responsible party, sometimes causing their monthly gross income to exceed the income eligibility requirements for child care subsidies. Your Committee believes that these special circumstances must be considered so as to not inadvertently deny a child financial support for which the child's family is eligible under normal circumstances.

Your Committee notes that the Department of Human Services will be working with your Committee to determine if retroactive workers' compensation and temporary disability insurance benefits should be considered non-reoccurring lump sum payments and therefore excluded as monthly income for eligibility determinations.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 450, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 450, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Garcia). Noes, none. Excused, 1 (Amato).

SCRep. 347 Human Services on H.B. No. 438

The purpose of this measure is to appropriate funds for one full-time equivalent (1.0 FTE) Pacific Youth Program Coordinator Position within the Department of Health's Office of Youth Services.

Your Committee received testimony in support of this measure from the Office of Youth Services, Opportunity Youth Action Hawai'i, Filipinos for Affirmative Action, Hawai'i Coalition for Immigrant Rights, Hawai'i Friends of Civil Rights, and four individuals. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that the Office of Youth Services of the Department of Health provides and coordinates a continuum of services and programs for at-risk youth to prevent delinquency and reduce the incidence of recidivism. Your Committee further finds that Pacific Islander youth are overrepresented within the State's social, behavioral, and health systems, including the juvenile justice system and the Hawaii Youth Correctional Facility. Your Committee also finds that there is a lack of awareness of and coordination for programs and services in the State, especially for programs that work with Pacific Islander youth and their families.

Your Committee notes that the Office of Youth Services procured a contract in 2019 to address the lack of awareness of existing programs and services. However, this contract was terminated in 2020 due to lack of funding. The Office of Youth Services no longer has the funding to coordinate between the various youth services programs or facilitate awareness outreach efforts. This measure will address these gaps and provide needed service coordination.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$218,566 for the one permanent full-time equivalent (1.0 FTE) Children and Youth Program Specialist V position, plus program and administrative costs.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 438, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 438, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Garcia). Noes, none. Excused, none.

SCRep. 348 Human Services on H.B. No. 415

The purpose of this measure is to appropriate funds to the Department of Health to implement the recommendations of the Task Force on Mobility Management established pursuant to Act 214, Session Laws of Hawaii 2013.

Your Committee received testimony in support of this measure from the Hawaii State Council on Developmental Disabilities, Hawaii Disability Rights Center, AARP Hawai'i, and two individuals.

Your Committee finds that the 2015 final report of the Mobility Management Task Force, established by Act 214, Session Laws of Hawaii 2013, recommends that the State continue to support the counties' efforts in developing their own mobility management programs. Your Committee further finds that there is still an ongoing need to continue support for these programs and improve the lives of the State's residents who rely on these programs to fully participate in their communities.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 415, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 415, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 349 Human Services on H.B. No. 870

The purpose of this measure is to establish and fund a Neighbor Islands Blind and Visually Impaired Service Pilot Program and working group to supplement existing statewide services by providing training and other services to neighbor island residents who are blind or visually impaired.

Your Committee received testimony in support of this measure from the Department of Human Services, Disability and Communication Access Board, National Federation of the Blind of Hawaii, and nine individuals.

Your Committee finds that state and local resources for the blind or visually impaired are provided through economies of scale. As a result, the majority of the State's resources for its blind and visually impaired residents are located on the island of Oahu, leaving the approximately two thousand neighbor island residents who are blind or visually impaired with limited resources to assist them with having full and integrated lives in their communities. This measure is intended to supplement the State's existing services by establishing a working group and pilot program to provide training and other services to blind and visually impaired residents on the neighbor islands.

Your Committee notes the concerns of the Department of Human Services regarding the lack of sufficient staff to implement the additional duties and responsibilities related to the pilot program.

Your Committee has amended this measure by:

- (1) Specifying that the pilot program shall end on July 30, 2027;
- (2) Changing the effective date to July 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 870, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 870, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 350 Human Services on H.B. No. 841

The purpose of this measure is to clarify that an automatic referral of a case to the Department of Human Services when a parent seeks a domestic abuse restraining order shall only occur when there are allegations of alleged child abuse.

Your Committee received testimony in support of this measure from the Department of Human Services, Judiciary, Domestic Violence Action Center, Hawai'i State Coalition Against Domestic Violence, Lokahi Treatment Centers, and four individuals.

Your Committee finds that existing law requires that when a parent seeks a domestic abuse restraining order against another parent or household member, all allegations of domestic abuse must be automatically referred to the Child Welfare Services Branch of the Department of Human Services, which overburdens the resources of the Child Welfare Services Branch. Your Committee further finds that these automatic referrals may have a chilling effect on parents seeking a temporary restraining order, as petitioners may fear that their children will be removed from their care as they seek protection from abuse, even though no child abuse has occurred. This measure seeks to more appropriately direct the State's resources to only require automatic referral of a case to the Child Welfare Services Branch when the case involves abuse of a child.

Your Committee notes the supportive testimony received by the Department of Human Services and Judiciary which outlines the responsibilities of the Family Court and the Department of Human Services in cases of alleged child abuse.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 841, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 841, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 351 Human Services on H.B. No. 618

The purpose of this measure is to:

- (1) Establish an exemption from mediation in paternity proceedings where there are allegations of domestic abuse and the party alleging the domestic abuse does not wish to participate;
- (2) Prohibit a mediator from engaging in mediation where there are allegations of domestic abuse, unless certain requirements are met;
- (3) Prohibit the Family Court from requiring mediation in paternity proceedings if there is a temporary restraining order or protective order in effect and the party alleging domestic abuse does not wish to participate; and
- (4) Allow the Family Court to order mediation in paternity proceedings where there is no temporary restraining order or protective order in effect, under certain circumstances.

Your Committee received testimony in support of this measure from the Judiciary, Domestic Violence Action Center, Hawai'i State Coalition Against Domestic Violence, Midwives Alliance of Hawaii, Save Medicaid Hawaii, and seven individuals.

Your Committee finds that the Judiciary indicated in its testimony to your Committee in support of this measure that it supports the utilization of mediation as a valuable tool for the settlement of disputes that do not require court hearings. Your Committee further finds that there is a need to ensure the safety of an individual in cases where domestic violence has been alleged in paternity proceedings where mediation is warranted. Your Committee concurs with the Judiciary's testimony, that the protections established by this measure are intended to balance the autonomy of the individual with the recognized possible benefits of mediation.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 618 and recommends that it pass Second Reading and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 352 Human Services on H.B. No. 782

The purpose of this measure is to authorize health care providers, nonprofit organizations, businesses, and faith-based organizations to distribute Supplemental Nutrition Assistance Program (SNAP) applications.

Your Committee received testimony in support of this measure from AARP Hawai'i and two individuals. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that many individuals who are eligible for SNAP benefits do not participate in the program because they are unaware of the program's existence or of their eligibility. Your Committee further finds that Moody's Analytics estimates that every dollar given in SNAP funds can generate \$1.70 in the local economy. This measure is intended to reduce food insecurity for low-income individuals and families and increase SNAP participation by authorizing health care providers, nonprofit organizations, businesses, and faith-based organizations to distribute SNAP applications.

Your Committee has amended this measure by:

- (1) Clarifying that SNAP applications may be distributed to anyone interested in applying for SNAP benefits; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 782, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 782, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 353 Human Services on H.B. No. 225

The purpose of this measure is to:

- (1) Grant the Department of Human Services flexibility in developing a comprehensive child welfare information system, as required by Act 317, Session Laws of Hawaii 2022; and
- (2) Extend the lapse date for funds appropriated for the development of the comprehensive child welfare information system to June 30, 2024.

Your Committee received testimony in support of this measure from the Department of Human Services.

Your Committee finds that Act 317, Session Laws of Hawaii 2022 (Act 317), required the Department of Human Services to develop a modern case management software solution that is compatible with existing child welfare technology. However, Act 317 requires the Department to work with a single provider, in contravention of the State's procurement laws. Your Committee further finds that extending the lapse date for the appropriation made by Act 317 will enable the Department to leverage available federal funds through a reimbursement model. This measure is intended to provide the Department of Human Services with the flexibility and funding it needs to develop a comprehensive child welfare information system.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 225, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 225, H.D. 2, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 354 Human Services on H.B. No. 1188

The purpose of this measure is to require the Department of Human Services to establish a state corollary to the federal Supplemental Nutrition Assistance Program for certain higher education students.

Your Committee received testimony in support of this measure from the Hawai'i Appleseed Center for Law & Economic Justice and four individuals. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that in 2021, thirty-eight percent of Hawaii residents between the ages of eighteen and twenty-nine reported struggling to afford food. However, only seven percent of the State's population between ages eighteen and twenty-four are currently enrolled in the Supplemental Nutrition Assistance Program. Your Committee further finds that one reason for the disparity may be due to the federal eligibility requirements imposed on college students, which require the individual to be working at least twenty hours per week or have a dependent. This measure is intended to reduce food insecurity in the State by establishing a state corollary to the federal Supplemental Nutrition Assistance Program for certain higher education students. Your Committee notes that the Department of Human Services estimates the annual cost for such a State program to be \$4,565,304.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1188, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1188, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, 1 (Garcia). Excused, none.

SCRep. 355 Human Services on H.B. No. 1487

The purpose of this measure is to appropriate funds for three additional positions within the State's Senior Medicare Patrol Program to meet the rising demand for assistance caused by increased reports of fraud, medical billing errors, and abuse.

Your Committee received testimony in support of this measure from the Executive Office on Aging, Policy Advisory Board for Elder Affairs, AARP Hawai'i, and seven individuals.

Your Committee finds that the State's Senior Medicare Patrol Program was established in 1997 to educate, protect, and advocate for the State's seniors and has operated with only two full-time staff to recruit, train, and retain a cohort of volunteers statewide. This measure will expand the Executive Office on Aging's personnel capacity to meet the demands for timely, accurate, and reliable services to kupuna, their families, and caregivers in need.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$229,680.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1487, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1487, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 356 Corrections, Military & Veterans on H.B. No. 451

The purpose of this measure is to:

- (1) Amend Act 125, Session Laws of Hawaii 2022, to extend the time to expend appropriations for the establishment of a pilot visitation and family resource center at Waiawa Correctional Facility on Oahu;
- (2) Make conforming amendments related to the establishment of the Department of Corrections and Rehabilitation; and
- (3) Appropriate additional funds to implement the pilot visitation and family resource center at Waiawa Correctional Facility.

Your Committee received testimony in support of this measure from the Department of Public Safety, Department of Human Services, Hawaii Correctional System Oversight Commission, Community Alliance on Prisons, Blueprint for Change, Hawai'i Youth Services Network, Hawai'i Children's Action Network Speaks!, Papa Ola Lōkahi, and seven individuals.

Your Committee finds that the establishment of family visitation and resource centers is in the best interest and well-being of children and, as studies suggest, may have many benefits for the incarcerated parent and other family members, the community, and the State. As a result, Act 125, Session Laws of Hawaii 2022, required, among other things, the Department of Human Services to work with the Department of Public Safety and other stakeholders to establish a pilot visitation and family resource center at Waiawa Correctional Facility on Oahu. This measure ensures the continued support for the visitation and family resource center to improve connections between incarcerated persons and their families.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Corrections, Military & Veterans that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 451, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 451, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Ganaden, Ichiyama).

SCRep. 357 Corrections, Military & Veterans on H.B. No. 1132

The purpose of this measure is to:

- (1) Extend the term of the Oversight Coordinator for the Hawaii Correctional System Oversight Commission from two years to six years;
- (2) Specify that the Commission shall take measures as necessary to maintain confidentiality in investigations; and
- (3) Broaden the Oversight Coordinator's power to make inquiries, obtain information, and inspect the premises of agencies and correctional facilities.

Your Committee received testimony in support of this measure from the Department of Public Safety, Hawaii Paroling Authority, Hawaii Correctional System Oversight Commission, Community Alliance on Prisons, Hawai'i Friends of Restorative Justice, and four individuals. Your Committee received testimony in opposition to this measure from the Civil Beat Law Center for the Public Interest. Your Committee received comments on this measure from the Office of Information Practices.

Your Committee finds that the Hawaii Correctional System Oversight Commission was established to investigate complaints at correctional facilities and facilitate a transition to a rehabilitative and therapeutic model of corrections; establish maximum inmate population limits for each correctional facility and formulate policies to prevent overcrowding; monitor, review, and make recommendations about the comprehensive offender reentry program and parole services; and ensure that the comprehensive offender reentry system is working properly. This measure improves the work of the Commission to, among other things, advance the correctional system in the State toward a rehabilitative and therapeutic model.

Your Committee has amended this measure by:

- (1) Specifying that at the conclusion of an investigation by the Hawaii Correctional System Oversight Commission, the Commission is required to publish a summary of the investigation, without information that would identify any complainant or witness, and any action taken by the Commission in response;
- (2) Deleting language that would have established certain requirements for the Commission when it conducts an investigation, including meeting requirements to maintain confidentiality;
- (3) Authorizing the Commission to hold a meeting closed to the public to discuss with the Oversight Coordinator a complaint investigated when necessary to maintain confidentiality, under certain conditions;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Corrections, Military & Veterans that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1132, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1132, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 358 Corrections, Military & Veterans on H.B. No. 1131

The purpose of this measure is to require and appropriate funds for the University of Hawaii to conduct a comparative study of all programming offered to persons incarcerated at correctional facilities in the State for the purpose of identifying gaps in programming offered to female inmates.

Your Committee received testimony in support of this measure from the Department of Public Safety, University of Hawai'i System, Stonewall Caucus of the Democratic Party of Hawaii, Women's Prison Project, and one individual. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that existing state laws require parity in the programming offered to women and men incarcerated in the State's correctional facilities. However, based on the information provided by the Department of Public Safety's December 2021 report on gender responsive community-based programs

for women, parity does not appear to exist with respect to the range and quality of programming that is currently available to female and male inmates in the State. This measure would require a comparative study of all programming offered to persons incarcerated at correctional facilities in the State to address this discrepancy and identify gaps in programming offered to female inmates.

Your Committee has amended this measure by:

- (1) Specifying that the comparative study shall include input from the Interagency Council on Intermediate Sanctions Correctional Program Checklist Committee;
- (2) Requiring the comparative study to include a program assessment coordinated by the Department of Public Safety and recommendations of potential sources of funding that require approval from the Department and a competitive request for proposal process;
- (3) Changing the appropriation to an unspecified amount;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$120,000.

As affirmed by the record of votes of the members of your Committee on Corrections, Military & Veterans that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1131, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1131, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 359 Corrections, Military & Veterans on H.B. No. 1130

The purpose of this measure is to appropriate funds to the University of Hawaii Windward Community College to support a level I trauma-informed certification program for adult corrections officers.

Your Committee received testimony in support of this measure from the Judiciary, Department of Public Safety, Department of Health, University of Hawai'i System, Hawaii Correctional System Oversight Commission, Opportunity Youth Action Hawai'i, League of Women Voters of Hawaii, Hawai'i Friends of Restorative Justice, and six individuals. Your Committee received comments on this measure from the United Public Workers, AFSCME Local 646, ALF-CIO.

Your Committee finds that when corrections professionals are trained to properly assess and interact with persons who have experienced trauma, those professionals are better able to engage with those individuals. This engagement often connects these individuals with vital services and improves rehabilitation and reduces recidivism rates. Therefore, this measure ensures that the State's corrections professionals are properly trained in trauma-informed care to identify and recognize the signs and symptoms of trauma.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Specifying that the appropriation be expended by the Department of Public Safety to administer level I trauma-informed certification programs for adult corrections officers statewide;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$100,000.

As affirmed by the record of votes of the members of your Committee on Corrections, Military & Veterans that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1130, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1130, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 360 Corrections, Military & Veterans on H.B. No. 1336

The purpose of this measure is to:

- (1) Require officers to issue citations in lieu of making certain arrests;
- (2) Provide for a forty-eight hour grace period after a missed initial court appearance;
- (3) Establish a rebuttable presumption that a defendant is entitled to pretrial release;
- (4) Require the prosecution to prove by clear and convincing evidence that release of a defendant would be inappropriate, based on certain specified criteria;
- (5) Require that bail be set in an amount that the defendant can afford;
- (6) Prohibit the denial of pretrial release based solely upon certain factors, such as testing positive for drug use;
- (7) Require the automatic issuance of protective orders in assaultive cases;
- (8) Require the prosecution, when seeking to revoke pretrial release, to prove by clear and convincing evidence that the defendant intentionally violated a reasonable condition of release;
- (9) Require the court to enter certain findings into the record with respect to a detention decision;
- (10) Allow a defendant to be ordered to undergo a substance abuse assessment at any time before trial; and
- (11) Prohibit the arrest of a probationer or parolee, or the revocation of probation or parole, solely due to the person having tested positive for drug use.

Your Committee received testimony in support of this measure from the Hawaii Correctional System Oversight Commission, Office of the Public Defender, American Civil Liberties Union of Hawai'i, Hawai'i Association of Criminal Defense Lawyers, Kauai Women's Caucus, Hawai'i Health & Harm Reduction Center, Trinity United Methodist Church, and numerous individuals. Your Committee received testimony in opposition to this measure from the Judiciary,

Hawaii Paroling Authority, County of Hawai'i Office of the Prosecuting Attorney, Department of the Prosecuting Attorney for the City and County of Honolulu, Department of the Prosecuting Attorney for the County of Maui, Stolen Stuff Hawaii, State of Hawaii Organization of Police Officers, Hawaii Federation of Republican Women, and six individuals. Your Committee received comments on this measure from the Department of Public Safety.

Your Committee finds that arrests are commonly made at the initiation of a criminal case, but sometimes occur needlessly when the issuance of a citation to appear in court would have sufficed. Additionally, an arrest can significantly jeopardize the arrestee's housing and employment and set into motion a chain of economic and logistical hardships for the arrestee's family.

Your Committee further finds that pretrial incarceration is the primary driver of severe overcrowding in community correctional centers, which becomes a health and safety issue for defendants in custody as well as staff who work in correctional facilities. This measure, among other things, introduces meaningful reforms that promote greater fairness and equity in the criminal courts.

Your Committee has amended this measure by:

- (1) Authorizing, rather than automatically requiring, that a forty-eight hour grace period be granted to a person after a missed initial court appearance;
- (2) Authorizing, rather than requiring, officers to issue citations in lieu of making certain arrests;
- (3) Deleting language that specified various offenses and circumstances in which law enforcement officers would have been required to issue a citation in lieu of arrest;
- (4) Clarifying the conditions for the issuance of a warrant after summons;
- (5) Inserting findings related to pretrial drug testing;
- (6) Deleting language that would have prohibited from inclusion in a pretrial bail report certain types of information;
- (7) Clarifying the conditions in which a person who is charged with a criminal offense may be denied bail;
- (8) Reinstating language that provides a rebuttable presumption when there is a serious risk that a person charged with a criminal offense punishable by imprisonment for life with possibility of parole will flee or not appear as directed by the court;
- (9) Clarifying that, with respect to a revocation of release on recognizance or supervised release, the burden of proof shall be upon the prosecution to establish, by a preponderance of the evidence at the defendant's initial appearance or bail hearing, whichever occurs sooner, based upon representations made by an officer of the court that the defendant is not entitled to release;
- (10) Clarifying conditions in which bail may be denied, including removing language that would have placed the burden of proof on the prosecution;
- (11) Clarifying provisions related to the automatic issuance of no-contact orders, rather than protective orders, in assaultive cases, under certain circumstances;
- (12) Clarifying instances when the court may enter an order requiring a defendant to satisfy certain conditions to ensure the safety of any other person, persons, or community;
- (13) Clarifying provisions related to sanctions for violation of conditions of release on bail, recognizance, or supervised release, including requiring the court, in certain cases when revoking a defendant's release, to enter a finding that no conditions can be imposed that would ensure the defendant's appearance and the safety of the public and that the revocation is therefore necessary as an action of last resort;
- (14) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (15) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Corrections, Military & Veterans that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1336, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1336, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Morikawa, Takayama, Souza). Noes, none. Excused, none.

SCRep. 361 Labor & Government Operations on H.B. No. 164

The purpose of this measure is to require each public employer to pay the renewal fee for any professional license held by an employee that is necessary for the employee to carry out the employee's duties.

Your Committee received testimony in support of this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO. Your Committee received testimony in opposition to this measure from the Office of Collective Bargaining of the Executive Office of the Governor and one individual. Your Committee received comments on this measure from the Department of Education and Department of Human Resources of the City and County of Honolulu.

Your Committee finds that professional licenses are necessary for many public employees to carry out their duties. This measure acknowledges that license renewal fees represent a cost of that public employment and requiring the employer to cover that cost contributes to the stability of the workforce.

Your Committee has amended this measure by:

- (1) Requiring that an employee who ceases employment with the employer that paid the renewal fee to pay back to the employer the amount of the fee that is proportional to the remaining term of the license;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 164, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 164, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 362 Labor & Government Operations on H.B. No. 187

The purpose of this measure is to establish labor requirements for the construction of renewable energy projects with a capacity rating of ten megawatts or greater.

Your Committee received testimony in support of this measure from the Hawaii Regional Council of Carpenters and Pacific Resource Partnership. Your Committee received testimony in opposition to this measure from the Hawaii Chapter of the Associated Builders and Contractors. Your Committee received comments on this measure from the Office of Information Practices, Hawaii State Energy Office, and Department of Labor and Industrial Relations.

Your Committee finds that this measure will require compliance with fair labor practices that reflect the values of the State on projects of a scale that will necessarily rely upon an ample and skilled workforce. In addition, through the use of apprentices during all periods of construction, this measure will foster the mentoring and development of a skilled, in-state workforce, while providing the workers with the opportunity to grow into well-paying careers in a burgeoning industry.

Your Committee has amended this measure by:

- (1) Adding a reference to chapter 104, Hawaii Revised Statutes, for the prevailing wage rate requirement;
- (2) Clarifying that the requirement for public disclosure of the attestation or declaration is pursuant to chapter 92F, Hawaii Revised Statutes;
- (3) Changing the minimum capacity rating for a covered project to an unspecified number of megawatts;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that the Department of Labor and Industrial Relations has requested extra staffing to accommodate tasks related to this measure.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 187, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 187, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 363 Labor & Government Operations on H.B. No. 854

The purpose of this measure is to:

- (1) Establish provisions regarding the retention of employees by a successor employer when the divestiture of a covered establishment occurs; and
- (2) Appropriate funds.

Your Committee received testimony in support of this measure from UNITE HERE Local 5. Your Committee received testimony in opposition to this measure from the Department of Labor and Industrial Relations.

Your Committee finds that the coronavirus disease 2019 caused an unprecedented level of disruption for the State workforce. This measure is intended to address protections for employees who are displaced by their employer under certain conditions.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 854, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 854, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 364 Labor & Government Operations on H.B. No. 987

The purpose of this measure is to allow the Department of Business, Economic Development, and Tourism to collect and analyze employer information and data.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Department of Labor and Industrial Relations; and UNITE HERE Local 5. Your Committee received testimony in opposition to this measure from the Chamber of Commerce Hawaii and Retail Merchants of Hawaii.

Your Committee finds that this measure authorizes the Department of Business, Economic Development, and Tourism to collect and analyze information and data regarding wages and hours of employment that are vital to supporting programs including the Quarterly Census of Employment and Wages program and the Occupational Employment and Wage Statistics program.

Your Committee has amended this measure by:

- (1) Deleting conditions and practices of employment from the types of data the Department of Business, Economic Development, and Tourism is authorized to collect and analyze;
- (2) Deleting the proposed requirement that every employer maintain records of the conditions and practices of employment for persons they employ;
- (3) Reducing the period for which employers are required to preserve records for their employees from five years to one year;
- (4) Eliminating the proposed requirement for employers to keep a record of their former physical addresses;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 987, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 987, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 365 Labor & Government Operations on H.B. No. 1000

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (1) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the University of Hawai'i System; Department of Budget and Finance; United Public Workers, AFSCME Local 646, AFL-CIO; and Hawaii Health Systems Corporation.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1000, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1000, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 366 Labor & Government Operations on H.B. No. 1001

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (2) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the University of Hawai'i System; Department of Budget and Finance; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and Hawaii Health Systems Corporation.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1001, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1001, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 367 Labor & Government Operations on H.B. No. 1002

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (3) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the University of Hawai'i System; Department of Budget and Finance; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and Hawaii Health Systems Corporation.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1002, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1002, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 368 Labor & Government Operations on H.B. No. 1003

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (4) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the University of Hawai'i System; Department of Budget and Finance; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and Hawaii Health Systems Corporation.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1003, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1003, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 369 Labor & Government Operations on H.B. No. 1004

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (5) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance and Hawaii State Teachers Association.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1004, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1004, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 370 Labor & Government Operations on H.B. No. 1005

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (6) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1005, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1005, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 371 Labor & Government Operations on H.B. No. 1006

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (7) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Department of Budget and Finance, and University of Hawaii Professional Assembly.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1006, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1006, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 372 Labor & Government Operations on H.B. No. 1007

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (8) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the University of Hawai'i System; Department of Budget and Finance; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1007, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1007, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 373 Labor & Government Operations on H.B. No. 1008

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (9) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the University of Hawai'i System; Department of Budget and Finance; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and Hawaii Health Systems Corporation.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1008, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1008, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 374 Labor & Government Operations on H.B. No. 1009

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (10) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the University of Hawai'i System; Department of Budget and Finance; United Public Workers, AFSCME Local 646, AFL-CIO; and Hawaii Health Systems Corporation.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1009, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1009, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 375 Labor & Government Operations on H.B. No. 1010

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (11) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance and Hawaii Health Systems Corporation.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1010, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1010, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 376 Labor & Government Operations on H.B. No. 1011

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (13) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and Hawaii Health Systems Corporation.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1011, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1011, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 377 Labor & Government Operations on H.B. No. 1012

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (14) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1012, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1012, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 378 Labor & Government Operations on H.B. No. 1013

The purpose of this measure is to repeal Act 192, Session Laws of Hawaii 2007, which requires the Employees' Retirement System to divest itself of investments in companies that provide support for genocide in Darfur, Sudan, and provide annual reports to the Legislature on the status of divestment.

Your Committee received testimony in support of this measure from the Board of Trustees of the Employees' Retirement System.

Your Committee finds that genocide in Sudan has ceased and that Sudan is no longer on the terrorism watchlist. Although your Committee has concerns about making investments in this region due to the region's continued instability, section 8 of Act 192, Session Laws of Hawaii 2007, requires the repeal of this Act once specific criteria have been satisfied.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1013, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1013, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 379 Labor & Government Operations on H.B. No. 1014

The purpose of this measure is to clarify the Employees' Retirement System's eligibility requirement definitions for service-connected disability and accidental death benefits.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations and the Board of Trustees of the Employees' Retirement System.

Your Committee finds that, in light of recent court rulings, this measure is necessary to clarify the Legislature's intent concerning the applicability of the Employees' Retirement System service-connected disability retirement and accidental death benefits. This measure will help to curb the unintended growth in the Employees' Retirement System's unfunded liability.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1014, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1014, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 380 Labor & Government Operations on H.B. No. 1138

The purpose of this measure is to require the Legislature to appropriate monies to fund pay raises for public employees of the Hawaii Health Systems Corporation; provided that the pay raises are agreed to through a collective bargaining or arbitration process.

Your Committee received testimony in support of this measure from the Hawaii Health Systems Corporation; and United Public Workers, AFSCME Local 646, AFL-CIO.

Your Committee finds that the Hawaii Health Systems Corporation is bound by the public sector union collective bargaining pay increases that are negotiated by the State or awarded through arbitration. Salaries and benefits expenses comprise approximately eighty percent of Hawaii Health Systems Corporation's total operating expenses, and collective bargaining pay raises, therefore, represent a significant cost burden that Hawaii Health Systems Corporation's facilities are ill-equipped to absorb. This measure will help the Hawaii Health Systems Corporation pay for these costs.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1138, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1138, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 381 Labor & Government Operations on H.B. No. 1370

The purpose of this measure is to:

- (1) Expand the uses for the State Archives Preservation and Long-term Access Special Fund from the preservation of and long-term access to government records only, to include photographic, phonographic, and audio-video records and collections that have a unique historical value or are related to Hawaii's diverse ethnic and indigenous cultures;
- (2) Establish additional funding sources for, and authorize additional expenditures of funds from, the State Archives Preservation and Long-term Access Special Fund; and
- (3) Appropriate funds.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Department of Accounting and General Services, and one individual. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that the archiving and preservation of important records of Hawaii's history is in the public interest. By expanding the uses of the State Archives Preservation and Long-term Access Special Fund and providing for additional sources of revenue for the special fund, the state archives will be better positioned to preserve, digitize, and provide public access to Hawaii's unique and irreplaceable documentary heritage records.

Your Committee has amended this measure by:

- (1) Based on testimony from the Department of Accounting and General Services, deleting legislative appropriations for special archival projects of unique historic value and federal grant monies for ethnomusicology and indigenous culture as sources of revenue for the special fund; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee notes that, subsequent to decision making on this measure, the Department of Accounting and General Services advised that its testimony concerning the deletion of two sources of revenue noted above was erroneous and that it would correct its testimony should your Committee on Finance deliberate on this measure.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1370, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1370, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 382 Housing on H.B. No. 680

The purpose of this measure is to appropriate funds for the repair, renovation, improvements, and maintenance of dwelling units at federal and state low-income public housing projects.

Your Committee received testimony in support of this measure from the Hawaii Public Housing Authority and one individual.

Your Committee finds that the State's current public housing inventory is dated and the Hawaii Public Housing Authority is facing capital improvement needs that backlog to approximately \$800,000,000. With multiple properties that were built over fifty years ago, your Committee believes that additional funding is needed to keep these public housing units in safe, decent, and sanitary condition.

Your Committee notes concerns raised during the public hearing on this measure regarding whether or not this measure applies only to existing projects and if this measure is project specific.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Authorizing the appropriation to be used by the Hawaii Public Housing Authority to contract out, without regard to chapter 76, Hawaii Revised Statutes, for the repair, renovation, improvements, and maintenance of federal and state low-income public housing units;
- (3) Requiring the Hawaii Public Housing Authority to submit reports to the Legislature on completed and pending projects funded under this measure;
- (4) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$30,000,000.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 680, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 680, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 383 Housing on H.B. No. 648

The purpose of this measure is to:

- (1) Temporarily expand the State Rent Supplement Program to specifically target qualified individuals who are sixty-two years of age or older and are homeless or at imminent risk of becoming homeless;
- (2) Require the Hawaii Public Housing Authority to submit annual reports regarding the State Rent Supplement Program for kupuna to the Legislature; and
- (3) Appropriate funds.

Your Committee received testimony in support of this measure from the Executive Office of Aging, Hawaii Public Housing Authority, Rainbow Family 808, AARP Hawai'i, Catholic Charities Hawai'i, Maui Chamber of Commerce, and four individuals. Your Committee received comments on this measure from the State Procurement Office.

Your Committee finds that homelessness among Hawaii's kupuna is a central part of the affordable housing needs in the State. The high cost of living in the State, fixed income and complex health needs of older adults, rapidly rising rents, and declining availability of affordable housing make rental assistance for older adults a necessity. Your Committee further finds that it is critical to help the most vulnerable elders in the State access housing. Providing rent supplements to these individuals is an important part of the overall solution needed to address housing and homeless related issues in Hawaii.

Your Committee notes the concern of the State Procurement Office regarding the exemption to the Public Procurement Code under this measure, and your Committee will work with pertinent stakeholders to address this concern as this measure moves through the legislative process.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 648, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 648, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 384 Housing on H.B. No. 217

The purpose of this measure is to update the cost valuations of work on buildings for the work to qualify for an exemption from the requirement that plans and specifications for construction projects be prepared by a licensed engineer or architect.

Your Committee received testimony in support of this measure from the Hawaii Solar Association and three individuals. Your Committee received testimony in opposition to this measure from the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects. Your Committee received comments on this measure from the American Institute of Architects Hawaii State Council.

Your Committee finds that making a house accessible, renovating a bathroom, modernizing a kitchen, or other simple renovation projects require a licensed professional engineer or architect to prepare plans for the renovation based on certain cost valuations. The exemption from this requirement is based on cost valuations originally established in 1979, which has not been updated since. Your Committee further finds that these outdated cost valuations have unnecessarily added to the costs of simple home renovations. This measure will update the cost valuations used to qualify for this exemption, thereby reducing costs for homeowners who wish to have simple renovations done to their homes.

Your Committee notes that the increases that are reflected in this measure were calculated by taking the amounts from 1979, when this requirement was first established, and calculating the cost of inflation, then adding it to the 1979 amounts.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 217, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 217, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 385 Housing on H.B. No. 1395

The purpose of this measure is to appropriate funds for the planning and design for new housing units at the Kapaa public housing project site in Kapaa, Kauai.

Your Committee received testimony in support of this measure from the Hawaii Public Housing Authority and one member of the Kaua'i County Council.

Your Committee finds that the State is in need of more affordable housing to meet the demand of residents. Your Committee further finds that the Hawaii Public Housing Authority is currently looking to develop ten thousand new affordable units across the State, which includes the Kapaa public housing project. The Kapaa public housing project is currently fifty-seven years old and at the end of its useful life. However, your Committee believes that it is in a prime location for the development of much needed new housing units. This measure will help the Hawaii Public Housing Authority transform under-utilized State assets into vibrant, mixed-income, and mixed-use communities.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (3) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$2,000,000.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1395, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1395, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 386 Housing on H.B. No. 674

The purpose of this measure is to repeal the percentage requirements for the Hawaii Public Housing Authority related to the admission of applicants, with or without preferences, into federal and state low-income public housing units.

Your Committee received testimony in support of this measure from the Hawaii Public Housing Authority.

Your Committee finds that the Hawaii Public Housing Authority's mission is to provide the State's residents with adequate and affordable housing and suitable living environments that are free from discrimination. However, existing law requires that the Hawaii Public Housing Authority make available a certain percentage of public housing units for applicants with and without preference. Your Committee believes that the repeal of the preference percentage requirements would allow the Hawaii Housing Public Authority to conduct its admissions in a fairer and more appropriate manner based on the State's current needs and availability of funds.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 674, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 674, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 387 Housing on H.B. No. 1244

The purpose of this measure is to appropriate funds for the State Rent Supplement Program.

Your Committee received testimony in support of this measure from the Chief Housing Officer of the Office of the Governor, Hawaii Public Housing Authority, Catholic Charities Hawai'i, Family Promise of Hawai'i, and two individuals.

Your Committee finds that low-income renter households are cost burdened by housing costs, with many of these households dedicating over half of their monthly income to rent and utilities. The Hawaii Public Housing Authority has found the State Rent Supplement Program to be among its most impactful and cost-effective programs and keeps its participants housed and employed. There are many families across the State who have the financial means to pay for housing but cannot quite afford a place to live due to Hawaii's high cost of living. Your Committee further finds that providing funds for the State Rent Supplement Program will enable eligible families to pay for part of their monthly rent, thereby helping at-risk individuals and families close the affordability gap, maintain their housing, and maintain stability.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1244, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1244, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 388 Housing on H.B. No. 543

The purpose of this measure is to establish a refundable income tax credit for taxpayers who purchase and install a whole house water filter system.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that a whole house water filter system is a filtration system that is installed where the main water line enters a home and removes impurities and contaminants from water that is distributed throughout the home. This filtration system can help reduce contaminants such as chlorine, iron, sulfur, and more from drinking water. This measure will help protect public health by providing an incentive for taxpayers to add additional protections for their water supplies.

Your Committee notes the concern of the Department of Taxation regarding the difficulty the Department will have in administering the aggregate cap amount for the tax credit and the Department's request to have another state agency be responsible for certifying the credits associated with the cap amount. Your Committee will continue to work with the Department of Taxation to address their concerns as this measure moves through the legislative process.

Your Committee has amended this measure by:

- (1) Making the whole house water filtration system tax credit nonrefundable rather than refundable; and
- (2) Changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 543, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 543, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Marten, Onishi). Noes, none. Excused, none.

SCRep. 389 Judiciary & Hawaiian Affairs on H.B. No. 485

The purpose of this measure is to require the Department of Health to issue new marriage certificates to individuals who have changed their gender, sex, and name, if applicable, upon receipt of the required supporting documentation.

Your Committee received testimony in support of this measure from the Hawai'i Civil Rights Commission, Rainbow Family 808, Hawai'i Friends of Civil Rights, North Shore Ko'olau Diversity Collective, Stonewall Caucus of the Democratic Party of Hawai'i, and ten individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that gender-stereotypical policies and norms stigmatize and exclude transgender people in the State. Your Committee further finds that the existing process for an individual to change their gender designation or name on a marriage certificate is difficult and expensive. This measure would make it easier for transgender people to obtain a new marriage certificate that accurately reflects their gender, sex, or name.

Your Committee has amended this measure by:

- (1) Clarifying that an application for a marriage license include "partner" as an applicant's designation and choice of terminology; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 485, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 485, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 390 Judiciary & Hawaiian Affairs on H.B. No. 15

The purpose of this measure is to authorize the State and counties to:

- (1) Place liens on real properties for unpaid civil fines resulting from violations of land use laws; and
- (2) Subject to adoption of appropriate and particular laws or rules establishing the power of sale, sell properties after all notices, orders, and appeal proceedings, if any, are exhausted and use those revenues to pay unpaid civil fines related to the property.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, one member of the Honolulu City Council, and Department of Planning and Permitting of the City and County of Honolulu.

Your Committee finds that authorizing the counties to collect on liens filed on properties through a non-judicial foreclosure process provides some leverage over property owners to comply or lose their property. If a property owner fails to comply and the property is foreclosed upon, this measure would enable the property to be put to productive use, allow liens attached to the property to be satisfied, and stop the accrual of additional debt or taxes on the property. This measure addresses the need of the counties to bring closure to pending civil fines imposed on property owners who are in violation of land use laws, ordinances, or rules.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 15, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 15, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 391 Judiciary & Hawaiian Affairs on H.B. No. 1038

The purpose of this measure is to:

- (1) Establish and appropriate funds for a Targeted Violence Prevention Program within the state Office of Homeland Security;
- (2) Mandate reporting by state and county government agencies regarding specific enumerated activity;
- (3) Establish the All-Threats or All-Hazards State Reporting System; and
- (4) Create two new analyst positions within the state Office of Homeland Security.

Your Committee received testimony in support of this measure from the Department of Defense, Hawai'i Office of Homeland Security, and one individual. Your Committee received comments on this measure from the Office of Information Practices and Civil Beat Law Center for the Public Interest.

Your Committee finds that targeted violence against government agencies, educational institutions, and public spaces is preventable. This measure seeks to prevent targeted violence by establishing a more organized framework for targeted violence prevention efforts at the state level.

Your Committee has amended this measure by:

- (1) Amending the privacy provisions to require the Office of Homeland Security to adopt rules that set forth the standards of disclosure of personally identifiable information in the all-threats or all-hazards statewide reporting system and to disseminate the information pursuant to the adopted rules;
- (2) Changing the appropriation to an unspecified amount;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$250,000.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1038, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1038, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 392 Judiciary & Hawaiian Affairs on H.B. No. 567

The purpose of this measure is to:

- (1) Exempt developments for the Department of Hawaiian Home Lands from general excise taxes;
- (2) Make permanent the exemption of certain housing developed by the Department of Hawaiian Home Lands from school impact fee requirements;
- (3) Ensure that the \$600,000,000 appropriated to the Department of Hawaiian Home Lands in Act 279, Session Laws of Hawaii 2022, is available for expenditure until June 30, 2025; and
- (4) Make permanent the issuance of county affordable housing credits to the Department of Hawaiian Home Lands.

Your Committee received testimony in support of this measure from the Department of Hawaiian Home Lands; one member of the Kaua'i County Council; Dowling Company, Inc.; and one individual. Your Committee received testimony in opposition to this measure from the Center for Hawaiian Sovereignty Studies. Your Committee received comments on this measure from the Department of Taxation, Department of Education, School Facilities Authority, Office of Housing and Community Development of the County of Hawai'i, Tax Foundation of Hawaii, and Land Use Research Foundation of Hawaii.

Your Committee finds that this measure will ensure that the Department of Hawaiian Home Lands has the necessary resources to serve its native Hawaiian beneficiaries, including through the development of necessary housing.

Your Committee has amended this measure by:

- (1) Amending the eligibility requirements and definitions for the general excise tax exemption; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 567, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 567, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 393 Judiciary & Hawaiian Affairs on H.B. No. 384

The purpose of this measure is to implement certain portions of the Uniform Parentage Act of 2017 to replace the Uniform Parentage Act of 1973.

Your Committee received testimony in support of this measure from the Judiciary, Commission to Promote Uniform Laws, Stonewall Caucus of the Democratic Party of Hawai'i, and Hawai'i Women Lawyers. Your Committee received testimony in opposition to this measure from five individuals. Your Committee received comments on this measure from the Department of the Attorney General and Donor Sibling Registry.

Your Committee finds that this measure will ensure that all children are afforded equal protection under the law, regardless of whether the child is born to a heterosexual or same-sex couple.

Your Committee has amended this measure by:

- (1) Clarifying when and where an action to determine the existence or nonexistence of a parent-child relationship may be brought;
- (2) Establishing requirements for making persons parties to an action, providing representation for minor parties in actions, providing notice to parties, and the payment of fees for child support enforcement agency's services;
- (3) Clarifying when a court has continuing jurisdiction to modify or revoke a judgment or order;
- (4) Clarifying the timing for commencing a proceeding to determine whether an alleged genetic parent or presumed parent is a parent of a child;
- (5) Establishing requirements for the admissibility of genetic tests as evidence;
- (6) Requiring the court to order further genetic testing when the original test is contested, to be advanced and paid for by the contesting party;
- (7) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 384, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 384, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 394 Judiciary & Hawaiian Affairs on H.B. No. 445

The purpose of this measure is to require the Department of the Attorney General and Department of Human Services to convene a working group to examine issues related to allowing child support payments to pass through to recipients of Temporary Assistance for Needy Families program funds and submit a joint report before the Regular Session of 2025.

Your Committee received testimony in support of this measure from the Department of Human Services and Zonta Club of Hilo. Your Committee received comments on this measure from Hawai'i Children's Action Network Speaks!.

Your Committee finds that under the current process, whenever the Department of Human Services provides Temporary Assistance for Needy Families program funds for the benefit of a dependent child, the Department of the Attorney General's Child Support Enforcement Agency is required to collect child support payments from the absent or non-custodial parent for reimbursement to the federal government and Department of Human Services. This measure will allow the Department of the Attorney General, Department of Human Services, and community stakeholders to discuss improvements to the departments' systems and processes to better assist recipients of Temporary Assistance for Needy Families program funds.

Your Committee has amended this measure by requiring the working group to be dissolved on June 30, 2025.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 445, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 445, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 395 Judiciary & Hawaiian Affairs on H.B. No. 1145

The purpose of this measure is to require all places of public accommodation and state building construction that are constructed after December 31, 2023, to provide universal changing accommodations in public restrooms.

Your Committee received testimony in support of this measure from the Hawaii State Council on Developmental Disabilities, Disability and Communication Access Board, Stonewall Caucus of the Democratic Party of Hawai'i, Hawaii Disability Rights Center, and eleven individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Hawai'i Civil Rights Commission.

Your Committee finds that this measure will improve access to public spaces, which will allow people with disabilities to more fully participate in daily activities.

Your Committee has amended this measure by:

- (1) Clarifying the definition of "universal changing accommodation";
- (2) Inserting a severability clause;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1145, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1145, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 396 Judiciary & Hawaiian Affairs on H.B. No. 719

The purpose of this measure is to provide more equitable access to government records by:

- (1) Imposing a cap on charges for the reproduction of certain government records;
- (2) Waiving the cost of duplication of government records provided to requestors in an electronic format;
- (3) Imposing a cap on charges for searching for, reviewing, and segregating records;
- (4) Providing for a waiver of fees when the public interest is served by a record's disclosure; and
- (5) Appropriating funds for permanent, full-time positions within the Office of Information Practices.

Your Committee received testimony in support of this measure from the Commission to Improve Standards of Conduct, Civil Beat Law Center for the Public Interest, Animal Rights Hawai'i, League of Women Voters of Hawaii, Society of Professional Journalists Hawaii Chapter, Hawaii Bulletin, Albatross News, and eight individuals. Your Committee received testimony in opposition to this measure from the Department of Land and Natural Resources and Department of Design and Construction of the City and County of Honolulu. Your Committee received comments on this measure from the Department of Human Services, Department of Accounting and General Services, Office of Information Practices, Employees' Retirement System, and Grassroot Institute of Hawaii.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. This measure bolsters government accountability and transparency by providing greater access to government records.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$185,000 per fiscal year.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 719, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 719, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Holt, Hashimoto, Ilagan). Noes, 1 (Kong). Excused, none.

SCRep. 397 Judiciary & Hawaiian Affairs on H.B. No. 979

The purpose of this measure is to satisfy several claims against the State, its officers, or its employees.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Department of Transportation, Department of Education, and one individual.

Your Committee finds that the Department of the Attorney General testified that it has advised its client agencies on how to avoid claims such as those included in this measure.

Your Committee has amended this measure by:

- (1) Appropriating:
 - (A) \$153,110.25 in general funds for a claim by Community Empowerment Resources;
 - (B) \$118,524.00 in general funds for a claim by Ding Jing; and
 - (C) \$450,000.00 in general funds for a settlement in the case Roe No. 113 v. State of Hawaii;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 979, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 979, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 398 Judiciary & Hawaiian Affairs on H.B. No. 1260

The purpose of this measure is to:

- (1) Change the governmental entity responsible for the administration of the Address Confidentiality Program from the Office of the Lieutenant Governor to the Department of Law Enforcement beginning on January 1, 2024;
- (2) Authorize the Department of Law Enforcement to contract the services of a third party to administer the Address Confidentiality Program; and
- (3) Appropriate funds to support the Address Confidentiality Program.

Your Committee received testimony in support of this measure from the Office of the Lieutenant Governor, Department of Law Enforcement, Domestic Violence Action Center, Hawai'i State Coalition Against Domestic Violence, Sex Abuse Treatment Center, and one individual.

Your Committee finds that establishing the Address Confidentiality Program within the Department of Law Enforcement, instead of the Office of the Lieutenant Governor, will provide a measure of safety, security, and relief for survivors of domestic abuse, sexual offenses, and stalking.

Your Committee has amended this measure by:

- (1) Clarifying when the Department of Law Enforcement may contract the services of a third-party; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee notes that the Department of Law Enforcement would like the effective date of this measure to be January 1, 2024.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$280,000 per fiscal year for two full-time equivalent positions, operating costs, and equipment to support the Address Confidentiality Program.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1260, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1260, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 399 Judiciary & Hawaiian Affairs on H.B. No. 1113

The purpose of this measure is to:

- (1) Allow monies in the State Highway Fund to be expended for the cost of maintaining a Drug and Alcohol Toxicology Testing Laboratory;
- (2) Require monies in the Drug and Alcohol Toxicology Testing Laboratory Special Fund to be administered and expended by the Department of Transportation or appropriated as a grant-in-aid to the City and County of Honolulu Emergency Services Department to support a Drug and Alcohol Toxicology Testing Laboratory;
- (3) Change the name of the State Drug and Alcohol Toxicology Testing Laboratory, and its special fund, to repeal reference to the "State" to reflect its expanded scope;
- (4) Appropriate funds from the State Highway Fund to the Drug and Alcohol Toxicology Testing Laboratory Special Fund;
- (5) Appropriate funds out of the Drug and Alcohol Toxicology Testing Laboratory Special Fund for the establishment and maintenance of a Drug and Alcohol Toxicology Testing Laboratory; and
- (6) Require reports to the Legislature on expenditures made from the Drug and Alcohol Toxicology Testing Laboratory Special Fund.

Your Committee received testimony in support of this measure from the Department of Transportation, Department of Health, Hawai'i Police Department, Mothers Against Drunk Driving Hawaii, and Hawai'i Public Health Institute. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that the Department of Health cannot fulfill the immediate and urgent need for blood alcohol testing at this time. However, the City and County of Honolulu Emergency Services Department can fulfill these services if provided the necessary funding. This measure would authorize monies in the Drug and Alcohol Toxicology Testing Laboratory Special Fund to be appropriated to the City and County of Honolulu Emergency Services Department to support a Drug and Alcohol Toxicology Testing Laboratory.

Your Committee has amended this measure by:

- (1) Making the Department of Transportation, instead of the Department of Health, the expending agency for the Drug and Alcohol Toxicology Testing Laboratory Special Fund;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1113, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1113, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 400 Judiciary & Hawaiian Affairs on H.B. No. 317

The purpose of this measure is to:

- (1) Prohibit the assessment of any fees, fines, or costs against a person who is adjudicated for an offense committed while the person was a minor under the age of eighteen, or against the person's parent or guardian;
- (2) Limit court-ordered community service for a minor to no more than seventy-two hours; and
- (3) Repeal the statewide curfew for minors and certain penalties related to minors and dance halls.

Your Committee received testimony in support of this measure from the Office of the Public Defender, Hawai'i Friends of Restorative Justice, Community Alliance on Prisons, Policy Advocacy Clinic at Berkeley Law, and one individual. Your Committee received comments on this measure from the Judiciary and Opportunity Youth Action Hawai'i.

Your Committee finds that the imposition of fees, fines, and costs on young people and their families can have wide-ranging consequences, none of which serves the purposes of rehabilitating, deterring, or punishing delinquent youth. Your Committee further finds that these monetary assessments have a disproportionate impact on families of color and can even lead to recidivism and escalating crime. This measure would follow the lead of other states by eliminating the economic burden of monetary assessments for Hawaii's youth and families.

Your Committee has amended this measure by:

- (1) Clarifying that no financial penalty, surcharge, or cost of assessment and treatment provided for the offense of habitually operating a vehicle under the influence of an intoxicant shall be ordered against a person who is adjudicated, rather than convicted, while the person was a minor under the age of eighteen, or against the person's parent or guardian;
- (2) Clarifying when the family court may not impose any financial penalties or seek reimbursement for costs against a child adjudicated for a violation or attempted violation of any federal, state, or local law or county ordinance; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 317, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 317, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 401 Judiciary & Hawaiian Affairs on H.B. No. 997

The purpose of this measure is to propose amendments to article VII, sections 12 and 13, of the Constitution of the State of Hawaii to:

- (1) Expressly provide that the Legislature may authorize political subdivisions, such as the counties, to issue tax increment bonds; and
- (2) Exclude tax increment bonds from determinations of the funded debt of the political subdivisions.

Your Committee received testimony in support of this measure from the Office of Planning and Sustainable Development; Department of Business, Economic Development, and Tourism; and Department of Transportation. Your Committee received comments on this measure from the Tax Foundation of Hawaii.

Your Committee finds that tax increment financing allows a portion of property taxes in excess of a base assessed value to be dedicated to finance the costs of a project through the issuance of bonds. Although statutory law permits the counties to provide for tax increment financing and issue tax increment bonds, tax increment bonds are not clearly listed in the types of bonds that the counties may issue under the Hawaii State Constitution. This measure would clearly authorize this method of financing for public works, public improvements, and other actions by the counties within the tax increment districts.

Your Committee has amended this measure by:

- (1) Clarifying the constitutional question to be printed on the ballot; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 997, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 997, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 402 Health & Homelessness on H.B. No. 1255

The purpose of this measure is to authorize the issuance of special purpose revenue bonds to assist West Maui Hospital Foundation, Inc., in the construction of West Maui Hospital and Medical Center, including any necessary infrastructure.

Your Committee received testimony in support of this measure from the Maui County Council; West Maui Hospital Foundation, Inc.; Maui Chamber of Commerce; and eight individuals. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that the West Maui community critically needs a hospital. Special purpose revenue bonds are an important tool that may be used to financially support the development of health care facilities. Your Committee believes that the establishment of a new hospital in West Maui must be done in partnership with the County of Maui to ensure the availability of necessary resources before construction commences. This measure requires the County of Maui to serve as guarantor for the debt service on those special purpose revenue bonds that will help to build the capital required to realize the construction and operation of this long-overdue medical facility, which will provide the region with its first acute care hospital.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1255, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1255, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 403 Health & Homelessness on H.B. No. 1263

The purpose of this measure is to:

- (1) Authorize the Director of Finance to use funds deposited into the Hawaii ABLE Savings Program Trust Fund for any expenses incurred in developing and administering the Hawaii ABLE Savings Program; and
- (2) Establish a position within the State Council on Developmental Disabilities of the Department of Health to support the Hawaii ABLE Savings Program.

Your Committee received testimony in support of this measure from the Executive Office on Aging, Hawaii State Council on Developmental Disabilities, Hawaii Disability Rights Center, Fuller Lives Disability Housing Advocacy, and four individuals.

Your Committee finds that Hawaii ABLE Savings Program is modeled after 529 college savings plans (Section 529 of the Internal Revenue Code), where interest earned on savings will be tax-free. The Hawaii ABLE Savings Program allows individuals with disabilities the same types of flexible savings account that people without disabilities have, such as college savings accounts, health savings accounts, and individual retirement accounts. Furthermore, an ABLE account would enable individuals with a disability to accrue funds to pay for a variety of expenses, such as medical and dental care, education, community-based supports, employment training, assistive technology, housing, and transportation. The position established within the State Council on Developmental Disabilities by this measure will provide outreach and education about the Hawaii ABLE Savings Program and its benefits.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1263, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1263, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 404 Health & Homelessness on H.B. No. 652

The purpose of this measure is to establish a Caregiver Workforce Support and Development Center to develop and expand the State's long-term and home- and community-based caregiver workforce to effectively care for Hawaii's aging population.

Your Committee received testimony in support of this measure from the Department of Health, AARP Hawai'i, Healthcare Association of Hawaii, and one individual.

Your Committee finds that several factors, including an aging workforce and population and a greater demand for institutional and at-home patient care, have increased pressure on paid and unpaid caregivers in the State. Your Committee further finds that demand for caregivers will only increase, as the percentage of Hawaii's population aged seventy-five years or more is expected to double by 2045. This measure is intended to encourage the recruitment and retention of a robust caregiver workforce by establishing a Caregiver Workforce Support and Development Center to develop recruitment and retention campaigns, develop education and training programs, and provide professional development courses.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 652, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 652, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 405 Health & Homelessness on H.B. No. 838

The purpose of this measure is to reestablish the Long-Term Care Commission within the University of Hawaii College of Social Sciences Public Policy Center to identify needed reforms of Hawaii's long-term care system.

Your Committee received testimony in support of this measure from the Executive Office on Aging, College of Social Sciences at the University of Hawai'i, Kupuna Caucus of the Democratic Party of Hawai'i, AARP Hawai'i, Healthcare Association of Hawaii, and one individual. Your Committee received comments on this measure from the Department of the Attorney General and State Procurement Office.

Your Committee finds that virtually all of Hawaii's seniors prefer to age in place at home rather than in a care home or institution, and that many seniors will require more intensive services and caregiving at the end of their lives. This measure responds to the urgent need to make quality long-term care services as accessible, efficient, and effective as possible by reestablishing the Long-Term Care Commission to identify needed reforms of the long-term care system, research program changes and resources necessary to meet the State's long-term care public policy goals, and explore an array of funding options that may help support the provision of long-term care services in the future.

Your Committee has amended this measure by:

- (1) Clarifying that the Long-Term Care Commission is to be placed within the Social Science Research Institute in the College of Social Sciences of the University of Hawaii;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 838, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 838, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 406 Health & Homelessness on H.B. No. 872

The purpose of this measure is to appropriate funds to the Executive Office on Aging for the Hawaii Healthy Aging Partnership.

Your Committee received testimony in support of this measure from the Executive Office on Aging, Agency on Elderly Affairs of the County of Kaua'i, Kupuna Caucus of the Democratic Party of Hawai'i, AARP Hawai'i, and numerous individuals.

Your Committee finds that the Hawaii Healthy Aging Partnership was established in 2003 to improve the health status of older adults by empowering residents to make healthy decisions and engage in healthier lifestyles. Your Committee further finds that the Hawaii Healthy Aging Partnership has not received state funding since 2019. Without additional funding, the Hawaii Healthy Aging Partnership will not be able to continue to offer its two evidence-based intervention programs, Better Choices Better Health and EnhanceFitness. This measure aims to improve the health and well-being of Hawaii's kupuna through consistent funding for the Hawaii Healthy Aging Partnership Program, so it can continue offering its important and effective health programs.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 872, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 872, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 407 Energy & Environmental Protection/Education on H.B. No. 896

The purpose of this measure is to appropriate funds to the Department of Education for the design and construction of photovoltaic panels over all playgrounds at Department of Education schools.

Your Committees received testimony in support of this measure from the Kauai Climate Action Coalition, 350Hawaii.org, and ten individuals. Your Committees received testimony in opposition to this measure from four individuals. Your Committees received comments on this measure from the Department of Education and one individual.

Your Committees find that ultraviolet rays present in sunlight pose a threat to the well-being of Hawaii's people and play a significant role in the development of sunburns, skin aging, and skin cancers, including malignant melanoma. Providing protection from direct sunlight by installing photovoltaic panels as shading over playgrounds would protect Hawaii's keiki and lower energy costs at Hawaii's public schools.

Your Committees have amended this measure by:

- (1) Inserting findings related to the dangers of over-exposure to ultraviolet rays for children and renewable energy solutions to address high utility bills and ultraviolet exposure;
- (2) Deleting language that would have appropriated funds for the design and construction of photovoltaic panels over all playgrounds at Department of Education schools;
- (3) Requiring the Department of Education to:
 - (A) Assess its facilities and provide the Legislature with a list of priority facilities in each county at which the installation of renewable energy systems, including battery storage, on school facilities would provide the most benefit;
 - (B) Provide a list of priority play areas on school campuses in each county that are most in need of covered play areas to protect children from over-exposure to heat and ultraviolet rays;
 - (C) Assess and report on the feasibility of including renewable energy systems on play area covers on school campuses; and
 - (D) Submit a report to the Legislature prior to the Regular Session of 2024;

- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Education that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 896, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 896, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 6. Noes, none. Excused, 1 (Kahaloa).

Education: Ayes, 7. Noes, none. Excused, 2 (Quinlan, Garcia).

SCRep. 408 Energy & Environmental Protection on H.B. No. 194

The purpose of this measure is to:

- (1) Authorize the Chief Energy Officer of the Hawaii State Energy Office, instead of the Director of Business, Economic Development, and Tourism, to adopt rules to enforce minimum efficiency standards for certain products and adopt or amend minimum efficiency standards in certain situations; and
- (2) Regulate the minimum efficiency standards for air purifiers, electric vehicle supply equipment, portable electric spas, residential ventilating fans, toilets, urinals, and water coolers.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawai'i Climate Change Mitigation and Adaptation Commission, Hawai'i Energy, Ulupono Initiative, Blue Planet Foundation, Appliance Standards Awareness Project, and thirteen individuals. Your Committee received testimony in opposition to this measure from the Association of Home Appliance Manufacturers. Your Committee received comments on this measure from the Chief Housing Officer of the Office of the Governor, Hawaii State Energy Office, Plumbing Manufacturers International, and Home Ventilating Institute.

Your Committee finds that the State took notable steps of establishing minimum energy and water efficiency standards for certain products sold, leased, or rented in the State, which are estimated to result in significant cumulative utility bill savings for Hawaii over the next fifteen years. Additionally, water efficiency, a growing concern in the State, and energy efficiency are closely linked. This measure will lower the cost of electricity for residents, reduce air pollutants and greenhouse gas emissions, and ensure that the State's precious and vulnerable water resources are protected.

Your Committee has amended this measure by:

- (1) Deleting the definitions for "air purifier" and "industrial air purifier";
- (2) Removing air purifiers from products that must meet certain minimum efficiency standards;
- (3) Allowing manufacturers to utilize the Home Ventilating Institute's Certified Products Directory Certification Program to meet certain standards;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 194, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 194, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Gates, Kahaloa).

SCRep. 409 Energy & Environmental Protection on H.B. No. 192

The purpose of this measure is to prohibit the sale of certain fluorescent lamps in the State as a new manufactured product, with certain exemptions.

Your Committee received testimony in support of this measure from the Department of Health, Hawai'i Climate Change Mitigation and Adaptation Commission, Hawaii State Energy Office, County of Hawai'i Department of Environmental Management, Hawai'i Energy, Blue Planet Foundation, Ulupono Initiative, Appliance Standards Awareness Project, and fourteen individuals.

Your Committee finds that advances in energy-efficient lighting have been made in recent years primarily through the adoption of light-emitting diodes, which are up to eighty percent more energy efficient than fluorescent bulbs. Additionally, fluorescent bulbs contain mercury, a toxic pollutant that can pollute the air and water and cause harm to wildlife and human health. This measure reduces energy use by phasing out the sale of mercury-containing bulbs and promoting the use of light-emitting diodes in the State, while preventing additional toxic pollutants from tainting the State's ecosystem.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 192, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 192, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Gates, Kahaloa).

SCRep. 410 Energy & Environmental Protection on H.B. No. 441

The purpose of this measure is to appropriate funds for:

- (1) The development of a database and data portal from data sources related to social vulnerability to climate change in the State; and
- (2) The maintenance and updating of the data portal.

Your Committee received testimony in support of this measure from the Department of Health, Hawai'i Climate Change Mitigation and Adaptation Commission, Blue Planet Foundation, Energy and Climate Action Committee of the Environmental Caucus of the Democratic Party of Hawai'i, Imua Alliance,

and twelve individuals. Your Committee received testimony in opposition to this measure from six individuals. Your Committee received comments on this measure from the Hawai'i Emergency Management Agency.

Your Committee finds that climate change has dynamic, interrelated impacts on the State that require interdisciplinary solutions. A recent report identified data gaps that relate to a range of social vulnerability tools and climate change exposures that are critical to understanding the State's vulnerabilities. This measure initiates the development of a resource that would help the community and county, state, and federal agencies better understand the social impacts of climate change in the State.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Specifying that the development of the database is required to be coordinated with relevant stakeholders, including those involved in the existing hazard mitigation framework;
- (3) Changing the expending agency of the appropriation from the Department of Land and Natural Resources to the University of Hawaii;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$500,000 for the development of the database and data portal and \$100,000 for the maintenance and updating of the data portal.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 441, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 441, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 411 Energy & Environmental Protection on H.B. No. 188

The purpose of this measure is to appropriate funds for the Hawaii Carbon Smart Land Management Assistance Pilot Program.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources; Hawai'i Climate Change Mitigation and Adaptation Commission; Pacific Agricultural Land Management Systems; Hawai'i Alliance for Progressive Action; Hawaii Cattlemen's Council, Inc.; Hawai'i Farm Bureau; The Nature Conservancy, Hawai'i and Palmyra; Hawaii Environmental Change Agents Carbon Sequestration Task Force; and seven individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that climate change has led to an increase in the frequency of extreme weather events, which puts greater stress on the State's vulnerable food supply chain and water supplies. Furthermore, in addition to cutting emissions from burning carbon, Hawaii needs to mitigate climate change by sequestering greenhouse gas emissions through regenerative agriculture and forest preservation. This measure incentivizes nature-based actions that improve soil health and sequester carbon resulting in a rich and diverse landscape of soil health and water security.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$1,000,000.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 188, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 188, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 412 Energy & Environmental Protection on H.B. No. 1505

The purpose of this measure is to:

- (1) Encourage the Hawaii Employer-Union Health Benefits Trust Fund to consider investment opportunities in industries that will sustain Hawaii's natural environment or produce economic opportunities for its residents, including renewable energy businesses and businesses that use investment capital to acquire the infrastructure and services needed to become energy sustainable; and
- (2) Appropriate funds to the Hawaii Employer-Union Health Benefits Trust Fund.

Your Committee received testimony in support of this measure from one individual. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Hawaii Employer-Union Health Benefits Trust Fund.

Your Committee finds that the Hawaii Employer-Union Health Benefits Trust Fund provides health benefits to eligible state and county employees, retirees, and their dependents. In order to continue to provide quality, affordable health care coverage to eligible participants and to help manage the cost of health care for Hawaii's public employees, the Hawaii Employer-Union Health Benefits Trust Fund has continued to produce investment returns that have outperformed standard benchmarks in the long run, helping to reduce its large unfunded actuarial accrued liability. This measure encourages the Hawaii Employer-Union Health Benefits Trust Fund to develop a program that is consistent with its current investment objectives and considers investment opportunities in industries that will sustain Hawaii's natural environment or produce economic opportunities for its residents.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1505, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1505, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 413 Energy & Environmental Protection on H.B. No. 1506

The purpose of this measure is to:

- (1) Require the Employees' Retirement System, in evaluating venture capital investments, to consider opportunities in industries that will sustain Hawaii's natural environment or produce economic opportunities for its residents, including renewable energy businesses and businesses that use the investment capital to acquire the infrastructure and services needed to become energy sustainable;
- (2) Under certain conditions, require the Employees' Retirement System Board of Trustees to report the rationale for certain determinations in its annual report to the Legislature; and
- (3) Appropriate funds for the Hawaii Targeted Investment Program.

Your Committee received testimony in support of this measure from the Hawai'i Climate Change Mitigation and Adaptation Commission and one individual. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Budget and Finance and Employees' Retirement System.

Your Committee finds that the Employees' Retirement System created the Hawaii Targeted Investment Program to produce competitive risk-adjusted investment returns by making investments in emerging growth and growth-oriented businesses in traded sector industries, with specific emphasis on Hawaii. Additionally, the Employees' Retirement System has continued to produce investment returns that have outperformed standard benchmarks in the long run, helping to reduce its large unfunded actuarial accrued liability. This measure encourages investment opportunities in industries that will sustain Hawaii's natural environment or produce economic opportunities for its residents.

Your Committee has amended this measure by:

- (1) Deleting certain findings;
- (2) Specifying that the purpose of the investments made by the Employees' Retirement System shall be to the exclusive benefit of the members and their beneficiaries;
- (3) Requiring that, in evaluating venture capital investments, the Employees' Retirement System Board of Trustees considers the benefits to the members and their beneficiaries;
- (4) Authorizing, rather than requiring, the Employees' Retirement System Board of Trustees to consider opportunities in industries that will sustain Hawaii's natural environment or produce economic opportunities for its residents, including renewable energy businesses and businesses that use the investment capital to acquire the infrastructure and services needed to become energy sustainable;
- (5) Specifying that the appropriation shall be invested by the Employees' Retirement System, with due consideration to investing in the Hawaii Targeted Investment Program;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion;
- (7) Adding a provision that requires the appropriated funds to be released to the Employees' Retirement System in order for the substantive portion of this measure to take effect; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1506, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1506, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 414 Human Services/Health & Homelessness on H.B. No. 1356

The purpose of this measure is to appropriate funds to provide enhanced payments to Type I Adult Residential Care Homes and Developmental Disabilities Domiciliary Homes that are caring for Medicaid patients.

Your Committees received testimony in support of this measure from the State Council on Development Disabilities, and ten individuals. Your Committees received testimony in opposition to this measure from the Adult Foster Homecare Association of Hawaii, Untied Caregivers of Hawaii, Community Homecare Association of Hawaii, Alliance of Professional Primary Care Administrators, and Provider Helping Hands of Hawaii. Your Committees received comments on this measure from the Department of Human Services.

Your Committees find that according to the Office of Health Care Assurance, there are forty Developmental Disabilities Domiciliary Homes and over five hundred Type I Adult Residential Care Homes in Hawaii. These homes were a key step in the Hawaii deinstitutionalization movement and allowed individuals with intellectual or developmental disabilities who need care to live in a community-based setting.

Your Committees note the concerns raised in the testimony that the Department of Human Services does not set the rates or directly reimburse Developmental Disabilities Domiciliary Homes, as it is the Department of Health's Developmental Disabilities Division that determines those reimbursements and payments. Further, Type I Adult Residential Care Homes do not qualify for Medicaid Home and Community Based payments for their residents, as they do not provide the required level of care. However, expanded Adult Residential Care Homes do provide the necessary level of care for professional health services and do qualify for Medicaid Home and Community Based payments for their residents.

Your Committees have amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Human Services and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1356, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1356, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 8. Noes, none. Excused, none.

Health & Homelessness: Ayes, 8. Noes, none. Excused, none.

SCRep. 415 Human Services/Health & Homelessness on H.B. No. 1343

The purpose of this measure is to:

- (1) Establish the Office of the Reproductive Health Care Access Coordinator; and
- (2) Appropriate funds.

Your Committees received testimony in support of this measure from the Hawai'i State Commission on the Status of Women, one member of the Hawai'i County Council, Hawai'i State Coalition Against Domestic Violence, Hawaii Children's Action Network Speaks!, Imua Alliance, Hawai'i State Center for Nursing, Hawai'i Section of the American College of Obstetricians and Gynecologists, Patsy T. Mink Political Action Committee, American Association of University Women of Hawaii, Stonewall Caucus of the Democratic Party of Hawaii, Rainbow Family 808, Planned Parenthood Alliance Advocates - Hawai'i, and eighteen individuals. Your Committees received testimony in opposition to this measure from six individuals. Your Committees received comments on this measure from the Department of Human Services.

Your Committees find that many of the State's reproductive health care providers are located on the island of Oahu, which leaves many of the State's women and pregnant persons on the neighbor islands with limited or no access to reproductive health care. This measure seeks increased and easier access to reproductive health care throughout the State.

Your Committees have amended this measure by:

- (1) Clarifying that the training program shall be for eligible licensed health care providers to facilitate reproductive health care on every populated island in the State;
- (2) Specifying the annual reporting requirement to the Legislature begins with a report prior to the 2025 Regular Session;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Human Services and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1343, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1343, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 7. Noes, 1 (Garcia). Excused, none.

Health & Homelessness: Ayes, 7. Noes, 1 (Garcia). Excused, none.

SCRep. 416 Human Services/Health & Homelessness on H.B. No. 1341

The purpose of this measure is to appropriate funds for the achievement of full funding, including estimated payment increases, of Medicaid Home and Community-Based Services.

Your Committees received testimony in support of this measure from the Hawaii Substance Abuse Coalition, AARP Hawai'i, Big Island Adult Foster Home Operators, ILWU Local 1000, Adult Foster Homecare Association of Hawaii, Untied Caregivers of Hawaii, Community Homecare Association of Hawaii, Alliance of Professional Primary Care Administrators, Providers Helping Hands of Hawaii, and fifteen individuals. Your Committees received comments on this measure from the Department of Human Services.

Your Committees find that for many in need of long-term care, Medicaid is their safety net coverage if they are unable to pay out of pocket or lack private long-term care insurance. Home and community-based setting providers offer cost-effective high quality services and support individuals' preferences to age in place.

Your Committees further find that the Department of Human Services' Med-QUEST Division completed a study of home and community-based rates paid for Community Care Foster Family Homes, Expanded Adult Residential Care Homes, and other home and community-based services. The Med-QUEST Division contracted an actuarial firm for a wide range of services and to conduct the study and issued a final report on the study in December 2022. This measure is intended to fund the estimated rate increases proposed in the study, which will help improve overall access to care for all people served in home and community-based settings in the State.

Your Committees have amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$30,210,000.

As affirmed by the records of votes of the members of your Committees on Human Services and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1341, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1341, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 8; Ayes with Reservations (Garcia). Noes, none. Excused, none.

Health & Homelessness: Ayes, 8; Ayes with Reservations (Garcia). Noes, none. Excused, none.

SCRep. 417 Human Services/Health & Homelessness on H.B. No. 916

The purpose of this measure is to increase the personal needs allowance for individuals residing in adult foster homes, adult residential care homes, domiciliary homes, and other long-term care facilities from \$50 to \$75.

Your Committees received testimony in support of this measure from the Hawaii State Council on Developmental Disabilities, Hawaii Autism Foundation, Self-Advocacy Advisory Council of Maui, Self-Advocacy Advisory Council of East Hawai'i, Self-Advocacy Advisory Council of West Hawai'i, Self-Advocacy Advisory Council of Kaua'i, Self-Advocacy Advisory Council of Lana'i, Self-Advocacy Advisory Council of Moloka'i, Self-Advocacy Advisory Council of O'ahu, and eight individuals. Your Committees received comments on this measure from the Department of Human Services.

Your Committees find that individuals residing in adult foster homes, adult residential care homes, domiciliary homes, and other long-term care facilities use the personal needs allowance for various personal needs, including non-medical transportation, postage, reading materials, clothing, and stationery costs. Your Committees further find that the last time the personal needs allowance was increased was in 2007, when it increased from \$25 to \$50. Since that time, rising costs of inflation and the aftermath of the coronavirus-19 pandemic have caused a drastic increase in the cost of living and the cost of consumer goods. Your Committees therefore find that it is appropriate to increase the personal needs allowance to effectively support individuals residing in certain long-term care facilities in the State.

Your Committees have amended this measure by:

- (1) Clarifying the State Supplemental Payment determination of amount of assistance to reflect the personal needs allowance increase to the domiciliary care rate amounts, as of July 1, 2023;
- (2) Prohibiting operators from using money from a needs allowance without the consent of the recipient of the needs allowance and requiring operators to maintain records when an individual authorizes the use of their needs allowance that describes how the money from the needs allowance was spent;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Human Services and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 916, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 916, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 8. Noes, none. Excused, none.

Health & Homelessness: Ayes, 8. Noes, none. Excused, none.

SCRep. 418 Human Services/Health & Homelessness on H.B. No. 883

The purpose of this measure is to appropriate funds for the operation of mobile clinics providing medication-assisted treatment throughout the State.

Your Committees received testimony in support of this measure from the Hawaii Substance Abuse Coalition and Caring Hands Foster Home. Your Committees received comments on this measure from the Department of Human Services and Department of Health.

Your Committees find that for new opioid treatment program startups with a mobile component, it may take up to twelve months to execute as there is an initial certification and accreditation process and federal regulatory requirements that need to be completed. Your Committees further find that the Department of Human Services does not have the experience or expertise to set up or operate mobile clinics or provide direct substance abuse treatment services and that the Department of Health is a more appropriate agency for implementation.

Your Committees have amended this measure by:

- (1) Changing the expending agency from the Department of Human Services to the Department of Health; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Human Services and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 883, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 883, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 8. Noes, none. Excused, none.

Health & Homelessness: Ayes, 8. Noes, none. Excused, none.

SCRep. 419 Human Services/Health & Homelessness on H.B. No. 223

The purpose of this measure is to amend the Office of Youth Services Safe Spaces for Youth Pilot Program by clarifying access to services, providing a definition of homeless youth, and expanding the age of youth that may be served under the pilot program.

Your Committees received testimony in support of this measure from the Department of Human Services, Office of Youth Services, Hawai'i Youth Services Network, and one individual.

Your Committees find that the Safe Spaces Pilot Program (Pilot Program) which was established by Act 130, Session Laws of Hawaii 2022 (Act 130), contracts with nonprofit organizations to operate a shelter for homeless youth for up to ninety days without the consent of the youth's parent or guardian. Act 130 was enacted after the Legislature found that runaway and homeless youth are vulnerable to multiple threats, such as unmet basic food and shelter needs, untreated mental health disorders, substance use, significant disruption to their education, sexually transmitted diseases, sexual exploitation, and suicide. However, Act 130 is currently limited to youth ages fourteen to twenty-four who are homeless. Your Committees believe that the intent of Act 130 was not just to provide services to homeless youth, but also to prevent homelessness by providing access to services for youth experiencing a variety of crisis situations. This measure therefore expands the populations of youth who may be served under the Pilot Program, which will enhance existing services for runaway and homeless youth statewide.

Your Committees have amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$4,496,870.

As affirmed by the records of votes of the members of your Committees on Human Services and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 223, H.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 223, H.D. 2, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 8. Noes, none. Excused, 1 (Amato).

Health & Homelessness: Ayes, 8. Noes, none. Excused, none.

SCRep. 420 Human Services/Health & Homelessness on H.B. No. 1369

The purpose of this measure is to:

- (1) Repeal the sunset dates of Act 156, Session Laws of Hawaii 2012, and Act 124, Session Laws of Hawaii 2014, thereby making the Nursing Sustainability Program permanent and permanently exempting the Nursing Sustainability Program from the central service and administrative expenses assessments;
- (2) Repeal the Nursing Facility Tax; and
- (3) Appropriate funds from the Nursing Facility Sustainability Program Special Fund.

Your Committees received testimony in support of this measure from the Department of Human Services, Kaiser Permanente Hawai'i, Hawai'i Primary Care Association, Hawai'i Pacific Health, The Queen's Health Systems, Healthcare Association of Hawaii, and one individual. Your Committees received comments on this measure from the Department of Taxation.

Your Committees find that provider fees, which are collected from specific categories of health care providers, may be imposed on different classes of health care services, including inpatient and outpatient hospital and nursing facility services. Your Committees note that provider fees exist in forty-nine states and the District of Columbia to draw down federal funds to sustain their Medicaid programs, increase health care providers, and expand Medicaid enrollment. The additional federal funds obtained via the Nursing Facility Sustainability Fee Assessment authorized by the Nursing Facility Sustainability Program (Program) have maintained access to health care for Medicaid recipients and allowed nursing facilities in the State to continue to provide a safety net for Medicaid recipients and under-insured or uninsured patients in a timely, effective manner.

Your Committees believe that the Program has helped to ensure the overall sustainability of the health care system in the State and should be continued permanently. Accordingly, this measure ensures the continued success of the Program by repealing the sunset dates of Act 156, Session Laws of Hawaii 2012, and Act 124, Session Laws of Hawaii 2014, thereby making the Program permanent. Repealing the sunset dates also ensures that the Program is permanently exempted from the central service and administrative expenses assessments, which ensures that the Nursing Facility Sustainability Program Special Fund can maximize all available funds to benefit the Program.

Your Committees have amended this measure by:

- (1) Clarifying that the Department of Human Services may modify, add to, or exclude facilities exempt from the Nursing Facility Sustainability Fee Assessment if necessary for Centers for Medicaid and Medicaid Services approval and if the modification is otherwise consistent with the Nursing Facility Sustainability Program requirements;
- (2) Clarifying that the Department of Human Services may impose the Nursing Facility Sustainability Fee on a monthly basis and the timeframe in which the fee must be paid;
- (3) Changing the appropriation to an unspecified amount;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$24,000,000 out of the Nursing Facility Sustainability Program Special Fund.

As affirmed by the records of votes of the members of your Committees on Human Services and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1369, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1369, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 8. Noes, none. Excused, none.

Health & Homelessness: Ayes, 8. Noes, none. Excused, none.

SCRep. 421 Human Services/Health & Homelessness on H.B. No. 1368

The purpose of this measure is to preserve access to health care for Medicaid recipients and strengthen the Hospital Sustainability Program by:

- (1) Amending the definition of "private hospital";
- (2) Clarifying the uses of the Hospital Sustainability Program Special Fund;
- (3) Increasing the Hospital Sustainability Fee cap for various facilities;
- (4) Requiring the Department of Human Services to consult and negotiate with the hospital trade association in Hawaii regarding Hospital Sustainability Fee participation and rates;
- (5) Clarifying the circumstances under which the Hospital Sustainability Fee shall be discontinued and the distribution of remaining funds;
- (6) Repealing the sunset dates of Act 217, Session Laws of Hawaii 2012, and Act 123, Session Laws of Hawaii 2014, thereby making the Hospital Sustainability Program permanent and permanently exempting the Hospital Sustainability Program from the central service and administrative expenses assessments; and
- (7) Appropriating funds out of the Hospital Sustainability Program Special Fund.

Your Committees received testimony in support of this measure from the Department of Human Services, Kaiser Permanente Hawai'i, Hawai'i Primary Care Association, Hawai'i Pacific Health, The Queen's Health System, and Healthcare Association of Hawaii.

Your Committees find that the Hospital Sustainability Program (Program) began over ten years ago and has been highly successful in helping support hospitals' ability to continue to provide services to Medicaid recipients. The Hospital Sustainability Program Special Fund receives money from the Hospital Sustainability Fee, which is then used to match with federal Medicaid matching funds. In turn, these monies are used to increase reimbursements to hospitals

and payments for performance to the hospitals, which ensures that hospitals in Hawaii can continue to be a critical part of the safety net. The Program has proven successful for providers, beneficiaries, and the State, given that it uses no state general funds. Your Committees believe that the Program has contributed to the overall sustainability of the health care system in Hawaii and should therefore be continued permanently.

Accordingly, this measure ensures the continued success of the Program by repealing the sunset dates of Act 217, Session Laws of Hawaii 2012, and Act 123, Session Laws of Hawaii 2014, thereby making the Program permanent. Repealing the sunset dates also ensures that the Program is permanently exempted from the central service and administrative expenses assessments, which are estimated to save around \$5,000,000 in central services expenses assessments and \$1,000,000 in administrative expenses each year.

Your Committees have amended this measure by:

- (1) Clarifying that the Department of Human Services may modify, add to, or exclude facilities exempt from the Hospital Sustainability Assessment if necessary for Centers for Medicaid and Medicaid Services approval and if the modification is otherwise consistent with the Hospital Sustainability requirements;
- (2) Clarifying that the Department of Human Services may impose the Hospital Sustainability Fee on a monthly basis and the timeframe in which the fee must be paid;
- (3) Changing the appropriation to an unspecified amount;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully requests your Committee on Finance, should it deliberate on this measure, consider an appropriation amount of \$200,000,000.

As affirmed by the records of votes of the members of your Committees on Human Services and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1368, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1368, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 8. Noes, none. Excused, none.

Health & Homelessness: Ayes, 8. Noes, none. Excused, none.

SCRep. 422 Culture, Arts & International Affairs on H.B. No. 105

The purpose of this measure is to:

- (1) Require license plates to include ‘okina in the word "Hawai‘i"; and
- (2) Authorize the use of all uppercase letters, all lowercase letters, or initial capital letters in license plates along the upper portion of the word "Hawai‘i" or the lower portion of the words "Aloha State".

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs, Department of Customer Services of the City and County of Honolulu, and one individual. Your Committee received testimony in opposition to this measure from the Honolulu Police Department.

Your Committee finds that the development and use of ‘okina and kahakō were to provide the necessary distinction in the appropriate pronunciation of words as the language evolved and transformed from predominantly spoken to include written language. Your Committee further finds that in written ‘Ōlelo Hawai‘i, the use of diacritical marks, like ‘okina, maintain the same critical importance as the recognized letters of the Hawaiian language alphabet, in that their absence or presence in words can result in a completely different meaning. The proper respect afforded to maintaining the integrity of ‘Ōlelo Hawai‘i in its written and spoken forms is monumental.

Your Committee heard the Honolulu Police Department's concerns that changing the license plate to include ‘okina and kahakō will affect readability; however, your Committee notes that this measure will not affect the license plate number, which is the main portion that would need to be legible.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 105, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 105, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 423 Culture, Arts & International Affairs on H.B. No. 269

The purpose of this measure is to:

- (1) Officially designate the Hawaii Theatre Center as the Hawaii State Theatre;
- (2) Implement this status through an annual appropriation from the general revenues of the State; and
- (3) Appropriate funds to support the work of the Hawaii Theatre Center.

Your Committee received testimony in support of this measure from the Hawaii Theatre Center and four individuals. Your Committee received testimony in opposition to this measure from the Hawai‘i State Theatre Council, PlayBuilders of Hawaii Theater Company, Honolulu Theatre for Youth, Maui Community Theater dba Maui OnStage, and two individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources, The Actors' Group, and three individuals.

Your Committee finds that the Hawaii Theatre Center is the second largest proscenium performance facility in the State and is the only remaining theatre of its type in Hawaii that is recognized nationally for its historic, architectural, and community significance. Your Committee further finds that the Hawaii Theatre Center has served the community for nearly a century as Hawaii's theatre without the benefits of regular, predictable support from state sources to assist in the preservation of its irreplaceable facility, staff its programs, and plan and present its events and educational programs.

Your Committee believes that regular, predictable support from the State would enable the Hawaii Theatre Center to continue to serve the community but that the State should first acquire the theatre.

Your Committee has therefore amended this measure by:

- (1) Deleting the official designation of the Hawaii Theatre Center as the Hawaii State Theatre upon enactment of this measure and all appropriations for the Hawaii Theatre Center;
- (2) Requiring the Department of Accounting and General Services to submit a report to the Legislature detailing its plans to acquire the Hawaii Theatre by December 31, 2023;
- (3) Designating the Hawaii Theater Center as a Hawaii State Theater if acquired by January 1, 2025;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 269, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 269, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5; Ayes with Reservations (Kapela, Matayoshi). Noes, none. Excused, 2 (Sayama, Alcos).

SCRep. 424 Culture, Arts & International Affairs on H.B. No. 474

The purpose of this measure is to appropriate federal funds to sustain and support the Bernice Pauahi Bishop Museum.

Your Committee received testimony in support of this measure from the Bishop Museum, Historic Hawai'i Foundation, Society for Hawaiian Archaeology, and two individuals.

Your Committee finds that the Bernice Pauahi Bishop Museum, designated as the State of Hawaii Museum of Natural and Cultural History, is significant for its cultural, architectural, educational, scientific, and historical contributions to Hawaii. The Museum is listed on the National Register of Historic Places and is one of Hawaii's most significant and iconic buildings. Your Committee further finds that the Bishop Museum stewards more than twenty-five million catalogued objects and actively generates and shares knowledge associated with its collections. Your Committee finds that it is necessary to appropriate funds to support the Bishop Museum's core functions and support ongoing operations to preserve irreplaceable cultural treasures.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$7,500,000.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 474, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 474, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Sayama, Alcos).

SCRep. 425 Culture, Arts & International Affairs on H.B. No. 499

The purpose of this measure is to authorize the issuance of special number plates to commemorate Duke Kahanamoku and to raise money for water safety and swim education.

Your Committee received testimony in support of this measure from the Honolulu Emergency Services Department, Outrigger Duke Kahanamoku Foundation, Hawaii Aquatics Foundation, and one individual.

Your Committee finds that ocean and water safety programs across our islands are led by nongovernmental agencies, nonprofit organizations, volunteers, and even off-duty county lifeguards. The Outrigger Duke Kahanamoku Foundation exists to perpetuate the legacy and spirit of Duke Kahanamoku and gives scholarships and grants in Hawaii related to water sports, volleyball, and water safety. Despite being home to water sports athletes renowned for excellence in water sports, Hawaii is ranked second in the nation for its drowning rate among residents. This measure will honor the legacy of Duke Kahanamoku while generating revenue to help prevent future drownings through increased ocean and water safety and swim education.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 499, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 499, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 426 Health & Homelessness on H.B. No. 948

The purpose of this measure is to:

- (1) Establish a Child and Adolescent Crisis Mobile Outreach Team Pilot Program to provide additional support and expansion of services for existing crisis response services; and
- (2) Appropriate funds.

Your Committee received testimony in support of this measure from the Department of Health, Hawai'i Youth Services Network, Catholic Charities Hawai'i, Residential Youth Services & Empowerment, and two individuals.

Your Committee finds that there is a need to improve mental health crisis intervention for at-risk youth in the State. Your Committee further finds that between January 1, 2020, and January 1, 2023, the number of reports of youth in crisis received by the Child and Adolescent Mental Health Division of the Department of Health has more than doubled. Current research indicates that it is best practice for behavioral health crisis care to include assistance for families to establish long-term community and mental health supports after crisis care; states that have implemented community supports for at-risk youth report reduced rates of out-of-home placements and reductions in the use of emergency hospitalizations. This measure seeks to expand existing services for the State's at-risk youth by developing improved crisis response supports for children and families in the community.

Your Committee has amended this measure by:

- (1) Clarifying that the provision of services by the Child and Adolescent Crisis Mobile Outreach Team Pilot Program shall be to the extent practicable within available resources; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 948, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 948, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 427 Health & Homelessness on H.B. No. 1300

The purpose of this measure is to:

- (1) Establish provisional or associate-level licensure requirements and insurance reimbursement allowances for marriage and family therapists, mental health counselors, and psychologists in training;
- (2) Allow psychologist license applicants to sit for the licensing examination before completing the supervised experience required for licensure requirements;
- (3) Allow the Board of Psychology to grant licensure waivers for psychologists in certain circumstances; and
- (4) Authorize insurance reimbursements for services provided by a supervised social work intern in certain circumstances.

Your Committee received testimony in support of this measure from the Department of Public Safety; Hawai'i Psychological Association; National Association of Social Workers, Hawaii Chapter; Hawaiian Islands Association for Marriage and Family Therapy; Xplor Counseling, LLC; and numerous individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Board of Psychology, and Hawaii Medical Service Association.

Your Committee finds that there is a great demand for mental health practitioners in the State. Your Committee further finds that as part of the requirements for licensure as a marriage and family therapist, mental health counselor, or psychologist, applicants must provide clinical services under the direct supervision of a licensed therapist, counselor, or psychologist. However, the hours of mental health services provided by these applicants are not eligible for insurance reimbursement. This measure seeks to ensure access to mental health services by establishing associate-level licensure requirements that would allow certain mental health providers to receive health insurance reimbursements for services rendered as part of post-degree, pre-licensure supervised practice.

Your Committee has amended this measure by:

- (1) Appropriating funds for the Department of Commerce and Consumer Affairs' Professional and Vocational Licensing Division to establish one full-time equivalent position and make necessary updates to internal databases;
- (2) Inserting a severability clause;
- (3) Delaying the implementation of the new provisional or associate-level licensure requirements until July 1, 2024;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1300, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1300, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Amato).

SCRep. 428 Legislative Management on H.B. No. 32

The purpose of this measure is to clarify the Office of the Legislative Analyst.

Your Committee did not receive any testimony on this measure.

Your Committee finds that the Office of the Legislative Analyst is administered by the Joint Legislative Budget Committee. This measure clarifies the Office.

Your Committee has amended this measure by changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Legislative Management that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 32, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 32, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, none. Excused, 1 (Kitagawa).

SCRep. 429 Legislative Management on H.B. No. 1192

The purpose of this measure is to encourage civic engagement by requiring the Public Access Room of the Legislative Reference Bureau to establish and maintain an outreach and engagement program for primary, secondary, post-secondary, and community education.

Your Committee received testimony in support of this measure from the Commission to Promote and Advance Civic Education. Your Committee received comments on this measure from the Legislative Reference Bureau.

Your Committee finds that this measure would create a positive and focused engagement with students, educators, and citizens to promote learning about the Legislature, deeper understanding of and participation in the legislative process, and greater interaction with legislators.

Your Committee has amended this measure by:

- (1) Requiring the Department of Education and University of Hawaii to assign appropriate staff to coordinate with the Public Access Room with respect to the outreach and engagement program;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Legislative Management that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1192, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1192, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, none. Excused, 1 (Kitagawa).

SCRep. 430 Water & Land on H.B. No. 952

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources to address the impacts of climate change in the State.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawai'i Emergency Management Agency, University of Hawai'i Sea Grant College Program and Climate Resilience Collaborative, Kauai Climate Action Coalition, Hawai'i Reef Ocean Coalition, Climate Protectors Hawai'i, The Nature Conservancy, and seven individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from one individual.

Your Committee finds that climate change is the overarching challenge for the State. Your Committee further finds that this measure provides resources to the Department of Land and Natural Resources to protect, manage, and restore natural resources, including native forests, native plants and animals, aquatic resources, coastal lands, and freshwater resources.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 952, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 952, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 431 Water & Land on H.B. No. 993

The purpose of this measure is to:

- (1) Require the Office of Planning and Sustainable Development, in consultation with each state agency having operational responsibilities over state facilities, to develop a standardized process to conduct vulnerability assessments for facilities owned and managed by the State at risk from sea level rise; and
- (2) Appropriate funds for the development of the standardized vulnerability assessment process.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources; Department of Business, Economic Development, and Tourism; Office of Planning and Sustainable Development; Hawai'i Climate Change Mitigation and Adaptation Commission; University of Hawai'i Sea Grant College Program and Climate Resilience Collaborative; and Imua Alliance. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that climate change and sea level rise pose significant, dangerous, and imminent threats to the State's social and economic well-being, public safety, nature and environments, cultural resources, property, infrastructure, and government functions. This measure provides for the development of a standardized procedure for assessing the vulnerability of facilities owned and managed by the State to sea level rise to ensure a consistent and coordinated statewide effort in building climate resiliency.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$400,000.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 993, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 993, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 432 Water & Land on H.B. No. 994

The purpose of this measure is to:

- (1) Require the Office of Planning and Sustainable Development to perform a study to refine rural district policies, identify strategies for expansion of the rural district, and submit reports of its findings and recommendations to the Legislature; and
- (2) Appropriate funds for the Office of Planning and Sustainable Development to perform the study and complete all required reports.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Department of Agriculture; Office of Planning and Sustainable Development; Maui County Farm Bureau; and Hawai'i Farm Bureau. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that the State and counties have not made effective use of the state rural land use district. Currently, there are 10,454 acres in the rural district, which amount to 0.3 percent of all lands in the State, and there are no rural district lands on Oahu. Your Committee further finds that redefinition and expansion of the rural district will enable better land use management of existing rural settlements and rural centers and residential dwellings engaged in subsistence or lifestyle agriculture, which are not explicitly permitted in the agricultural district.

Your Committee notes that the Office of Planning and Sustainable Development completed a state land use review of districts in January 2022. The review found that the potential for preserving much of the State's open space, rural communities, and working lands may be realized by redefining the policy framework for the rural district and facilitating the reclassification of lands from the agricultural to the rural district to accommodate existing settlements where lifestyle and subsistence farms predominate. Your Committee believes that further refinement of rural district policies and strategies to expand the rural district are needed to reach those potentials.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$300,000.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 994, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 994, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 433 Water & Land on H.B. No. 1159

The purpose of this measure is to require the Hawaii Community Development Authority to consider the impacts of climate change, sea level rise, and climate-resilient development in the design and siting of buildings in the Kaka'ako and Kalaeloa Community Development Districts.

Your Committee received testimony in support of this measure from the Office of Planning and Sustainable Development, Hawaii Community Development Authority, University of Hawai'i System, and three individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that climate change and sea level rise pose significant, dangerous, and imminent threats to the State. New infrastructure and development projects in the Kaka'ako and Kalaeloa Community Development Districts are at particular risk to the effects of climate change. Your Committee further finds that it is in the State's long-term interest to ensure that the Hawaii Community Development Authority considers the impacts of climate change, sea level rise, and climate-resilient development in the development of the Kaka'ako and Kalaeloa Community Development Districts.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1159, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1159, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 434 Water & Land on H.B. No. 1371

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources to prepare a master plan for the Sand Island State Recreation Area.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawaii Softball Foundation, and one individual.

Your Committee finds that the Sand Island State Recreation Area is one of few readily accessible urban beach parks in Honolulu that offers a unique combination of recreational facilities and opportunities for land-based and ocean recreation, including picnicking, camping, remote control car operations, BMX bicycling, softball, beach activities, swimming, surfing, fishing, and canoe paddling. However, the infrastructure and facilities of the Sand Island State Recreation Area have deteriorated over the years from age, heavy use and misuse, and hostile environmental conditions caused by saltwater exposure. This measure would require the development of a master plan for the Sand Island Recreation Area, ensuring that any future development incorporates a variety of improvements and cultural considerations.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$500,000, as suggested in the testimony from the Department of Land and Natural Resources.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1371, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1371, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 435 Water & Land on H.B. No. 1394

The purpose of this measure is to appropriate funds for the operations and personnel of the Department of Land and Natural Resources' Division of Forestry and Wildlife to manage hotspots at trailheads as part of the Na Ala Hele Trail and Access Program.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Sierra Club Hawai'i Island Group, The Trust for Public Land, Asbestos Analytical & Consultants, and twelve individuals.

Your Committee finds that the Hawaii Tourism Authority and its subcontractors have developed destination management plans for each county. These destination management plans identify hot spots that attract visitors due to their popularity, sometimes resulting in overcrowding, congestion, degradation of resources, safety hazards, and a negative experience for residents and visitors.

Your Committee further finds that many hotspots are trailheads leading to hiking trails of Na Ala Hele, the State's trail and access program, which is maintained by the Division of Forestry and Wildlife of the Department of Land and Natural Resources. Your Committee recognizes that the Department of Land and Natural Resources needs additional funds for personnel and resources to manage the hotspots at trailheads and provide a positive experience for residents and visitors who use the trails.

Your Committee has amended this measure by:

- (1) Changing the appropriations to unspecified amounts;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$1,385,044, to be used as follows:

- (1) \$30,000 for office, safety, and field supplies;
- (2) \$200,000 for four four-wheel drive vehicles;
- (3) \$800,000 for planning consultant contracts;
- (4) \$68,556 for the establishment of one full-time equivalent (1.0 FTE) permanent planner V position on Oahu;
- (5) \$182,736 for the establishment of three full-time equivalent (3.0 FTE) permanent specialist IV positions; provided that one position each shall be assigned to Maui, Oahu, and Kauai;
- (6) \$42,840 for the establishment of one full-time equivalent (1.0 FTE) permanent technician position on Kauai; and
- (7) \$60,912 for the establishment of one full-time equivalent (1.0 FTE) permanent abstractor position on Oahu.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1394, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1394, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 436 Housing on H.B. No. 677

The purpose of this measure is to:

- (1) Require the Hawaii Housing Finance and Development Corporation to establish a five-year Dwelling Unit Revolving Fund Pilot Program;
- (2) Establish one full-time equivalent Housing Development Specialist III position to support the pilot program; and
- (3) Appropriate funds.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation.

Your Committee further finds that there is a high unmet demand for for-sale units for residents of the State, particularly for those who are at or below one hundred twenty percent of the area median income. This measure will help address the unmet demand for for-sale housing by allocating equity purchased by the Hawaii Housing Finance and Development Corporation to specific units within a housing development, with the price paid by eligible buyers then reduced by that allocated amount.

Your Committee has amended this measure by:

- (1) Changing the appropriations to unspecified amounts;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider appropriation amounts of \$10,000,000 into and out of the Dwelling Unit Revolving Fund for the pilot program and \$120,000 to establish and hire one full-time equivalent (1.0 FTE) Housing Development Specialist III.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 677, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 677, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Onishi).

SCRep. 437 Housing on H.B. No. 644

The purpose of this measure is to:

- (1) Allow a landlord or their agent to charge an application screening fee at the time a rental application is processed for residential property;
- (2) Cap the amount of the application screening fee at \$25 and prohibit charging fees for each member of a household;
- (3) Require the landlord or their agent to provide a receipt for payment of the application screening fee, if requested; and
- (4) Require the landlord or their agent to return any unauthorized fee amounts to the applicant.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs, Partners In Care, and Legal Aid Society of Hawai'i. Your Committee received comments on this measure from the Hawai'i Association of REALTORS and Affordable Housing Connections LLC, dba AHC Hawaii.

Your Committee finds that there are numerous barriers to accessing affordable housing for low-income households and people experiencing homelessness. Your Committee recognizes that there are costs associated with screening prospective tenants, including application screening fees for personal reference checks and credit reports; however, the costs of application screening fees vary and can exceed the actual cost of screening. Furthermore, the costs of multiple application screening fees for prospective tenants can result in significant economic hardship, especially in a tight housing market. Addressing the assessment of application screening fees is one way to address impediments to securing affordable rental housing in the State.

Your Committee has amended this measure by:

- (1) Providing that a landlord or their agent shall only charge an application screening fee for an applicant who is eighteen years old or older and whose income is being used to meet financial qualifications for the rental application process;
- (2) Deleting language that would have:
 - (A) Established a cap of \$25 for the application screening fee;
 - (B) Authorized a landlord or their agent to charge only one application screening fee per application;
 - (C) Prohibited a landlord or their agent from charging an application screening for each member of a household; and
 - (D) Required a landlord or their agent to provide to an applicant, upon request, a copy of any report obtained by the landlord or their agent within ten days of the applicant's request;
- (3) Requiring a landlord or their agent to provide to an applicant, upon request, a breakdown of costs covered by the application screening fee;
- (4) Requiring, beginning on May 1, 2024, the Office of Consumer Protection of the Department of Commerce and Consumer Affairs to produce and make available informational materials to provide landlords and applicants with notice regarding the specific rights and obligations established under this measure and to publicize the requirements for the application screening fees under this measure;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 644, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 644, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Onishi).

SCRep. 438 Housing on H.B. No. 678

The purpose of this measure is to clarify a county's obligations with respect to housing developed through the housing development programs under the Hawaii Housing Finance and Development Corporation.

Your Committee received testimony in support of this measure from the Hawai'i Association of REALTORS and NAIOP Hawaii. Your Committee received comments on this measure from the Hawaii Housing Finance and Development Corporation.

Your Committee finds that a 2019 report on housing demand in the State by the Department of Business, Economic Development, and Tourism found that the State needs up to 50,156 housing units to meet demand in Hawaii by 2025. To add to housing challenges, interest rates for residential mortgages have reached a forty-year high. The recent increases in interest rates have decreased the sales prices of certain units built under the housing development programs overseen by the Hawaii Housing Development Corporation due to the area median income limitations. This measure will provide a means for market developers to fulfill their affordable housing requirements with less risk, thereby increasing the supply of housing for residents of the State.

While your Committee notes the success of the housing credits provided to the Department of Hawaiian Home Lands for affordable housing projects, your Committee believes that additional guardrails are needed to ensure the credits are properly issued, controlled, and accounted for if the State is to expand the use of housing credits to affordable housing projects under the Hawaii Housing Finance and Development Corporation.

Your Committee has amended this measure by:

- (1) Amending the definition of "affordable housing obligation" to include requirements imposed by the Hawaii Community Development Authority;
- (2) Changing the sunset date to July 1, 2028;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 678, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 678, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Onishi).

SCRep. 439 Housing on H.B. No. 923

The purpose of this measure is to:

- (1) Require counties with a private activity bond issuance program to exhaust their allotment before applying to the State for the state allocation;
- (2) Require the State, if it receives a county allocation, to award the same amount to a project or projects in that county before awarding to projects in other counties;
- (3) Require a project to first apply to the county in which the project is located, if the county has a private activity bond issuance program before applying to the State; and
- (4) Require the Department of Budget and Finance to indicate to the Hawaii Housing Finance and Development Corporation any county amount of unused or unassigned allocation.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation. Your Committee received comments on this measure from the Department of Budget and Finance and Highridge Costa Development Company.

Your Committee finds that counties who have elected to retain their bond ceiling should be allocating bond ceiling to qualified projects in their respective counties before seeking private activity bonds from the State's allocation. Similarly, your Committee believes that if a county decides to return its private activity bonds allocation to the State, that allocation should be applied to projects located in that county. This measure will help ensure fairness and equity in the allocation of private activity bonds, which is the most limited resource in terms of multi-family rental housing financing.

Your Committee has amended this measure by:

- (1) Requiring the Director of Finance of each county to report the county's unused allocation to the Hawaii Housing Finance and Development Corporation, in addition to the Department of Budget and Finance, in writing by November 15 of each year;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 923, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 923, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Onishi).

SCRep. 440 Housing on H.B. No. 992

The purpose of this measure is to clarify Act 248, Session Laws of Hawaii 2022, as it pertains to the appropriation for the Affordable Homeownership Revolving Fund.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; and Hawaii Housing Finance and Development Corporation.

Your Committee finds that Act 248, Session Laws of Hawaii 2022 (Act 248), was enacted to assist in developing affordable housing by appropriating \$5,000,000 to be used for the purposes of the Affordable Homeownership Revolving Fund. However, under the current language of Act 248, loan repayments would be made to the general fund instead of the Affordable Homeownership Revolving Fund. This measure clarifies that funds appropriated under Act 248 will be deposited into and used for the purposes of the Affordable Homeownership Revolving Fund.

Your Committee has amended this measure by:

- (1) Inserting a preamble;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 992, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 992, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Onishi).

SCRep. 441 Housing on H.B. No. 675

The purpose of this measure is to require the Hawaii Housing Finance and Development Corporation to open at minimum two application periods each year for the receipt of applications for financing for the development of affordable housing under certain programs of the Corporation.

Your Committee received testimony in support of this measure from Stanford Carr Development and one individual. Your Committee received comments on this measure from the Hawaii Housing Finance and Development Corporation.

Your Committee finds that the Hawaii Housing Finance and Development Corporation recently modified prerequisites to require a project to submit approved permits for housing developments prior to applying for tax credits, bonds, and the Rental Housing Revolving Fund program. Your Committee believes that having a two-application cycle will avoid delays in applying for these benefits, thereby addressing the lack of available affordable housing in the State. However, your Committee notes that the Hawaii Housing Finance and Development Corporation may be limited by financing barriers to offer multiple application periods for housing financing programs.

Accordingly, your Committee has amended this measure by:

- (1) Specifying that the Hawaii Housing Finance and Development Corporation shall open multiple application periods for certain housing financing programs each year if sufficient funding is available; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 675, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 675, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Onishi).

SCRep. 442 Housing on H.B. No. 679

The purpose of this measure is to amend the general fund appropriation for the Hawaii Housing Finance and Development Corporation under Act 236, Session Laws of Hawaii 2022, to ensure the State meets its American Rescue Plan Act maintenance of effort obligations.

Your Committee received testimony in support of this measure from the Department of Budget and Finance and Hawaii Housing Finance and Development Corporation.

Your Committee finds that federal funding received under the federal American Rescue Plan Act came with a spending stipulation that required states receiving Elementary and Secondary School Emergency Relief Program III funds to maintain their spending for elementary and secondary education to at least maintain the proportional level of support provided during specific past fiscal years. Your Committee further finds that this measure is necessary to ensure the State satisfies maintenance of effort obligations under the American Rescue Plan Act.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 679 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Onishi).

SCRep. 443 Housing on H.B. No. 951

The purpose of this measure is to appropriate funds into and out of the Rental Housing Revolving Fund to be used to provide grants or loans to mixed-income rental projects or units for qualifying individuals and families.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation, Hawai'i Association of REALTORS, Catholic Charities Hawai'i, NAIOP Hawaii, and Highridge Costa Development Company.

Your Committee finds that there is a severe lack of affordable housing in the State. Your Committee further finds that the State will require approximately fifty thousand housing units by 2025. In order for the State to meet this demand, your Committee believes that significant funding needs to be provided for the development of affordable rentals units. This measure will enable the Hawaii Housing Finance and Development Corporation to extend a second round of funding to the development community to offer housing units to individuals and families with incomes above sixty percent and at or below one hundred percent of the area median income.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 951 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Onishi).

SCRep. 444 Housing/Water & Land on H.B. No. 676

The purpose of this measure is to authorize the appropriate county land use decision-making authority to determine district boundary amendments involving land areas over fifteen acres if the county has adopted an ordinance that meets certain requirements.

Your Committees received testimony in support of this measure from the Chief Housing Officer of the Office of the Governor; Planning Department of the County of Hawaii; Hawai'i Association of REALTORS; Building Industry Association of Hawaii; Mark Development, Inc.; Maui Chamber of Commerce; and one individual. Your Committees received testimony in opposition to this measure from one member of the Maui County Council, Sierra Club of Hawai'i, Kupuna for the Mo'opuna, Pele Lani Farm LLC, Hawai'i Farm Bureau, Kihei Community Association, and numerous individuals. Your Committees received comments on this measure from the Department of Agriculture, Land Use Commission, and Grassroot Institute of Hawaii.

Your Committees find that the lack of affordable housing in the State requires innovative solutions to help residents become homeowners. Your Committees further find that under existing law, only the state Land Use Commission has the power to determine district boundary amendments involving lands over fifteen acres. However, your Committees believe this inhibits the counties' abilities to provide necessary housing to residents within each county. This measure will provide the counties with flexibility to make certain district boundary amendments to increase the availability of affordable units throughout the State.

Your Committees have amended this measure by:

- (1) Excluding from the provisions of this measure lands designated as important agricultural lands or lands where the soil is classified by the Land Study Bureau's detailed land classification as overall (master) productivity rating class A or B;
- (2) Amending the requirements for county ordinances that will authorize a county to amend district boundaries of lands over fifteen acres by:
 - (A) Specifying that affordable housing is defined by county ordinance rather than as a certain percent of area median income;
 - (B) Providing that mitigation efforts for State and county resources approved by the appropriate department; and
 - (C) Requiring the county ordinances be adopted pursuant to all state laws and the public trust doctrine;
- (3) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 676, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 676, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chairs on behalf of the Committees.
Housing: Ayes, 7; Ayes with Reservations (Matsumoto). Noes, 1 (Marten). Excused, none.
Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 445 Housing/Water & Land on H.B. No. 1185

The purpose of this measure is to appropriate funds for statewide planning and coordination for transit-oriented development projects identified in the State Strategic Plan for Transit-Oriented Development.

Your Committees received testimony in support of this measure from the Chief Housing Officer of the Office of the Governor, Office of Planning and Sustainable Development, and one individual. Your Committees received testimony in opposition to this measure from one individual.

Your Committees find that the promotion of mixed-use development and affordable housing within transit-oriented development areas in the State is one of the most viable means for addressing the need for affordable housing. Since the establishment of the Hawaii Interagency Council for Transit-Oriented Development, the State has appropriated capital improvement project funds to support planning of transit-oriented development projects in all four counties. This measure further maintains and enhances the capacity to support planning of state and county transit-oriented development projects, including infrastructure assessments, mixed-use development, and affordable housing.

Your Committees have amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$2,000,000.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1185, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1185, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 8. Noes, none. Excused, none.

Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 446 Housing/Health & Homelessness on H.B. No. 671

The purpose of this measure is to appropriate funds and authorize the issuance of general obligation bonds for the Ohana Zones Pilot Program.

Your Committees received testimony in support of this measure from the Governor's Coordinator on Homelessness, Department of Human Services, one member of the Kaua'i County Council, AARP Hawai'i, Family Promise of Hawai'i, Hawai'i Health & Harm Reduction Center, and one individual. Your Committees received testimony in opposition to this measure from one individual. Your Committees received comments on this measure from the Department of the Attorney General.

Your Committees find that the Ohana Zones Pilot Program provides an essential source of funding for innovative approaches to serve and house people experiencing homelessness and to fill gaps in homeless housing and services that cannot be done with other sources of funding. Your Committees believe that more funding is needed to continue providing necessary services under the Ohana Zones Pilot Program to reduce the number of residents experiencing, or who are on the verge of, homelessness. However, your Committees want to ensure that certain funds provided under this measure are for the development of new units under the pilot program.

Your Committees also find that mobile homes have been used elsewhere to provide necessary housing to those who are on the verge of becoming homeless. Your Committees believe that mobile homes may be another solution that can be provided under the Ohana Zones Pilot Program and believe that mobile homes could be considered an alternative option under the Ohana Zones Pilot Program.

Your Committees have amended this measure by:

- (1) Specifying that the general obligation bonds shall be used for the construction or rehabilitation of facilities that will result in new units for the Ohana Zones Pilot Program;
- (2) Inserting an expenditure clause for the general obligation bonds for the Office of the Governor, including general powers of the Governor and executive branch agencies in expending the funds;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Housing and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 671, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 671, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 6. Noes, none. Excused, 2 (Onishi, Todd).

Health & Homelessness: Ayes, 8; Ayes with Reservations (Garcia). Noes, none. Excused, none.

SCRep. 447 Housing/Health & Homelessness on H.B. No. 1397

The purpose of this measure is to establish and appropriate funds for a Supportive Housing Pilot Program.

Your Committees received testimony in support of this measure from the Governor's Coordinator on Homelessness; Department of Public Safety; Hawaii Public Housing Authority; Hawaii State Council on Developmental Disabilities; Hawaii Housing Finance and Development Corporation; one member of the Kauai County Council; Hawaii Substance Abuse Coalition; Hawai'i Youth Services Network; Affordable Housing Connections LLC dba AHC Hawaii; Agency on Elderly Affairs; Catholic Charities Hawai'i; Hawai'i Association of REALTORS; Hawai'i Housing Affordability Coalition; Pacific Housing Assistance Corporation; Hawai'i Health & Harm Reduction Center; The Institute for Human Services, Inc; and six individuals. Your Committees received comments on this measure from the Department of Human Services and State Procurement Office.

Your Committees find that supportive housing is an innovative and proven solution to some of the nation's toughest community problems. Your Committees further find that a supportive housing program would provide an important complement to the existing Housing First Program, which is focused on chronically homeless individuals. Many individuals experiencing homelessness do not qualify as chronically homeless, and as such cannot participate in the Housing First Program. This measure will provide assistance to several categories of individuals with various housing challenges statewide.

Your Committees have amended this measure by:

- (1) Clarifying that the \$500 monthly project-based rent supplement payments to project owners are for units that are rented to eligible residents participating in the Supportive Housing Pilot Program to assist the project owners maintaining rentals at levels affordable to eligible households with incomes at or below thirty percent of the area median income;
- (2) Clarifying that the Statewide Office on Homelessness and Housing Solutions shall administer payments for supportive services under the Supportive Housing Pilot Program;
- (3) Changing the appropriations to unspecified amounts; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider the following appropriation amounts:

- (1) \$50,000,000 for the Rental Housing Revolving Fund for supportive housing projects or supportive housing units in rental projects and one full-time equivalent (1.0 FTE) Permanent Housing Finance Specialist I position;
- (2) \$14,000,000 for contracts with new supportive housing rental projects or supportive housing rental units and one full-time equivalent (1.0 FTE) Permanent Housing Public Housing Specialist position;
- (3) \$10,500,000 for the provision of support services for qualified individuals and families in new supportive housing projects and one full-time equivalent (1.0 FTE) permanent position; and
- (4) \$500,000 for the development of a supportive housing information system.

As affirmed by the records of votes of the members of your Committees on Housing and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1397, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1397, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 6. Noes, none. Excused, 2 (Onishi, Todd).

Health & Homelessness: Ayes, 8. Noes, none. Excused, none.

SCRep. 448 Agriculture & Food Systems on H.B. No. 220

The purpose of this measure is to establish a Spay and Neuter Special Fund and allow funds from an income tax check-off to be deposited into the Special Fund.

Your Committee received testimony in support of this measure from Animal Rights Hawai'i, Hawaiian Humane Society, Kaua'i Humane Society, Kohala Animal Relocation and Education Service, Pōpoki Place O'ahu Cat Sanctuary, Poi Dogs & Popoki, Animal Interfaith Alliance in Britain, Alley Cat Allies, Save Maui Cats, Kitty Charm Farm, Cat People of Oahu, The Humane Society of the United States, and numerous individuals. Your Committee received testimony in opposition to this measure from the Department of Budget and Finance, Friends of Kaua'i Wildlife Refugees, Big Island Invasive Species Committee, American Bird Conservancy, Conservation Council for Hawai'i, Ahahui Malama I Ka Lokahi, Hawai'i Wildlife Fund, and numerous individuals. Your Committee received comments on this measure from the Department of Taxation and one individual.

Your Committee finds that animal and free-roaming cat overpopulation are persistent issues in Hawaii. Spaying and neutering pets are proven ways to reduce pet overpopulation and euthanasia rates. Currently, the State does not contribute funds to address the spaying or neutering of free-roaming cats, which is primarily done through veterinarians or animal organizations.

Your Committee has amended this measure by:

- (1) Specifying that the Advisory Committee members be selected by the Chairperson of the Board of Agriculture;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider increasing the appropriation amount above the \$50,000 provided in this measure.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 220, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 220, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 449 Agriculture & Food Systems on H.B. No. 544

The purpose of this measure is to require the State of Hawai'i Plant and Animal Declaration Form to be distributed, completed, and transmitted electronically.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Farm Bureau, and one individual. Your Committee received comments on this measure from one individual.

Your Committee finds that invasive species have become one of the most challenging problems impacting the State. Your Committee further finds that the State of Hawai'i Plant and Animal Declaration Form helps prevent new invasive species from entering Hawaii when completed by passengers and flight or vessel crews arriving in the State. Your Committee believes that converting the current paper form to an electronic form will increase the number of completed forms and help decrease the number of restricted plant and animal species entering Hawaii.

Your Committee has amended this measure by:

- (1) Requiring the completed declaration forms to be transmitted to the inspector at the first airport or seaport of arrival prior to the debarkation of passengers or baggage;
- (2) Clarifying that failure to distribute or transmit the declaration forms prior to the debarkation of passengers or baggage is a violation; and
- (3) Changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 544, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 544, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 450 Agriculture & Food Systems on H.B. No. 577

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources and Hawaii Invasive Species Council for population control and eradication of rose ringed parakeets across the State.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau and one individual. Your Committee received testimony in opposition to this measure from Animal Rights Hawai'i. Your Committee received comments on this measure from the Department of Agriculture and Department of Land and Natural Resources.

Your Committee finds that rose ringed parakeets are an invasive species that cause damage to food crops and harm native ecosystems. Due to the adaptability and resilience of this species, your Committee further finds that additional management tools need to be evaluated and a more comprehensive strategy needs to be developed to address the rose ringed parakeet invasive species. Accordingly, your Committee believes a task force to develop solutions to address this invasive species should be convened.

Your Committee has amended this measure by:

- (1) Establishing a Rose Ringed Parakeet Interagency Task Force within the Department of Agriculture for administrative purposes to:
 - (A) Develop short-, medium-, and long-term solutions to address the rose ringed parakeet proliferation across the State; and
 - (B) Submit a report of its findings and recommendations to the Legislature before the Regular Session of 2024;
- (2) Deleting a redundant appropriation to the Hawaii Invasive Species Council for the population control and eradication of rose ringed parakeets across the State;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 577, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 577, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 451 Agriculture & Food Systems on H.B. No. 312

The purpose of this measure is to amend the membership of the Advisory Committee on Pesticides by replacing the members representing the sugar and pineapple industries with members representing the coffee and diversified agriculture industries.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau, Hawai'i Alliance for Progressive Action, Hawai'i Farmers Union United, and two individuals.

Your Committee finds that the Advisory Committee on Pesticides assists the Department of Agriculture on developing and revising laws and rules to carry out and effectuate the Hawaii Pesticides Law. Your Committee further finds that the existing membership of the Advisory Committee includes representatives of the sugar and pineapple industries. However, these industries have largely reduced their footprint in the State. This measure replaces those members with members representing the coffee and diversified agriculture industries to better represent the existing composition of the agriculture industry in the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 312, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 312, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 452 Agriculture & Food Systems on H.B. No. 310

The purpose of this measure is to appropriate funds for the establishment of an Agriculture Education Coordinator position at the University of Hawaii for the College of Tropical Agriculture and Human Resources at the University of Hawaii at Manoa.

Your Committee received testimony in support of this measure from the Department of Agriculture, University of Hawaii at Manoa College of Tropical Agriculture and Human Resources, University of Hawaii Professional Assembly, Hawai'i Farm Bureau, Hawai'i Public Health Institute, Ka Ohana O Na Pua, Center for Getting Things Started, and three individuals.

Your Committee finds that the College of Tropical Agriculture and Human Resources convened the P-20 Agriculture Education Working Group in 2015 to develop an implementation strategy and recommendations for the creation of a statewide coordinated framework of support for P-20 agriculture education. This measure implements one of the working group's recommendations in its final report in 2019, which outlined a coordinated framework of support for agriculture education in Hawaii and recommended that a coordinator position be established.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 310, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 310, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 453 Energy & Environmental Protection/Water & Land on H.B. No. 1052

The purpose of this measure is to:

- (1) Establish the Climate Impact Special Fund;
- (2) Allocate 5 cents of the per-barrel Environmental Response, Energy, and Food Security Tax to the Climate Impact Special Fund;
- (3) Appropriate funds to the Hawaii Climate Change Mitigation and Adaptation Commission to address impacts of climate change and to mitigate further impacts on the State through carbon sequestration and resiliency planning; and
- (4) Allocate funds to the Sea Level Rise Voluntary Relocation Fund.

Your Committees received testimony in support of this measure from the Office of the Governor, Department of Land and Natural Resources, Hawai'i Climate Change Mitigation and Adaptation Commission, Hawai'i Emergency Management Agency, Hawaii Green Infrastructure Authority, Office of Planning and Sustainable Development, Kauai Climate Action Coalition, Hawaiian Electric, The Nature Conservancy – Hawai'i and Palmyra, Environmental Caucus of the Democratic Party of Hawai'i, and three individuals. Your Committees received testimony in opposition to this measure from seven individuals. Your Committees received comments on this measure from the Tax Foundation of Hawaii and two individuals.

Your Committees find that climate change impacts are being felt statewide and pose long-term threats to the State's economy, sustainability, environment, security, culture, and way of life. Successful mitigation and adaptation of climate change require comprehensive study and action to address the impacts of climate change. This measure supports the comprehensive and coordinated efforts needed to address the impacts of climate change in the State.

Your Committees have amended this measure by:

- (1) Authorizing the Hawaii Climate Change Mitigation and Adaptation Commission to transfer monies to other state departments and agencies to carry out the purposes of the Commission and to fund efforts to mitigate and adapt to climate change;
- (2) Specifying that the monies transferred to the Sea Level Rise Voluntary Relocation Fund be used to fund efforts to mitigate and adapt to climate change, in addition to carrying out the purposes of the Hawaii Climate Change Mitigation and Adaptation Commission;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees note that the Sea Level Rise Voluntary Relocation Fund does not currently exist but is the subject of other measures being considered this session.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1052, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1052, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Ward).

Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 454 Energy & Environmental Protection/Water & Land on H.B. No. 1212

The purpose of this measure is to establish a task force to develop a plan for Hawaii to be water-neutral by the year 2050.

Your Committees received testimony in support of this measure from the Honolulu Board of Water Supply, Environmental Caucus of the Democratic Party of Hawai'i, and two individuals. Your Committees received testimony in opposition to this measure from five individuals. Your Committees received comments on this measure from the Department of Land and Natural Resources.

Your Committees find that water neutrality is a key aspect of sustainable water management and can provide numerous benefits to organizations, communities, and the environment. Establishing a plan to achieve water neutrality will ensure sustainable water use, water security, and improved environmental quality for the State and its residents.

Your Committees have amended this measure by:

- (1) Establishing the water neutrality task force within the Commission on Water Resource Management, rather than the Department of Health;
- (2) Adding and designating the Chairperson of the Commission on Water Resource Management or the Chairperson's designee to be the Chairperson of the task force;
- (3) Clarifying that the member of the Commission on Water Resource Management on the task force shall have substantial experience or expertise in traditional Hawaiian water resource management techniques;
- (4) Adding the Manager and Chief Engineer, or the Manager's designee, from each county board or department of water supply to the task force;
- (5) Extending by two years the deadline for the task force to submit a report to the Legislature to twenty days prior to the convening of the Regular Session of 2026;
- (6) Extending by two years the date that the task force will cease to exist to June 30, 2026;
- (7) Inserting an appropriation for an unspecified amount for fiscal year 2023-2024 to establish the water neutrality task force and a water neutrality plan;
- (8) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (9) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$500,000.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1212, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1212, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Ward).

Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 455 Human Services/Health & Homelessness on H.B. No. 1053

The purpose of this measure is to create and appropriate funds for an Infant and Early Childhood Mental Health Program to provide support and mental health services for children from birth to age five.

Your Committees received testimony in support of this measure from the Office of the Governor, Office of Wellness and Resilience in the Office of the Governor, Department of Health, Executive Office on Early Learning, Domestic Violence Action Center, Hawaii Children's Action Network Speaks!, Early Childhood Action Strategy, EPIC Ohana, Commit to Keiki, Family Hui Hawai'i, Hawai'i Community Foundation, Ka 'Umeke Ka'eo, and three individuals. Your Committees received comments on this measure from the Judiciary, Department of Human Services, and Association for Infant Mental Health in Hawai'i.

Your Committees find that approximately twenty-nine thousand children in Hawaii have mental health needs due to biological or developmental special needs at birth, exposure to intimate partner violence, parental substance abuse, housing insecurity, and poverty. Your Committees further find that interventions at an early stage in life can reduce future needs for special education and mental health treatment, and reduce the risk of the child becoming involved with the juvenile and adult justice systems.

Your Committees note that the State lacks a consolidated, singular strategy for the provision of mental health programs. Currently the State's support for mental health is provided through programs located in many different agencies. The Infant and Early Childhood Mental Health Program established by this measure is intended to improve accessibility, capacity, and quality of services by establishing an overall coordinator to work across the various agencies and with relevant nonprofit organizations to address the unmet mental health needs of the State's children.

Your Committees have amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$800,000 for fiscal year 2023-2024 and an appropriation amount of \$1,700,000 for fiscal year 2024-2025.

As affirmed by the records of votes of the members of your Committees on Human Services and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1053, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1053, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 8. Noes, none. Excused, none.

Health & Homelessness: Ayes, 8. Noes, none. Excused, none.

SCRep. 456 Human Services/Health & Homelessness on H.B. No. 1357

The purpose of this measure is to appropriate funds for back payments in the amount of \$2,500 per Medicaid-eligible client under the care of licensed or certified Community Care Foster Homes, Type-I Adult Residential Care Homes, Expanded Adult Residential Care Homes, and Developmental Disabilities Domiciliary Homes.

Your Committees received testimony in support of this measure from the Big Island Adult Foster Home Care Operators, Big Island Adult Foster Home Organization, Caring Hands Foster Home, and eleven individuals. Your Committees received testimony in opposition to this measure from the Department of Human Services, Adult Foster Homecare Association of Hawaii, Untied Caregivers of Hawaii, Community Homecare Association of Hawaii, Alliance of Professional Primary Care Administrators, and Provider Helping Hands of Hawaii.

Your Committees find that home and community-based services providers carryout essential and necessary services to the State's elderly and vulnerable populations. Your Committees further find that additional funds for these providers would help address rising costs and increased demand for services.

Your Committees are cognizant of the financial burdens facing Community Care Foster Homes, Type-I Adult Residential Care Homes, Expanded Adult Residential Care Homes, and Developmental Disabilities Domiciliary Homes providers. However, your Committees note that seeking the additional payments proposed by this measure may jeopardize the proposed \$30,000,000 annual pay increase for community based caregivers.

Your Committees are also concerned that providing additional enhanced payments to providers may potentially violate state or federal Medicaid laws. Your Committees therefore request the Department of Human Services' Med-QUEST Division to provide additional information to your Committee on Finance, should it deliberate on this measure, identifying if enhanced payments have been made to Community Care Foster Homes, Type-I Adult Residential Care Homes, Expanded Adult Residential Care Homes, and Developmental Disabilities Domiciliary Homes providers and whether the provision of additional enhanced payments to these providers would violate any state or federal Medicaid laws.

Your Committees have amended this measure by:

- (1) Amending the appropriation to provide enhanced payments to certain care home providers, rather than back payments; and
- (2) Changing the effective date to July 30, 3000, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Human Services and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1357, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1357, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 8. Noes, none. Excused, none.

Health & Homelessness: Ayes, 8. Noes, none. Excused, none.

SCRep. 457 Human Services/Health & Homelessness on H.B. No. 1366

The purpose of this measure is to establish and appropriate funds for a three-year Return-to-Home Pilot Program to assist eligible homeless individuals with family reunification.

Your Committees received testimony in support of this measure from the Hawai'i Lodging & Tourism Association. Your Committees received comments on this measure from the Department of Human Services.

Your Committees find that homelessness continues to be one of the State's most significant and challenging social problems. Your Committees further find that many homeless individuals who are currently stranded in the State may be able to thrive and break the cycle of homelessness if they are repatriated to their families and loved ones in their home state.

Your Committees note that between 2014 and 2019, the Hawai'i Lodging & Tourism Association operated a program similar to the one proposed by this measure. Over the five years that it operated, the program helped coordinate the return of seven hundred forty-four homeless individuals, with only sixteen individuals, or less than two percent of program participants, returning to Hawaii.

Your Committees have amended this measure by:

- (1) Requiring the Department of Human Services to contract with eligible nonprofit organizations, for profit organizations, or foundations as part of a public-private partnership to administer the Pilot Program;
- (2) Authorizing the Department of Human Services to enter into contracts as part of the public-private partnership without regard to the Hawaii Public Procurement Code and law governing purchases of health and human services;
- (3) Requiring program participants, or their families, to pay half the cost of any transportation used to return the participant to their home state, unless the participant is indigent and lacks the financial resources;
- (4) Requiring all funds provided to eligible nonprofit organizations, for profit organizations, or foundations be matched by these entities on a dollar-for-dollar basis;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Human Services and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1366, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1366, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 8. Noes, none. Excused, none.

Health & Homelessness: Ayes, 8. Noes, none. Excused, none.

SCRep. 458 Human Services/Health & Homelessness on H.B. No. 1367

The purpose of this measure is to appropriate funds to increase Medicaid reimbursements to eligible health care providers to match the current Medicare fee schedule.

Your Committees received testimony in support of this measure from the Department of Human Services, University of Hawai'i System, Hawaii State Center for Nursing, Office of the Mayor of the County of Hawai'i, Kaiser Permanente Hawai'i, Hawai'i Pacific Health, Hawaii Substance Abuse Coalition, AARP Hawai'i, Hawaii Chapter of the American Physical Therapy Association, Hawaii Association of Health Plans, Hawaii Medical Service Association, The Queen's Health Systems, Hawaii Section of the American College of Obstetricians and Gynecologists, Hawaii Medical Association, Hawai'i Association of Professional Nurses, United Caregivers of Hawaii, Adult Foster Homecare Association of Hawaii, Community Homecare Association of Hawaii, Alliance of Professional Primary Care Administrators, Provider Helping Hands of Hawaii, Kauai Community Health Alliance, Isei Consulting LLC, Healthcare Association of Hawaii, Hawaii Provider Shortage Crisis Task Force, and fifteen individuals.

Your Committees find that nearly one-third of the State's residents are enrolled in Medicaid. With this significant number of residents covered by Medicaid, health care providers who care for the State's Medicaid enrollees are receiving less reimbursement than they would if the residents were covered by private health insurance. Your Committees further find that the rate increase proposed by this measure may encourage more health care providers to provide care to Medicaid recipients and would assist providers in meeting the cost of care.

Your Committees have amended this measure by:

- (1) Amending the preamble;
- (2) Changing the appropriation to an unspecified amount;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$30,000,000. Your Committees note that a general fund appropriation of \$30,000,000 would draw down approximately \$43,000,000 in available federal matching funds.

As affirmed by the records of votes of the members of your Committees on Human Services and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1367, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1367, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 8. Noes, none. Excused, none.

Health & Homelessness: Ayes, 8. Noes, none. Excused, none.

SCRep. 459 Health & Homelessness/Human Services on H.B. No. 897

The purpose of this measure is to establish a joint task force between the Department of Health's Behavioral Health Services Administration and Department of Human Services' Med-QUEST Division to review policy issues and opportunities related to the navigation, access, and coverage of Medicaid services by persons with autism or fetal alcohol spectrum disorders.

Your Committees received testimony in support of this measure from the Hawaii Substance Abuse Coalition, Hawaii Fetal Alcohol Spectrum Disorders Action Group, Hawaii Disability Rights Center, Hawai'i Alcohol Policy Alliance, and seven individuals. Your Committees received comments on this measure from the Department of Health, Department of Human Services, Department of the Attorney General, and one individual.

Your Committees find that persons who have been diagnosed with autism or fetal alcohol spectrum disorder face difficult and profound challenges in navigating the State's current system of care. Your Committees further find that individuals diagnosed with autism or fetal alcohol spectrum disorder may benefit from a variety of home and community-based services. This measure is intended to identify barriers to access of Medicaid services for persons diagnosed with autism and fetal alcohol spectrum disorders and make recommendations on how these barriers may be reduced.

Your Committees have amended this measure by:

- (1) Clarifying the scope of the task force's study to allow consideration of other relevant guidelines for screening tools;
- (2) Requiring a general fund appropriation to the Department of Human Services before the Department seeks approval from the Centers for Medicare and Medicaid Services;
- (3) Adding an appropriation for an unspecified amount for the Department of Human Services to procure consultant technical assistance to write Medicaid waivers and develop an estimated budget for any task force recommended service and benefit coverage expansions;
- (4) Removing a provision that could be interpreted as binding a future Legislature to funding requirements;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of between \$150,000 to \$200,000.

As affirmed by the records of votes of the members of your Committees on Health & Homelessness and Human Services that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 897, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 897, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Health & Homelessness: Ayes, 8. Noes, none. Excused, none.

Human Services: Ayes, 8. Noes, none. Excused, none.

SCRep. 460 Health & Homelessness/Economic Development on H.B. No. 662

The purpose of this measure is to exempt amounts received by a hospital, infirmary, medical clinic, health care facility, pharmacy, or medical practitioner for health care related goods or services purchased under Medicare, Medicaid, or TRICARE from the general excise tax.

Your Committees received testimony in support of this measure from the University of Hawai'i System; Mayor of the County of Hawai'i; Hawaii Substance Abuse Coalition; Hawai'i Island Chamber of Commerce; Hawai'i Association of Professional Nurses; Hawai'i Health & Harm Reduction Center; Hawaii Independent Physicians Association; Health and Medical Services Subcommittees of the Kupuna Caucus of the Democratic Party of Hawai'i; Kauai Community Health Alliance; Hawaii Chapter of the American Physical Therapy Association; Big Island Docs; Hawaii Dental Service; Joyful Living, LLC; Synergy Health LLC; AARP Hawai'i; Hawaii Medical Association, Dr. Smith Family Medicine; and fifteen individuals. Your Committees received comments on this measure from the Department of Taxation, Tax Foundation of Hawaii, Grassroot Institute of Hawaii, and two individuals.

Your Committees find that medical services rendered at a nonprofit hospital, infirmary, or sanitarium are exempt from the general excise tax, but those same services are fully taxable if rendered by individual or group practices or clinics. Your Committees further find that Medicare, Medicaid, and TRICARE do not compensate for the difference created by the general excise tax, which leads to some inconsistency in the impact to health care providers and causes some providers not to accept this group of patients. This measure would eliminate the disparity in compensation and would help ease the financial burden of caring for patients with Medicare, Medicaid and TRICARE.

Your Committees have amended this measure by:

- (1) Clarifying that amounts received by a dental practitioner for health care related goods or services purchased under the Medicare, Medicaid, or TRICARE programs are exempt from the general excise tax;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Health & Homelessness and Economic Development that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 662, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 662, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Health & Homelessness: Ayes, 5. Noes, none. Excused, 3 (Mizuno, Nishimoto, Garcia).

Economic Development: Ayes, 4. Noes, none. Excused, 3 (Hussey-Burdick, Quinlan, Pierick).

SCRep. 461 Labor & Government Operations on H.B. No. 816

The purpose of this measure is to clarify the deadline for submitting written protests that are based on the content of a solicitation.

Your Committee received testimony in support of this measure from Nan, Inc. Your Committee received testimony in opposition to this measure from the General Contractors Association of Hawaii. Your Committee received comments on this measure from the State Procurement Office and Department of Transportation.

Your Committee finds that there is confusion as to when a party is deemed aggrieved in the procurement process, which triggers the period within which a party may protest. Your Committee further finds that procurement protest reviews can be lengthy, causing project delays and increasing project costs that are in turn borne by the State's taxpayers. This measure seeks to clarify the deadline to enhance predictability in the procurement process.

Your Committee has amended this measure by:

- (1) Adding a preamble to explain its purpose;
- (2) Changing the term "request for information" to "request for additional information relating to the content of the solicitation";

- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 816, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 816, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 462 Labor & Government Operations on H.B. No. 964

The purpose of this measure is to:

- (1) Increase the fee for the issuance of an apostille or certification from \$1 to \$10;
- (2) Establish the Apostilles and Certifications Special Fund; and
- (3) Authorize the Office of the Lieutenant Governor to expend monies in the fund for operational expenses.

Your Committee received testimony in support of this measure from the Office of the Lieutenant Governor. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that as Secretary of State, the Lieutenant Governor annually provides approximately seven thousand five hundred authentication services for all public and general documents that are used overseas, including powers of attorney, marriage certificates, birth certificates, divorce decrees, wills, judgments, agreements, and transcripts. Passage of this measure will ensure that the Office of the Lieutenant Governor has sufficient funding to execute its constitutional obligations without burdening the state treasury.

Your Committee has amended this measure by:

- (1) Providing for an appropriation out of the special fund for operational expenses of the Office of the Lieutenant Governor;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 964, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 964, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 463 Economic Development on H.B. No. 932

The purpose of this measure is to change the total amount of motion picture, digital media, and film production income tax credits allowed per year from \$50,000,000 to an unspecified amount.

Your Committee received testimony in support of this measure from the Island Film Group, Hawaii Teamsters Local 996, and one individual. Your Committee received testimony in opposition to this measure from NuWayve Unlimited and one individual. Your Committee received comments on this measure from the Department of Business, Economic Development, and Tourism; Department of Taxation; University of Hawai'i System; Honolulu Film Office of the City and County of Honolulu; Tax Foundation of Hawaii; and IATSE Local 665.

Your Committee finds that the motion picture, digital media, and film production income tax credit is a critical tool to keep Hawaii competitive on a global scale. From 2006, when the tax credit was established, to 2019, Hawaii's film industry has quadrupled in size. However, an aggregate cap of \$35,000,000 was established for the income tax credit in 2017 and increased to \$50,000,000 in 2019. This cap creates a ceiling that hinders job growth and infrastructure development. Your Committee believes that increasing the aggregate cap on the income tax credit will continue to attract productions to the State, accelerate job opportunities for residents to succeed in careers in the creative sector, and give opportunities for local small businesses to thrive.

Your Committee has amended this measure by changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 932, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 932, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Quinlan).

SCRep. 464 Economic Development on H.B. No. 1194

The purpose of this measure is to:

- (1) Establish the Hawaii Economic Development District Planning Organization to implement the United States Economic Development Administration-approved comprehensive development strategy;
- (2) Establish temporary full-time positions to support the Organization; and
- (3) Appropriate funds for the Organization and hiring of necessary staff.

Your Committee received testimony in support of this measure from the Office of Planning and Sustainable Development.

Your Committee finds that being designated as an economic development district by the United States Economic Development Administration offers opportunities to advance coordinated and locally developed goals that leverage and build upon interrelated community assets. An economic development district also advances a long-term established relationship with the United States Economic Development Administration that includes annual federal funding to support the development and implementation of the Hawaii Comprehensive Economic Development Strategy.

Your Committee notes that for an economic development district to be designated by the United States Economic Development Administration, the district must meet several requirements, including having an approved comprehensive economic development strategy, commitments from a majority of counties

within the proposed district, and a district organization that meets federal requirements. This measure establishes a Hawaii Economic Development District Planning Organization to serve as the district organization required for Hawaii to be eligible for the substantial benefits of a United States Economic Development Administration-designated economic development district.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1194, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1194, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Quinlan).

SCRep. 465 Economic Development on H.B. No. 991

The purpose of this measure is to:

- (1) Increase the per-grant cap for awards to assist businesses applying for the Small Business Innovation Research Grant Program and the Small Business Technology Transfer Grant Program; and
- (2) Adds the purchasing of renewable energy systems as an eligible expense, and clarifies that training on both new and existing manufacturing equipment is an eligible expense, for the Manufacturing Development Grant Program.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Hawaii Technology Development Corporation; Chamber of Commerce Hawaii; Makai Ocean Engineering, Inc.; and Hawaii Food Industry Association.

Your Committee finds that the Hawaii Technology Development Corporation aims to encourage and assist new applicants to compete for available federal Small Business Innovation Research Grant Program and Small Business Technology Transfer Grant Program funds. Businesses applying for these federal grants may be awarded up to \$3,000 for grant writing assistance to increase their chance of success in being awarded the grants. However, because of increased costs, the \$3,000 maximum amount is no longer sufficient. Increasing the maximum amount of funds that a business may be awarded for grant writing assistance will encourage more businesses to pursue federal grant funds.

Your Committee also finds that clarifying that training on both new and existing manufacturing equipment is an eligible expense for the Manufacturing Development Grant Program will increase workforce productivity and wages. Additionally, adding the purchasing of renewable energy systems as an eligible expense for the Manufacturing Development Grant Program will help manufacturers offset high energy costs in the State.

Your Committee has amended this measure by:

- (1) Changing the per-grant cap for awards to an unspecified amount; and
- (2) Changing its effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider \$6,000 as the per-grant cap for awards to a business.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 991, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 991, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Quinlan).

SCRep. 466 Economic Development on H.B. No. 1314

The purpose of this measure is to:

- (1) Require productions to provide evidence of reasonable efforts to comply, rather than actually comply, with all applicable requirements to qualify for the motion picture, digital media, and film production income tax credit; and
- (2) Require taxpayers be given notice of and an opportunity to cure any failure to meet the requirements for the motion picture, digital media, and film production income tax credit.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Honolulu Film Office of the City and County of Honolulu; and Motion Picture Association. Your Committee received comments on this measure from the Department of Taxation, University of Hawai'i System, Tax Foundation of Hawaii, IATSE Local 665, and Island Film Group.

Your Committee finds that Act 217, Session Laws of Hawaii 2022 (Act 217), enacted amendments to the motion picture, digital media, and film production income tax credit, including new requirements regarding an employer's responsibility to withhold and remit general excise taxes for payments made to loan-out corporations for services performed in the state. An employer, or payroll services company on behalf of the employer, cannot remit amounts withheld to the Department of Taxation without a general excise tax identification number provided by the loan-out corporation; therefore, failure of a loan-out corporation to provide the employer or payroll services company with a general excise tax identification number can jeopardize the employer's compliance with the requirements and eligibility for the tax credit. This measure will allow employers to make reasonable efforts to comply with and have an opportunity to rectify any compliance issues to meet the requirements for eligibility for the motion picture, digital media, and film production income tax credit.

Your Committee has amended this measure by:

- (1) Clarifying that the requirements to qualify for the motion picture, digital media, and film production income tax credit, including provisions on notice of and opportunity to cure any failure to meet the requirements for the tax credit, are not to be interpreted as waiving any requirement or extending the time to perform any act required for the tax credit;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1314, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1314, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Quinlan).

SCRep. 467 Economic Development on H.B. No. 700

The purpose of this measure is to suspend the fuel tax from July 1, 2023, to June 30, 2024.

Your Committee received testimony in support of this measure from five individuals. Your Committee received testimony in opposition to this measure from the Department of Transportation and Department of Budget and Finance. Your Committee received comments on this measure from the Department of Taxation, Tax Foundation of Hawaii, and Grassroot Institute of Hawaii.

Your Committee finds that Hawaii's current fuel prices remain close to \$5 per gallon, well above the national average of \$3.43 per gallon of fuel. Part of this high cost is due to various taxes and fees, including the state fuel tax of sixteen cents per gallon of liquid fuel or diesel oil. Your Committee further finds that a suspension of the fuel tax for one year will give Hawaii taxpayers temporary relief from the rising fuel prices.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 700, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 700, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6; Ayes with Reservations (Kong). Noes, none. Excused, 1 (Quinlan).

SCRep. 468 Economic Development on H.B. No. 999

The purpose of this measure is to:

- (1) Establish state goals for economic growth fueled by innovation and technology;
- (2) Appropriate funds to the Hawaii Technology Development Corporation to implement specific projects that address the established state goals; and
- (3) Require the Hawaii Technology Development Corporation to submit annual reports over three years on the progress and outcomes of the projects.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Hawaii Technology Development Corporation; Hawaii Farm Bureau; and one individual.

Your Committee finds that the State must accelerate its economic diversification efforts through substantial, strategic, coordinated investments as part of its ongoing recovery from the COVID-19 pandemic. This measure establishes a policy framework for Hawaii Technology Development Corporation projects that aligns individual projects with larger state objectives that will ensure economic success. This measure also includes reporting requirements and objectives that will ensure transparency and accountability in the implementation of the projects.

Your Committee has amended this measure by:

- (1) Changing the appropriations to unspecified amounts;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of:

- (1) \$5,000,000 to be deposited into and appropriated out of the Strategic Development Programs Revolving Fund to stimulate private capital investments into small businesses in Hawaii; and
- (2) \$10,000,000 for economic diversification, to be used as follows:
 - (A) \$2,000,000 to accelerate economic diversification by supporting, enhancing, and encouraging new accelerator programs;
 - (B) \$2,000,000 to support economic development opportunities with the trade sector, especially products manufactured in Hawaii;
 - (C) \$2,000,000 to support economic development opportunities with the defense sector, including aerospace and supporting companies conducting small business innovation research through matching grants; and
 - (D) \$4,000,000 to reduce and mitigate climate change through renewable energy technology demonstration projects such as hydrogen, geothermal, or clean ground, air, and sea transportation.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 999, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 999, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 469 Economic Development on H.B. No. 1384

The purpose of this measure is to establish an income tax credit to incentivize the development of the food manufacturing industry in Hawaii.

Your Committee received testimony in support of this measure from the Department of Research and Development of the County of Hawaii, Ulupono Initiative, Hawai'i Farm Bureau, Chamber of Commerce Hawaii, Hawaii Food Manufacturers Association, and Hawaii Food Industry Association. Your Committee received comments on this measure from the Department of Taxation, Department of Agriculture, Tax Foundation of Hawaii, and Hawai'i Technology Development Corporation.

Your Committee finds that many industries in Hawaii, including the food manufacturing industry, have struggled with not only the effects of the COVID-19 pandemic but also high inflation, supply chain shortages, and a growing workforce shortage. Your Committee further finds that the food manufacturing industry can help the State's food security by strengthening the link between farmers and other agricultural producers and Hawaii's small business enterprises that process raw agricultural products. Your Committee believes that establishing an incentive for food manufacturers in the State to use Hawaii-grown food ingredients will prevent food waste, help meet the goals of doubling local food production by 2030, and broaden and diversify the economy away from the State's heavy reliance on tourism.

Your Committee has amended this measure by:

- (1) Amending the definition of "qualified taxpayer" to require a person or business entity engaged in the food manufacturing industry in the State to also manufacture food that has had at least fifty-one percent of its wholesale value added by manufacture, assembly, fabrication, or production within the State;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1384, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1384, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 470 Economic Development on H.B. No. 825

The purpose of this measure is to exclude income received from deferred compensation retirement plans from the state income tax for taxpayers who meet certain income requirements.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that many seniors in Hawaii, especially seniors who rely on income received from their retirement plans, are struggling to make ends meet. Your Committee further finds that excluding income received from deferred compensation retirement plans from the state income tax would alleviate financial strains on this population.

Your Committee has amended this measure by changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 825, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 825, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 471 Economic Development on H.B. No. 1193

The purpose of this measure is to:

- (1) Extend the repeal date of the tax credit for research activities for an additional five years;
- (2) Add a maximum amount on the tax credit for research activities that a taxpayer and its related entities may be eligible for;
- (3) Consolidate the survey and certification requirements for the tax credit for research activities;
- (4) Change the annual aggregate amount of the tax credit for research activities to an unspecified amount;
- (5) Require certification of the tax credit for research activities on a first-come, first-served basis to be based on the date that a complete application is received, subject to certain conditions; and
- (6) Require a qualified high technology business and at least seventy-five percent of its employees to occupy a business address and location in the State to qualify for the tax credit for research activities.

Your Committee received testimony in support of this measure from the Hawai'i Technology Development Corporation; Makai Ocean Engineering, Inc.; Oceanit; and two individuals. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that the tax credit for research activities was highly sought after, as the entire \$5,000,000 amount of the tax credit was claimed in the first twenty-three seconds after applications for the tax credit opened. Your Committee believes that adding a maximum amount of tax credits that a taxpayer and its related entities may be eligible for and changing the annual aggregate cap amount of tax credits allowed in a calendar year will allow more technology companies to apply for and claim the tax credit for research activities.

Your Committee further finds that certain procedures concerning the collection of information and approval of applications for the tax credit for research activities can be improved. Your Committee also finds that collecting the survey information at the same time the certification is applied ensures that all surveys will be completed and an accurate report based on the surveys can be generated. Your Committee additionally finds that certifying credits on a first-come, first-served basis, based on the date that a complete application is received by the Department of Business, Economic Development, and Tourism and on a pro rata basis, will clearly indicate which business may claim the tax credit.

Your Committee has amended this measure by changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1193, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1193, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 472 Economic Development on H.B. No. 1373

The purpose of this measure is to require the Department of Business, Economic Development, and Tourism to administer a workforce development incentive rebate program that incentivizes local independent film and television productions to hire employees from within the State.

Your Committee received testimony in support of this measure from the Department of Research and Development of the County of Hawaii, Island Film Group, 'Ohina, Screen Actors Guild – American Federation of Television and Radio Artists Hawaii Local, IATSE Local 665, and one individual. Your Committee received testimony in opposition to this measure from the Hawaii Teamsters & Allied Workers, Local 996. Your Committee received comments on this measure from the Department of Taxation and Department of Business, Economic Development, and Tourism.

Your Committee finds that the existing motion picture, digital media, and film production income tax credit, which provides a twenty-two or twenty-seven percent refundable tax credit for Hawaii-based film and television projects, has attracted a number of blockbuster feature films and long-running television series to the State. However, the tax credit claiming process is expensive and time-consuming, which may not deter large-budget projects but can be a substantial burden on smaller-budget projects.

Your Committee further finds that smaller-budget film and television projects generally rely more heavily on local crew members since the cost of hiring a nonresident crew member can exceed \$2,000 per week in additional costs. In order to save money, some smaller projects may also attempt to pay crew members as independent contractors, which can subject local crew members to potentially uninsured injury claims and result in a reduction in state tax and unemployment insurance collections. This measure provides an alternative to the motion picture, digital media, and film production income tax credit through a rebate program that incentivizes local independent film and television productions to hire local crew members, which will provide local crew members with state and federal mandated employee protections and encourage the growth of the local independent film and television productions.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1373, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1373, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 473 Economic Development on H.B. No. 798

The purpose of this measure is to clarify the application of the general excise tax law with regard to gross income derived from unrelated trade or business activities of nonprofit organizations.

Your Committee received testimony in support of this measure from the Shinshu Kyokai Buddhist Temple; Aloha Harvest; Family Promise of Hawai'i; Catholic Charities Hawai'i; Ku'ikahi Mediation Center; Hale Kipa, Inc.; Big Brothers Big Sisters Hawai'i; Nā Hale O Maui; Samaritan Counseling Center Hawaii; Hawai'i Alliance of Nonprofit Organizations; Bikeshare Hawaii; Hawaiian Humane Society; Child & Family Service; YMCA of Honolulu; Parents and Children Together; Hawai'i Diaper Bank; American Cancer Society Cancer Action Network; Clients and Friends of Nonprofit GrowthGen; Oahu Economic Development Board; Hawai'i Health & Harm Reduction Center; Epilepsy Foundation of Hawaii; Mental Health America of Hawai'i; Hawai'i Forest Industry Association; Hawai'i Bicycling League; Maui Nui Marine Resource Council; Grow Some Good; Hawai'i Youth Services Network; Kilinahe Foundation; Māla'ai; The Nature Conservancy; Ma'alaea Village Association; 501c3 Partners; and two individuals. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that nonprofit organizations are currently exempt from federal income tax. A tax-exempt organization's fundraising activities are exempt from federal and Hawaii income taxation, except for income from unrelated trade or business activity. However, your Committee notes that unlike the federal government, income derived from activities whose primary purpose is to produce income, such as fundraising, is taxable under the state general excise tax law. This disparity places additional accounting burdens on nonprofit organizations in the State. This measure aligns the State's general excise tax exemptions with the income tax law by clarifying the type of activity that would be taxable under state law.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 798, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 798, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 474 Economic Development on H.B. No. 954

The purpose of this measure is to change the amount of the state earned income tax credit to an unspecified percentage of the federal earned income tax credit allowed based on an individual's federal income tax return.

Your Committee received testimony in support of this measure from Hawaii Children's Action Network Speaks!, Hawaii Appleseed Center for Law & Economic Justice, and two individuals. Your Committee received comments on this measure from the Department of Budget and Finance, Department of Taxation, and Tax Foundation of Hawaii.

Your Committee finds that the state earned income tax credit provides essential tax relief by reducing the tax burden for low- to moderate-income taxpayers or giving a tax refund to taxpayers with little to no tax liability. Your Committee further finds that this measure will build upon the success of Act 114, Session Laws of Hawaii 2022 (Act 114), which made the state earned income tax credit permanent and refundable. The enactment of Act 114 was predicted to lift benefits for existing recipients by \$139, and this measure is intended to increase the amount of the state earned income tax credit that may be claimed.

Your Committee has amended this measure by changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 954, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 954, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 475 Economic Development on H.B. No. 607

The purpose of this measure is to establish an interisland produce shipping income tax credit for farmers or ranchers in Hawaii who ship produce and agricultural goods between the counties of the State.

Your Committee received testimony in support of this measure from Adaptations Inc., Ka Ohana O Na Pua, Ulupono Initiative, Hawai'i Farm Bureau, Hawai'i Farmers Union United, Hawai'i Alliance for Progressive Action, Hawai'i Food+ Policy Internship 2023, and numerous individuals. Your Committee received comments on this measure from the Department of Taxation, Department of the Attorney General, Department of Agriculture, and Tax Foundation of Hawaii.

Your Committee finds that the cost of interisland transportation is a bottleneck for market access by food producers in Hawaii. Your Committee recognizes that the majority of agricultural lands are on the neighbor islands, yet the population center of the State is on Oahu. Your Committee notes that the United States Department of Agriculture administers a Reimbursement Cost Transportation Program to reimburse certain agricultural producers for a portion of the cost to transport agricultural commodities or inputs used to produce the agricultural commodities. This measure establishes a similar state incentive to help reduce the operating costs for neighbor island farmers and ranchers in shipping their agricultural products between counties and reduce the cost of purchasing local agriculture products for local consumers.

Your Committee has amended this measure by:

- (1) Amending the definition of "producer" to allow producers in any location, rather than only producers in the State, to be eligible for the interisland produce shipping tax credit; and
- (2) Changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 607, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 607, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 476 Judiciary & Hawaiian Affairs on H.B. No. 161

The purpose of this measure is to require the representative of labor on the Hawaii Labor Relations Board to be a person selected by a majority of the exclusive representatives of the collective bargaining units.

Your Committee received testimony in support of this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; State of Hawaii Organization of Police Officers; United Public Workers, AFSCME Local 646, AFL-CIO; and Hawaii State Teachers Association. Your Committee received testimony in opposition to this measure from the Office of Collective Bargaining. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that the existing appointment process for the Hawaii Labor Relations Board does not provide the exclusive representatives of the collective bargaining units enough power in selecting their representative of labor. This measure would redistribute some of the power from the Governor to the exclusive representatives to allow them to nominate their preferred candidate to represent state and county government employees in Hawaii.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 161, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 477 Judiciary & Hawaiian Affairs on H.B. No. 153

The purpose of this measure is to ensure that all violators of the State Water Code are held accountable for their violations by:

- (1) Creating a minimum penalty of \$50 and increasing the maximum penalty to \$25,000 for every violation; and
- (2) Appropriating funds for two positions within the Commission on Water Resource Management.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources.

Your Committee finds that this measure will better enable the Department of Land and Natural Resources and Commission on Water Resource Management to protect the precious water resources of Hawaii by amending and clarifying the penalty structure for violators of the State Water Code. Your Committee further finds that the positions appropriated for by this measure will help the Commission on Water Resource Management ensure compliance with and enforcement of State Water Code penalties.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 153, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 478 Higher Education & Technology on H.B. No. 919

The purpose of this measure is to require the tuition residency rules for the University of Hawaii to grant the resident tuition fee for enrollment at any University of Hawaii campus, including any community college, to adult students who have obtained a Hawaii high school diploma or equivalent credential, register to vote in the State, and are working toward their first undergraduate degree, under certain conditions.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Hawai'i P-20 Partnerships for Education, and one individual. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that an educated citizenry is the foundation for a strong state. This measure assists with increasing access to higher education, streamlines the residency process, and reduces barriers to local students enrolling at the University of Hawaii to pursue additional education and training.

Your Committee acknowledges, however, that in 2022, all references to the requirement that an applicant demonstrate their intent to reside in Hawaii were removed from chapter 20-4 of the Hawaii Administrative Rules, and that the requirement that an applicant demonstrate this intent by registering as a Hawaii voter may create barriers to students who are ineligible to vote because of age or citizenship. Because this requirement may hinder enrollment, your Committee recommends it be removed. In addition, your Committee finds that an individual who is still a minor could benefit from the changes in this measure.

Your Committee has amended this measure by:

- (1) Adding a finding that this measure involves an issue of statewide concern;
- (2) Expanding the in-state tuition to also apply to students who are minors;
- (3) Deleting the requirement that the student demonstrate an intent to reside in Hawaii by registering as a Hawaii voter; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 919, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 919, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Woodson).

SCRep. 479 Higher Education & Technology on H.B. No. 968

The purpose of this measure is to appropriate funds to the University of Hawaii Pamantasan Council for three full-time equivalent academic and support services specialist positions.

Your Committee received testimony in support of this measure from the University of Hawai'i Pamantasan Executive Committee, Hawaii Friends of Civil Rights, and numerous individuals.

Your Committee finds that a recent report by the University of Hawaii highlights issues of Filipino representation in the areas of student enrollment, transfer, degree completion, faculty and administrative leadership, and curriculum representation. This measure will ensure that the University of Hawaii Pamantasan Council has the support needed to address these issues of access, equity, and inclusiveness for Filipino Americans at the university.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 968, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Woodson).

SCRep. 480 Higher Education & Technology on H.B. No. 313

The purpose of this measure is to appropriate funds to the University of Hawaii to establish a Foreign Agriculture Small Equipment Pilot Program.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Land Use Research Foundation of Hawaii, Hawai'i Farm Bureau, Maui County Farm Bureau, and five individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that certain foreign technology, like small equipment tractors from Japan, could greatly benefit farmers and ranchers in Hawaii. However, this equipment cannot be imported because it does not comply with the United States Environmental Protection Agency's emission standards for small engines. This pilot program to identify and purchase foreign agricultural technology and retrofit engines to comply with applicable emission standards has the potential to overcome that hurdle, enable greater efficiencies in farming practices, and promote the viability of agriculture in Hawaii.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 313, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Woodson).

SCRep. 481 Higher Education & Technology on H.B. No. 503

The purpose of this measure is to:

- (1) Require the Board of Education to work with the Department of Education to conduct an analysis on the need, impact, and feasibility of making computer science a graduation requirement;
- (2) Require the Board of Education to determine whether making computer science a graduation requirement would be in the best interests of public school students and the public;
- (3) Require a report to the Legislature; and
- (4) Appropriate funds for teacher professional development in computer science.

Your Committee received testimony in support of this measure from HawaiiKidsCan, RAI Hawaii, TechNet, and three individuals. Your Committee received comments on this measure from the Board of Education and Department of Education.

Your Committee finds that computing-based occupations now make up more than half of all projected new jobs in the science, technology, engineering, and mathematics fields. Despite this trend, national survey and research results show a disparity between the demand for computer science education and its availability. The State has made strides in increasing public school offerings of a foundational computer science course but has still fallen short on its enrollment goals for these courses.

By tasking the Board of Education and the Department of Education to analyze whether computer science should be made a graduation requirement, your Committee acknowledges that computer skills have taken on a greater role in employability and are, therefore, a priority in student preparation. This measure also promotes computer science curriculum by providing professional development funding in the subject.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$600,000.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 503, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 503, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Woodson).

SCRep. 482 Higher Education & Technology on H.B. No. 659

The purpose of this measure is to:

- (1) Establish permitting and education requirements for pharmacists performing certain diagnostic tests or tests waived pursuant to the Clinical Laboratory Improvement Amendments of 1988 (CLIA); and
- (2) Expand the definition of "practice of pharmacy" to include the ordering and collection of specimens for certain diagnostic-related or CLIA-waived tests.

Your Committee received testimony in support of this measure from the University of Hawai'i System; Board of Pharmacy; Pharmicare Hawaii; Times Pharmacy; Moloka'i Drugs, Inc.; CVS Health; Walgreen Co.; Clinical Laboratories of Hawaii; Hawai'i Pharmacists Association; and five individuals.

Your Committee finds that allowing pharmacists to order and perform certain common diagnostic-related tests for respiratory illnesses such as influenza, streptococcal pharyngitis, and liver function, as well as CLIA-waived tests, will improve and expand patient access to necessary, but simple, health care. This measure facilitates that access by creating a pathway for appropriate training and permitting of pharmacists to serve that role.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 659, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Consumer Protection & Commerce in the form attached hereto as H.B. No. 659, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Woodson).

SCRep. 483 Higher Education & Technology on H.B. No. 481

The purpose of this measure is to require the University of Hawaii to provide menstrual products free of charge to all students on any University of Hawaii campus, including the community colleges.

Your Committee received testimony in support of this measure from the University of Hawai'i System; one member of the Kaua'i County Council; Stonewall Caucus of the Democratic Party of Hawaii; Zonta Club of Hilo, Kauai, Leilehua, and Hanalei; Alliance for Period Supplies; American Association of University Women of Hawaii; Ma'i Movement Hawai'i; Hawai'i Women's Coalition; Hawaii Community College Palamanui; and numerous individuals. Your Committee received comments on this measure from the Department of the Attorney General and one individual.

Your Committee finds that menstrual products are vital for the physical and mental health, well-being, and full participation of menstruating students, including women and transgender, nonbinary, and gender non-conforming individuals. National and state data establish that students who menstruate and cannot afford menstrual products or are unable to access these products for other reasons, face a significant barrier to education that biologically male students do not experience. By requiring the University of Hawaii to provide these products free of charge on its campuses, this measure upholds educational and gender equity.

Your Committee has amended this measure by:

- (1) Adding a finding that this measure addresses an issue of statewide concern; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation in an amount of \$1,000,000 to the University of Hawaii for the purposes of this Act.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 481, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 481, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Garcia). Excused, 2 (Quinlan, Woodson).

SCRep. 484 Higher Education & Technology on H.B. No. 905

The purpose of this measure is to:

- (1) Require the University of Hawaii, in consultation with the Commission on Water Resource Management, to develop a scope of work and cost analysis to complete a flexible groundwater model that proposes methods for determining the needs of traditional and customary Native Hawaiian practices, climate change projections, and groundwater dependent ecosystems; and
- (2) Require a joint report to be submitted to the Legislature by November 1, 2023.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Department of Hawaiian Home Lands, and Sierra Club of Hawai'i.

Your Committee finds that the Commission on Water Resource Management uses a mathematical model to estimate how much water can be removed from an aquifer without damaging the quantity or quality of water available, otherwise known as an aquifer's sustainable yield. The Commission regulates groundwater in the State using an aquifer's sustainable yield as the basis to manage withdrawals and protect the health and safety of the aquifer as a potable water source. Due to difficulties involved in numerical modeling and an absence of detailed site-specific data, sustainable yield determinations default to a simple analytical model. This conventional approach may fail to account for uncertainties including those related to freshwater recharge. Your Committee

further finds that this measure is a first step in addressing a means to complete a flexible groundwater model and better understand future projections of sustainable yield, particularly with rainfall and aquifer recharge expected to decrease.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 905, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Garcia). Noes, none. Excused, 2 (Quinlan, Woodson).

SCRep. 485 Higher Education & Technology on H.B. No. 1493

The purpose of this measure is to appropriate funds for the development of the First Responders Technology Campus and Cybersecurity Data Center.

Your Committee received testimony in support of this measure from the Department of Law Enforcement, Office of Homeland Security, Office of Enterprise Technology Services, and Hawai'i Technology Development Corporation. Your Committee received testimony in opposition to this measure from Tuk Tuk Tux and numerous individuals.

Your Committee finds that, under section 206M-2(a), Hawaii Revised Statutes, the Hawai'i Technology Development Corporation's statutory purpose is to "facilitate the growth and development of the commercial technology industry in Hawaii." It is unclear whether the first responder's training campus aligns with such purpose. Although involved agencies will use cybersecurity technology, the campus does not appear to proactively develop local commercialized innovation research and technology industries. If the use of technology is sufficient to justify Hawai'i Technology Development Corporation's involvement, that would significantly broaden the Corporation's mandate.

The Hawaii 2050 Sustainability Plan: Charting a Course for the Decade of Action (2021) identifies eight focus areas for this decade, each of which includes specific strategies and examples of actions that can be taken to advance the State's environmental, social, and economic sustainability objectives. None of the thirty-eight strategies identified in the existing Hawaii 2050 Sustainability Plan (2021) mention any urgent need for a massive two hundred forty-three acre first responders' campus. With limited social, economic, and political resources, the investment necessary for this kind of project is of questionable benefit and would seem to be a low priority in terms of the work the State needs to do to advance sustainability and climate resiliency objectives.

Your Committee also notes that this project still needs to go through the State Land Use Commission process.

Your Committee has amended this measure by:

- (1) Changing the funding source from general funds to general obligation bonds; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1493, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1493, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Kapela, Garcia). Noes, none. Excused, 2 (Quinlan, Woodson).

SCRep. 486 Consumer Protection & Commerce on H.B. No. 159

The purpose of this measure is to repeal the notarization requirement for new, renewal, and transfer applications of liquor licenses.

Your Committee received testimony in support of this measure from the Department of Liquor Control and Liquor Commission of the County of Hawai'i, Craft 'Ohana, Lanikai Brewing Company, Honolulu BeerWorks, Big Island Brewhaus LLC, and one individual. Your Committee received comments on this measure from the Honolulu Liquor Commission.

Your Committee finds that it is reasonable to get assurances represented by a notarized signature when an individual or entity is making an initial liquor license application or seeks to transfer the liquor license to an applicant. However, your Committee further finds that a notarization requirement serves no further purposes in the case of a licensee renewing the liquor license as the individual or entity is already known to the county liquor commission.

Accordingly, your Committee has amended this measure by:

- (1) Specifying that the notarization requirement does not apply to renewals of a liquor license and retaining this requirement for new or transfer applications;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 159, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 159, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 487 Consumer Protection & Commerce on H.B. No. 1241

The purpose of this measure is to establish a right of entry for professional land surveyors and their assistants to conduct a survey.

Your Committee received testimony in support of this measure from the Department of Design and Construction of the City and County of Honolulu and thirteen individuals. Your Committee received comments on this measure from the Department of the Attorney General; Board of Professional Engineers, Architects, Surveyors, and Landscape Architects; and Hawai'i Association of REALTORS.

Your Committee finds that there is a public interest in the maintenance of a sound and uniform real property system by surveying common property boundaries. However, your Committee finds that to properly conduct their surveys, professional land surveyors need access to abutting lands to record boundary lines, recover or reestablish boundary monuments or survey controls, and locate rights-of-way or improvements with positional discrepancies. This measure balances a surveyor's important task of completing surveys with a property owner's interest in protecting land from unconsented invasion.

Your Committee has amended this measure by:

- (1) Clarifying that the right of entry applies to:
 - (A) Land surveyors and assistants under the direct supervision of the land surveyors; and

- (B) Real property of the landowner requesting the survey and any adjoining land;
- (2) Changing the required notice to be a ten-day notice, rather than a five-day notice;
- (3) Clarifying that the required notice is to be given to the landowner of, or person with an interest in, the real property to be surveyed and the landowner or occupier of adjoining lands;
- (4) Requiring that the land surveyor carry a valid government-issued photo identification;
- (5) Clarifying that the shield from liability for minor damages applies to damages that are less than \$100;
- (6) Exempting assistants under the direct supervision of land surveyors from prosecution under the criminal trespass laws when performing their duties; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1241, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1241, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 10; Ayes with Reservations (Amato). Noes, 1 (Pierick). Excused, none.

SCRep. 488 Consumer Protection & Commerce on H.B. No. 17

The purpose of this measure is to allow a county liquor commission to authorize a liquor licensee to sell unopened liquor with food for pick-up, delivery, take out, or other means to be consumed off-premises.

Your Committee received testimony in support of this measure from the Department of Liquor Control and Liquor Commission of the County of Hawai'i, Retail Merchants of Hawaii, Kalapawai Market and Cafes, and Maui Chamber of Commerce. Your Committee received testimony in opposition to this measure from the Craft 'Ohana, Hawai'i Alcohol Policy Alliance, Lanikai Brewing Company, Honolulu BeerWorks, and Big Island Brewhaus. Your Committee received comments on this measure from the Honolulu Liquor Commission.

Your Committee finds that under existing law, liquor licensees that serve food are prohibited from providing liquor for off-premises consumption. Your Committee further finds that licensees were allowed to provide liquor for off-premises consumption under the emergency proclamations in the wake of the COVID-19 pandemic. Consumer purchasing habits have dramatically shifted since the pandemic began moving to more online and curb side pick-up for their meals, groceries, and other shopping needs. This measure expands the services allowable by liquor licensees to meet those shifting habits by offering liquor for off-premises consumption.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 17, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 17, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 489 Consumer Protection & Commerce on H.B. No. 654

The purpose of this measure is to create and appropriate funds for a Building Benchmarking Program that requires state and county agencies to process the aggregated energy and water data of certain properties through the federal ENERGY STAR Portfolio Manager tool and submit the benchmarking data to the Hawaii State Energy Office.

Your Committee received testimony in support of this measure from the Hawaii State Energy Office; Office of Climate Change, Sustainability and Resiliency of the City and County of Honolulu; Honolulu Board of Water Supply; Hawai'i Energy; Uluopono Initiative; Building Owners and Managers Association of Hawai'i; and five individuals. Your Committee received comments on this measure from the Department of Accounting and General Services and Hawaiian Electric.

Your Committee finds that the Legislature declared a climate emergency. Your Committee further finds that there needs to be a more concerted effort to reduce greenhouse gas emissions. This measure allows agencies to measure and track their buildings' energy and consumption using the ENERGY STAR Portfolio Manager tool.

Your Committee notes that this measure authorizes the Hawaii State Energy Office to provide alternative values under certain circumstances and requires the public disclosure of data transparency information. As this measure advances through the legislative process, your Committee notes that the terms "alternative values" and "data transparency information" may need to be defined for clarity.

Your Committee has amended this measure by:

- (1) Removing county properties from the Building Benchmarking Program;
- (2) Clarifying that the exemption for buildings that are not otherwise part of campuses applies to buildings that are less than ten thousand square feet, rather than for buildings that are less than twenty thousand square feet;
- (3) Clarifying that the Chief Energy Officer is to provide technical assistance to the state agencies on the ENERGY STAR Portfolio Manager or equivalent tool;
- (4) Repealing the prohibition on entities from claiming tax credits or deductions for implementing energy efficiency measures in state facilities;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 654, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 654, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, 1 (Pierick). Excused, none.

SCRep. 490 Consumer Protection & Commerce on H.B. No. 16

The purpose of this measure is to allow:

- (1) All liquor licensees that are engaged in meal service to sell unopened liquor with the food for pickup, delivery, take out, or other means to be consumed off-premises; and
- (2) A Class 4 Retail Dealer Licensee to deliver purchased liquor to a customer's vehicle at a nearby curbside or other designated location.

Your Committee received testimony in support of this measure from the Department of Liquor Control and Liquor Commission of the County of Hawai'i, Retail Merchants of Hawai'i, Craft 'Ohana, Beer Lab HI, Lanikai Brewing Company, Honolulu BeerWorks, Big Island Brewhaus, Kalapawai Market and Cafes, Kauai Beer Company, and Maui Chamber of Commerce. Your Committee received testimony in opposition to this measure from the Hawai'i Alcohol Policy Alliance. Your Committee received comments on this measure from Honolulu Liquor Commission and County of Kaua'i.

Your Committee finds that under existing law, liquor licensees that serve food are prohibited from providing liquor for off-premises consumption. Your Committee further finds that licensees were allowed to provide liquor for off-premises consumption under the emergency proclamations in the wake of the COVID-19 pandemic. Consumer purchasing habits have since dramatically shifted to more online and curbside pick-up for their meals, and this measure expands the services allowable by liquor licensees to meet those shifting habits by offering liquor for off-premises consumption.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 16, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 16, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 491 Consumer Protection & Commerce on H.B. No. 1458

The purpose of this measure is to authorize an increase in the volume of manufactured liquor and other alcoholic beverages that is permissible with a small craft producer pub license in the State.

Your Committee received testimony in support of this measure from the Craft 'Ohana, Lanikai Brewing Company, Honolulu BeerWorks, Big Island Brewhaus LLC, and Kauai Beer Company.

Your Committee finds that under existing law small craft producer pub licensees are subject to limits on the volume of liquors they may manufacture. This measure will increase the limits allowing these local businesses to grow.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1458, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1458, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 11; Ayes with Reservations (Onishi). Noes, none. Excused, none.

SCRep. 492 Consumer Protection & Commerce on H.B. No. 1029

The purpose of this measure is to authorize the electronic filing of documents by and with the Public Utilities Commission.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs; Public Utilities Commission; Young Brothers, LLC; and Hawaiian Telcom.

Your Committee finds that Act 72, Session Laws of Hawaii 2021 (Act 72), authorized the Public Utilities Commission to use certain electronic filing processes along with certain electronic service of documents. However, your Committee further finds that Act 72 did not address all areas under the jurisdiction of the Public Utilities Commission. As such, certain provisions in the statutory chapters for utilities, motor carriers, and water carriers still do not allow for electronic filing or electronic service. This measure makes various housekeeping amendments to fully authorize electronic filing and accompanying electronic transmission of service of process by the Public Utilities Commission and parties within its jurisdiction.

Your Committee has amended this measure by:

- (1) Specifying that, for purposes of the Motor Carrier Law and Hawaii Water Carrier Law, a document filed by electronic means is equivalent to an original document;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1029, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1029, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 493 Consumer Protection & Commerce on H.B. No. 1261

The purpose of this measure is to:

- (1) Beginning January 1, 2024, establish a program for the licensure, regulation, and oversight of special purpose digital currency companies in the State; and
- (2) Allow any company participating in the Digital Currency Innovation Lab on June 30, 2023, to continue operations if a complete licensure application is submitted to the Division of Financial Institutions of the Department of Commerce and Consumer Affairs by March 1, 2024.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs, Hawai'i Technology Development Corporation, and two individuals. Your Committee received comments on this measure from the Grassroot Institute of Hawaii and Chamber of Progress.

Your Committee finds that the Division of Financial Institutions of the Department of Commerce and Consumer Affairs and Hawai'i Technology Development Corporation have been conducting research on digital currencies through their joint study in the Digital Currency Innovation Lab. The Innovation Lab currently consists of eleven digital currency companies and has allowed more than one hundred five thousand Hawaii customers transacting hundreds of millions of dollars each quarter. Since its inception in 2020, the Innovation Lab has received only forty-five complaints from Hawaii customers.

Your Committee further finds that through the research conducted in the Innovation Lab, the Division learned that the existing regulatory scheme of the money transmitter laws do not comport with the activities conducted by digital currency companies. Your Committee additionally finds that the collapses of various digital currency exchanges in 2022 underscores the significant need for government regulation of digital currencies for consumer protection. This measure applies information gained from the Innovation Lab to establish a new licensing framework for digital currency companies in the State and would allow any company participating in the Innovation Lab on June 30, 2023, to continue operations if a complete licensure application is submitted to the Division of Financial Institutions by March 1, 2024.

Your Committee has amended this measure by:

- (1) Inserting definitions for "control" and "control person";
- (2) Allowing a licensee to keep foreign addresses of customers as part of the digital currency transaction records required to be retained by the licensee;
- (3) Changing the required retention period for advertising and marketing materials from seven years to five years;
- (4) Allowing licensees to maintain digital formats for website captures of material changes to internet advertising and marketing, rather than requiring that hard copies of such captures be maintained;
- (5) Deleting the requirement that a licensee return the original license as part of the surrender of a license since no paper license is issued;
- (6) Clarifying that the Commissioner of Financial Institutions may suspend or revoke a license if a licensee refuses to permit the Commissioner to make an investigation;
- (7) Changing the appropriation to be for the establishment and hiring of three full-time equivalent (3.0 FTE) permanent examiners in the Division of Financial Institutions who are exempt from chapter 76, Hawaii Revised Statutes; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1261, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1261, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Gates).

SCRep. 494 Consumer Protection & Commerce on H.B. No. 54

The purpose of this measure is to establish and appropriate funds for a Nationally Certified School Psychologist Incentive Program within the Department of Education.

Your Committee received testimony in support of this measure from Department of Education; Hawai'i Association of School Psychologists; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; National Association of School Psychologists; Hawaii State Teachers Association; Hawai'i State Youth Commission; Hawai'i Children's Action Network Speaks!; and numerous individuals. Your Committee received comments on this measure from the Office of Collective Bargaining.

Your Committee finds that school psychologists provide effective services to help children and youth with their social-emotional learning needs and can work with parents, educators, and other professionals to create supportive learning and social environments for all children. This measure will assist the Department of Education in filling the mental health services needs of students in the State.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 54, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, 1 (Pierick). Excused, none.

SCRep. 495 Consumer Protection & Commerce on H.B. No. 57

The purpose of this measure is to:

- (1) Authorize wages of other employees in comparable employment to be considered when computing the average weekly wages of an injured public board member, reserve police officer, police chaplain, reserve public safety law enforcement officer, sheriffs' chaplain, volunteer firefighter, volunteer boating enforcement officer, or volunteer conservation and resources enforcement officer; and
- (2) Clarify the computation of average weekly wages of an injured volunteer firefighter for workers' compensation benefits purposes.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations.

Your Committee finds that under existing law, for various volunteer positions, including volunteer firefighters, volunteer boating enforcement officers, and reserve police officers, the Department of Labor and Industrial Relations is prohibited from considering the wages of other employees in comparable employment when computing the average weekly wages. This results in those positions not being afforded all the benefits available to similar non-volunteer positions. This measure corrects that discrepancy in treatment, thereby ensuring those who volunteer are fairly compensated for their work.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 57, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 496 Water & Land/Energy & Environmental Protection on H.B. No. 1079

The purpose of this measure is to amend sections in chapter 342D, Hawaii Revised Statutes, relating to water pollution, to:

- (1) Conform with federal definitions and civil penalty amounts pursuant to the Clean Water Act;
- (2) Consolidate separate water quality certification statutes into one section for clarity;
- (3) Clarify the authority of the Department of Health to conduct water quality certifications; and
- (4) Revise civil penalty amounts to ensure consistency within the Department.

Your Committees received testimony in support of this measure from the Department of Health and two individuals. Your Committees received testimony in opposition to this measure from one individual.

Your Committees find that the Department of Health has been authorized by the United States Environmental Protection Agency to administer the National Pollution Discharge Elimination program and section 401 Water Quality Certification of the federal Clean Water Act. This authority has been incorporated into chapter 342D, Hawaii Revised Statutes, relating to water pollution. Your Committees further find that for the Department of Health to effectively administer the federal programs, the definitions and penalties in chapter 342D, Hawaii Revised Statutes, must be amended to be consistent with the Clean Water Act.

Your Committees have amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Water & Land and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1079, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1079, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 8. Noes, none. Excused, none.

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Ward).

SCRep. 497 Water & Land on H.B. No. 245

The purpose of this measure is to protect human and marine health and the environment by requiring boats to be placed on dry land before fumigation or, if it is necessary to fumigate a boat while it remains on the ocean, to obtain an exemption that requires the boat to be fully covered and sealed.

Your Committee received testimony in support of this measure from the Hawaii State Aha Moku. Your Committee received testimony in opposition to this measure from the Hawaii Pest Control Association.

Your Committee finds that the potential adverse effects of boat fumigation, a practice used for pest control that may have significant consequences for human health and the environment, must be addressed.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 245, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 245, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 498 Water & Land on H.B. No. 285

The purpose of this measure is to:

- (1) Appropriate funds for the Department of Land and Natural Resources' Community Fuels Reduction Project; and
- (2) Beginning with fiscal year 2025-2026 and each fiscal year thereafter, require the Department of Land and Natural Resources to establish the Community Fuels Reduction Project as a separate line item with the Department's budget.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, State Fire Council, Honolulu Fire Department, Maui Fire Department, and Hawaii Wildfire Management Organization.

Your Committee finds that with changes in land use and climate in the State, wildfire is a significant and growing hazard in many places across the State. Your Committee further finds that the Division of Forestry and Wildlife of the Department of Land and Natural Resources is the primary responder for wildland fires across 1,368,002 acres of the State's forested watersheds. Your Committee believes that funds are needed to support wildfire mitigation efforts and to reduce hazardous fuels on landscape that threaten watersheds, communities, and critical public infrastructure.

Your Committee has amended this measure by:

- (1) Changing the appropriation amount to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$1,500,000.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 285, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 285, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 499 Water & Land on H.B. No. 328

The purpose of this measure is to protect Hawaii's environment and natural resources by authorizing the Department of Land and Natural Resources to establish and operate conservation mitigation banks to restore, create, enhance, or preserve conservation habitats or resources as compensatory mitigation where a person or entity is required to provide compensatory mitigation prospectively and the use of banked mitigation is approved by the agency requiring mitigation, or for past damages to conservation habitats or resources.

Your Committee received testimony in support of this measure from three individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that conservation mitigation banks would serve as a mechanism to restore or replace natural resources and ecological functions of habitats either prospectively or after they have been damaged.

Your Committee notes that the Department of Land and Natural Resources suggested amending this measure to refer to "conservation banks" so as not to be confused with aquatic "mitigation banks" under sections 187A-41 and 187A-42, Hawaii Revised Statutes. However, given the title of the measure is "Relating to Conservation Mitigation Banks", your Committee retained the program name as originally drafted.

Your Committee has amended this measure by:

- (1) Modifying the purpose, structure, and operations of the conservation mitigation banks;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 328, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 328, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 500 Water & Land on H.B. No. 361

The purpose of this measure is to appropriate funds for the continuation of the Green Jobs Youth Corps.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawaii State Energy Office, Hawai'i Energy, Kua'āina Ulu 'Auamo, Kupu, The Nature Conservancy, Holomua Collective, Re-use Hawai'i, 350Hawaii.org, HPM Building Supply, Hawaii Green Fee Coalition, and two individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from Beach Environmental Awareness Campaign Hawaii.

Your Committee finds that the Green Jobs Youth Corps Program provides employment and training opportunities for young adults in conservation, sustainable agriculture, clean energy, and other sustainability-related industries. Initiated in 2020, the Program provides approximately one hundred workforce or training opportunities each year. This measure will continue the Program and provide further opportunities for emerging professionals to gain skills related to natural resource management.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests that your Committee on Finance, should it choose to deliberate on this matter, to consider an appropriation amount of \$5,000,000 to continue the Green Jobs Youth Corps.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 361, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 361, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 501 Water & Land on H.B. No. 522

The purpose of this measure is to remove the ability of the Governor or a mayor to suspend electronic media transmission during a state of emergency.

Your Committee received testimony in support of this measure from two members of the Hawai'i County Council, Hawai'i Association of Broadcasters, Hawaii News Now, The Civil Beat Law Center for the Public Interest, Big Island Press Club, Hawaii Chapter Society of Professional Journalists, and two individuals. Your Committee received testimony in opposition to this measure from the Hawai'i Emergency Management Agency.

Your Committee finds that the current statutes allowing the Governor or a mayor authority to suspend electronic media transmission during an emergency are outdated and may restrict the ability of the public to receive timely information.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 522, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 522, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 502 Water & Land on H.B. No. 760

The purpose of this measure is to:

- (1) Expand the Department of Land and Natural Resources' rulemaking authority to include any rule deemed necessary to protect certain aquatic life;
- (2) Expand the Board of Land and Natural Resources' authority to temporarily adopt, amend, or repeal certain natural resource rules by formal action at a publicly noticed meeting under certain circumstances;
- (3) Create new fines for violations of rules pertaining to the Department of Land and Natural Resources' prevention of or response to previously benign aquatic nuisance species; and
- (4) Authorize the Department of Land and Natural Resources to prevent or respond to threats from aquatic nuisance species from all discharges incidental to the normal operation of a vessel, not just ballast water and hull fouling.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and Coordinating Group on Alien Pest Species. Your Committee received comments on this measure from the Hawaii Harbor Users Group.

Your Committee finds that the Department of Land and Natural Resources is mandated to manage and administer the aquatic life and aquatic resources of the State. While the Department has management tools to help regulate the State's fisheries, your Committee finds that expanding the Department's managing tools will allow for more effective management of the State's aquatic resources. This measure will equip the Department of Land and Natural Resources with the statutory authority to adopt necessary rules to ensure the safety and integrity of the State's aquatic life and aquatic resources.

While the Department of Land and Natural Resources requires wider statutory authority to adopt rules, your Committee notes the concerns of the Department that parts of this measure may be inconsistent with similar proposals currently moving through the legislative process.

Accordingly, your Committee has amended this measure by:

- (1) Deleting language that would have:
 - (A) Authorized the Department of Land and Natural Resources to prevent or respond to threats from aquatic nuisance species from all discharges incidental to the normal operation of a vessel; and
 - (B) Authorized the Governor to enter into an agreement with the United States Coast Guard, rather than the United States Secretary of Transportation, for purposes of regulating alien aquatic organisms;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 760, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 760, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 503 Water & Land on H.B. No. 1035

The purpose of this measure is to establish protections for critical infrastructure information that is received or maintained by the Office of Homeland Security for use regarding the security of critical infrastructure.

Your Committee received testimony in support of this measure from the Department of Defense, Hawai'i Office of Homeland Security, Hawaii State Energy Office, Hawaiian Electric, and one individual. Your Committee received comments on this measure from the Office of Information Practices.

Your Committee finds that in order for the State to fulfill its responsibilities regarding protection of critical infrastructure, it is necessary to establish protections for critical infrastructure information. The sharing of critical infrastructure information between infrastructure owners and operators and state government is essential in supporting the security and resilience of the State. This measure ensures that the critical infrastructure information that is received and maintained by the Office of Homeland Security is on par with the protections that are offered by the Department of Homeland Security, adding reassurance that shared proprietary information will be protected.

Your Committee has amended this measure by:

- (1) Clarifying the definition of "critical infrastructure information" to mean information not subject to public disclosure under the Uniform Information Practices Act and related to the security of critical infrastructure or protected systems;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1035, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1035, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 504 Water & Land on H.B. No. 1036

The purpose of this measure is to formally establish the Hawaii State Fusion Center as a program under the Office of Homeland Security, to be transferred to the Department of Law Enforcement on January 1, 2024, and delineates its roles and responsibilities.

Your Committee received testimony in support of this measure from the Department of Defense, Office of Homeland Security, Department of Human Services, Retail Merchants of Hawaii, and one individual.

Your Committee finds that the Hawaii State Fusion Center has played a critical role in the protection of Hawaii's residents and critical infrastructure by supporting public safety agencies and local communities. Your Committee further finds that this measure will bring official state-level recognition of the Fusion Center's value through its codification and helps ensure the Office of Homeland Security will continue to provide the necessary support to keep the State and its residents and critical infrastructure safe.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1036, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1036, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 505 Water & Land on H.B. No. 1056

The purpose of this measure is to allow the Department of Hawaiian Home Lands to assume review of the effect of any proposed project on historic properties or burial sites for lands under its jurisdiction.

Your Committee received testimony in support of this measure from the Chief Housing Officer, Office of the Governor; Department of Land and Natural Resources; and Department of Hawaiian Home Lands. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Office of Hawaiian Affairs.

Your Committee finds that under existing law, the Department of Hawaiian Home Lands is required to consult with the Department of Land and Natural Resources regarding the effect of any proposed project relating to lands under the Department of Hawaiian Home Lands' jurisdiction on historic properties or burial sites while still receiving a historic preservation review by a qualified preservation officer. Streamlining this process by allowing the Department of Hawaiian Home Lands to assume review of these projects, as intended by this measure, will allow the construction of these proposed projects to be expedited.

Your Committee has amended this measure by:

- (1) Inserting language requiring the Department of Hawaiian Home Lands to provide written notice to the Department of Land and Natural Resources regarding:
 - (A) The hiring of a qualified preservation officer;
 - (B) A description of procedures that will be employed to ensure all reports, maps, and documents will be provided to the Department of Land and Natural Resources; and
 - (C) The date on which the Department of Hawaiian Home Lands will assume responsibility for the project review;
- (2) Inserting language requiring the Department of Hawaiian Home Lands to consult with the Office of Hawaiian Affairs and the appropriate island burial council;
- (3) Including projects located in a designated historic district as projects for which the Department of Land and Natural Resources retains review authority;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1056, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1056, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 506 Water & Land on H.B. No. 1090

The purpose of this measure is to specify the methods by which the Department of Land and Natural Resources can issue new ocean recreation commercial permits and renew existing ocean recreation commercial permits.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources. Your Committee received comments on this measure from the Ocean Tourism Coalition, Trilogy Excursions, and Calypso Charters.

Your Committee finds that there is a need to address the rampant commercial marine activity occurring in the nearshore waters of Hawaii, which requires limiting the number of ocean recreation commercial permits for high-use areas.

Testifiers note that several stakeholders worked with the Department of Land and Natural Resources to come up with the seniority-based solution proposed by this measure for the issuance of new commercial ocean recreation activity permits for certain areas where the Department has issued more permits than are allowed by administrative rules. Testifiers also note that this solution will still result in many operators losing their permits and likely businesses through no fault of their own and will therefore disagree with this measure. Your Committee finds that further work should be done to devise an alternate solution to this delicate situation.

Accordingly, your Committee has amended this measure by:

- (1) Delaying implementation of section 1 until July 1, 2024;
- (2) Establishing an Ocean Recreation Commercial Permits Working Group within the Division of Boating and Ocean Recreation of the Department of Land and Natural Resources;
- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1090, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1090, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 507 Water & Land on H.B. No. 1091

The purpose of this measure is to require the disclosure of all existing permitted and unpermitted shoreline erosion control structures, the annual erosion rate, and the current actual setback of all structures for shoreline properties prior to real estate transactions.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Office of Planning and Sustainable Development, University of Hawai'i Sea Grant College Program and Climate Resilience Collaborative, Hawai'i Climate Change Mitigation and Adaptation Commission, Surfriider Foundation, Hawai'i Reef and Ocean Coalition, and two individuals. Your Committee received comments on this measure from the Hawai'i Association of REALTORS.

Your Committee finds that the lack of a sea level rise discount in valuations of real property that lies adjacent to the shoreline indicates that purchasers may be under-prepared for the future challenges and implications of sea level rise and the ancillary effects of coastal erosion, future flooding, inundation, and storm surges. This measure seeks to strengthen purchaser protections by requiring specified disclosures in transactions for residential real property situated adjacent to the shoreline.

Your Committee has amended this measure by:

- (1) Changing the frame of reference for residential real property subject to the new disclosure requirement from "within the shoreline area as identified by official tax maps," to "adjacent to the shoreline" because "shoreline area", as defined in the Hawaii Revised Statutes, is not identified on official tax maps;
- (2) Deleting the requirement of disclosure of the erosion rate for the property and the current actual setback from the shoreline of all structures on the property, as this data is not yet readily available;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1091, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1091, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 508 Water & Land on H.B. No. 1447

The purpose of this measure is to encourage private property owners to use native plants in preservation efforts on their land by establishing the Native Plant Preservation Tax Credit as a refundable income tax credit.

Your Committee received testimony in support of this measure from the Hawai'i Forest Industry Association and six individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources, Department of Taxation, and Tax Foundation of Hawaii.

Your Committee finds that offering an income tax credit to taxpayers who partake in preservation efforts on their properties by using native species is an effective incentive to good stewardship of the land.

Your Committee has amended this measure by:

- (1) Changing the tax credit to a nonrefundable tax credit;
- (2) Setting an aggregate cap of \$2,000,000 per year for the tax credit;
- (3) Repealing the tax credit on June 30, 2028;
- (4) Adding appropriations of unspecified sums and an unspecified number of full-time equivalent positions for the Department of Land and Natural Resources to carry out its responsibilities regarding the tax credit;
- (5) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1447, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1447, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 509 Water & Land on H.B. No. 1511

The purpose of this measure is to appropriate funds as a grant-in-aid to the Board of Water Supply of the City and County of Honolulu to plan, design, and construct seven monitoring wells and an exploratory well on Oahu.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Honolulu Board of Water Supply, Environmental Caucus of the Democratic Party of Hawai'i, and two individuals.

Your Committee finds that this measure is needed to address the unprecedented contamination of Oahu's supply of drinking water from the Red Hill Bulk Fuel Storage Facility and other releases of hazardous substances that pose imminent threats to public health and the environment.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and

(2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests that your Committee on Finance, should it choose to deliberate on this measure, consider an appropriation amount of \$10,000,000, as requested by the Honolulu Board of Water Supply, and also consider including provisions to seek federal reimbursement for this cost.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1511, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1511, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 510 Human Services on H.B. No. 740

The purpose of this measure is to:

- (1) Establish additional monthly assistance for households that meet all eligibility requirements for the Supplemental Nutrition Assistance Program (SNAP), regardless of income level; and
- (2) Appropriate funds.

Your Committee received testimony in support of this measure from the Hawai'i Applesseed Center for Law & Economic Justice, Food+ Policy Internship 2023, AARP Hawai'i, Hawai'i Hunger Action Network, Hawai'i Public Health Institute, Hawai'i Pacific Health, Hawai'i Foodbank, Hawaii Food Industry Association, and six individuals. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that the minimum and maximum monthly SNAP allotments established by the federal government do not cover the real cost of purchasing quality, nutritious food in Hawaii. Additionally, SNAP's two hundred percent poverty level eligibility cutoff creates an extreme benefits cliff where every additional dollar earned over the limit by a household can result in an over \$2,900 loss in SNAP benefits. Your Committee further finds that one in three families in Hawaii are asset limited, income constrained, employed households that struggle to make ends meet but earn too much to receive meaningful financial assistance. This measure is intended to assist all households by providing financial assistance to SNAP-eligible households, regardless of income level.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$475,350,000 for SNAP-eligible households whose income is below two hundred percent of the federal poverty level. Your Committee notes that the funding needed to cover benefits for households whose monthly income is above two hundred percent of the federal poverty level and that meet all other SNAP eligibility requirements and the cost for the Department of Human Services to implement the program are not yet available.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 740, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 740, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, 1 (Garcia). Excused, none.

SCRep. 511 Human Services on H.B. No. 456

The purpose of this measure to establish a grant program within the Office of Youth Services to provide funding and support to qualified programs that support the State's youth, with priority given to programs that support youth from ethnic groups that are disproportionately represented in the State's correctional system, support rehabilitation, or meet needs identified by the Office of Youth Services in consultation with the community.

Your Committee received testimony in support of this measure from one member of the City and County of Honolulu City Council, the Hawai'i Youth Services Network, Kalihi Community Center, and three individuals. Your Committee received comments on this measure from the Department of the Attorney General and Office of Youth Services.

Your Committee finds that youth from all communities deserve a stable and well-rounded upbringing. However, many underserved youth lack appropriate avenues to explore their roles in the community. Your Committee further finds that best practices for youth from underserved communities who face negative risk factors and adverse childhood experiences is to provide culturally focused services. Your Committee particularly notes the Kalihi Community Center, whose range of free programs are designed to serve low-income families, at-risk youth, and members of different island-based communities, as an ideal model of the types of programs and entities intended to be supported by this measure.

Your Committee additionally notes the Office of Youth Services' preference for H.B. No. 438, Regular Session of 2023, which appropriates funds to establish a Pacific Youth Programs Coordinator position, as a more appropriate vehicle to accomplish the intended purpose of this measure.

Your Committee has amended this measure by:

- (1) Inserting language establishing standards for the distribution of the funds appropriated in this measure as grants under the At-Risk Youth Grant Program;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes the concerns raised in testimony by the Office of Youth Services that the Office lacks a mechanism that would allow them to distribute funds within a grant program model. Your Committee therefore respectfully requests your Committee on Finance, should it deliberate on this measure, to consider amending this measure further to allow the Office of Youth Services to distribute the funds appropriated by this measure through contracts with appropriate programs and entities, rather than grants.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 456, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 456, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, 1 (Garcia). Excused, none.

SCRep. 512 Human Services on H.B. No. 581

The purpose of this measure is to require certain individuals who wish to act as child custody evaluators to complete a training course on domestic violence issues every three years and to submit a letter or certificate of completion of the training course to the family court.

Your Committee received testimony in support of this measure from the Judiciary, Domestic Violence Action Center, Hawai'i State Coalition Against Domestic Violence, Hawai'i Children's Action Network Speaks!, Midwives Alliance of Hawaii, Lokahi Treatment Centers, Save Medicaid Hawaii, NuWayve Unlimited, and eight individuals. Your Committee received testimony in opposition to this measure from the Hawaii Coalition for Child Protective Reform and three individuals. Your Committee received comments on this measure from one individual.

Your Committee finds that although existing law prefers licensed psychologists, marriage and family therapists, psychiatrists, and social workers to serve as court appointed evaluators in child custody cases, under certain conditions individuals who are not a member of these professions may still be authorized to serve as evaluators or as fact-finding investigators. Your Committee further finds that it is in the best interests of children who are the subject of child custody proceedings if all custody evaluators and fact-finding investigators are knowledgeable about the dynamics of domestic violence and its impact on children.

Your Committee notes concerns raised during testimony regarding whether a minimum of five hours of training would be sufficient to educate child custody evaluators on the dynamics of domestic violence and its impact on children and whether all child evaluators possess the knowledge and experience necessary to make child custody evaluations. Your Committee further notes that the Judiciary is willing to work with the Hawai'i State Coalition Against Domestic Violence, Domestic Violence Action Center, and other stakeholders to craft language to address these issues.

Your Committee has amended this measure by:

- (1) Inserting language establishing standards for evaluations and reports by child custody evaluators;
- (2) Changing the effective date to July 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 581, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 581, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 513 Human Services on H.B. No. 448

The purpose of this measure is to provide an additional means for a petition for a restraining order to be made on behalf of a minor in cases of domestic abuse.

Your Committee received testimony in support of this measure from the Hawai'i State Coalition Against Domestic Violence, Lokahi Treatment Centers, and four individuals. Your Committee received testimony in opposition to this measure from the Hawaii Coalition for Child Protective Reform. Your Committee received comments on this measure from the Department of Education and one individual.

Your Committee finds that the Center for Disease Control and Prevention's 2019 Youth Risk Behavior Survey found that approximately one in twelve high school students experience physical dating violence, and one in twelve students experience sexual dating violence. Your Committee further finds that minors in an abusive relationship may be reluctant to approach their parents for assistance. This measure is intended to protect the State's youth by creating an additional pathway for a petition for a restraining order to be made on the behalf of a minor in cases of domestic abuse.

Your Committee notes the concern raised in testimony that requiring a school counselor to determine if a child's parent or guardian is unwilling or unable to file a petition on the child's behalf would be beyond the abilities of the school counselor. Your Committee notes that the Department of Education, Judiciary, and Hawai'i State Coalition Against Domestic Violence are willing to work with stakeholders to craft language to address this issue.

Your Committee additionally notes the concerns raised in testimony by the Hawai'i State Coalition Against Domestic Violence that authorizing a domestic violence victim advocate to file a petition on behalf of a minor without the consent of the minor's parent or legal guardian would create liability issues for the domestic violence victim advocate. Your Committee believes the Hawai'i State Coalition Against Domestic Violence's suggested amendment permitting minors sixteen years of age or older or who have been emancipated to file a petition for an order of protection on their behalf and without a parent or legal guardian's consent warrants further consideration.

Your Committee has amended this measure by:

- (1) Deleting language authorizing a school counselor to file a petition for an order of protection on behalf of a minor whose parent or legal guardian is unwilling or unable to petition on the minor's behalf; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 448, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 448, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Garcia). Noes, none. Excused, none.

SCRep. 514 Human Services on H.B. No. 1365

The purpose of this measure is to:

- (1) Establish the Malama Ohana Working Group to develop recommendations for the State's child welfare system; and
- (2) Appropriate funds to increase the procurement of contracted services to provide additional support and resources to families receiving benefits from the State's adoption assistance and permanency assistance programs.

Your Committee received testimony in support of this measure from the Office of Wellness and Resilience in the Office of the Governor, Early Childhood Action Strategy, Epic 'Ohana, Hawai'i State Coalition Against Domestic Violence, Catholic Charities Hawai'i, Hale Kipa, Hawaii Coalition for Child

Protective Reform, and seventeen individuals. Your Committee received comments on this measure from the Department of Human Services and Hawai'i Children's Action Network Speaks!.

Your Committee finds that children have the greatest chance to develop to their full capacity when they live in safe, secure, and nurturing homes. Your Committee further finds that the problems faced by children and families in the State's child welfare system are complex and cannot be resolved by the Department of Human Services alone. In order to address and resolve these diverse and multi-faceted problems, the State must work with the community and various stakeholders, including parents and children with lived experience in the child welfare system, to determine where necessary improvements to core infrastructure can be made. The Malama Ohana Working Group established by this measure is intended to improve outcomes for all children and families in the State's child welfare system by collaboratively working with the community to protect children in and out of the child welfare system.

Your Committee has amended this measure by:

- (1) Placing the Malama Ohana Working Group in the Office of Wellness and Resilience in the Office of the Governor, rather than the Department of Human Services and making a conforming amendment for the appropriation to the working group;
- (2) Changing the effective date to July 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that the proposed co-chairs of the Malama Ohana Working Group are members of two private organizations who must first be invited to participate in the working group. Your Committee respectfully requests your Committee on Finance, if it chooses to deliberate on this measure, to consider amending this measure further to permit the working group to be temporarily led by a member of one of the State agencies appointed to the working group until the proposed co-chairs accept invitations to the working group.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1365, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1365, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 515 Human Services on H.B. No. 222

The purpose of this measure is to adjust the method by which the Department of Human Services calculates payments to providers of medical care and long-term supports and services and appropriate funds.

Your Committee received testimony in support of this measure from AARP Hawai'i, Adult Foster Homecare Association of Hawaii, United Caregivers of Hawaii, Community Homecare Association of Hawaii, Alliance of Professional Primary Care Administrators, Provider Helping Hands of Hawaii, and numerous individuals. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that home and community-based setting providers offer cost-effective high quality services and support individuals' preferences to age in place. Your Committee further finds that the COVID-19 pandemic dramatically impacted health care and long-term care delivery systems, particularly as they relate to patient preferences, facility staffing practices, and technology utilization. This measure is intended to address changes in health care preferences by clarifying and adjusting the State's Medicaid fee schedule and methodology for determining rates for non-institutional long-term supports and services.

Your Committee has amended this measure by:

- (1) Adding a preamble;
- (2) Clarifying that the methodology used by the Department of Human Services in calculating each biennial budget medical care appropriation request includes payments to health maintenance organizations and prepaid health plans;
- (3) Clarifying that the annual report to the Legislature by the Department of Human Services is to be submitted when the Department reviews rates without Medicare comparisons;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 222, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 222, H.D. 2, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 516 Agriculture & Food Systems on H.B. No. 974

The purpose of this measure is to establish and appropriate funds for a Program Specialist position within the Department of Agriculture to perform a variety of roles relating to identifying, obtaining, and administering grants.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawaii Cattlemen's Council, Ulupono Initiative, Hawai'i Farm Bureau, and one individual.

Your Committee finds that there are many federal funding opportunities that offer support for agricultural purposes. These opportunities remain untapped or overlooked because of a lack of expertise in grant writing and grant administration in the Department of Agriculture. Your Committee further finds that many small farmers, ranchers, and other agricultural operators similarly lack expertise or time to identify and apply for grants. This measure is intended to bolster the State's efforts toward food security and sustainability by establishing a Program Specialist to pursue and maximize federal funds to support agricultural efforts in the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 974, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 974, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 517 Agriculture & Food Systems on H.B. No. 306

The purpose of this measure is to appropriate funds for statewide research into ornamental ginger pathogens, prevention of the spread of ornamental ginger pathogens, production and distribution of pathogen-free ornamental ginger plants, and outreach to ornamental producers.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Hawai'i Farm Bureau, East Oahu County Farm Bureau, Land Use Research Foundation of Hawaii, Hawaii Floriculture and Nursery Association, Waimanalo Agricultural Association, and six individuals.

Your Committee finds that ornamental ginger is a valued plant that can be used as a shrub or as a cut flower. The University of Hawaii College of Tropical Agriculture and Human Resources have been able to identify three different viruses and one fungal pathogen that are infecting ornamental ginger. In addition, the Department of Agriculture has recognized the existence of fourteen additional pathogens of ornamental ginger. This measure will provide additional funding to promote a better understanding and mitigation of the pathogens infecting ornamental ginger in the State.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 306, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 306, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 518 Agriculture & Food Systems on H.B. No. 1149

The purpose of this measure is to appropriate funds to support the existing coconut rhinoceros beetle response positions and activities of the State.

Your Committee received testimony in support of this measure from the Department of Agriculture, Coordinating Group on Alien Pest Species, Hawai'i Farm Bureau, East O'ahu County Farm Bureau, Waimanalo Agricultural Association, University of Hawaii Professional Assembly, Natura Nursery, Contemporary Landscaping LLC, Nā Pale O Kualaka'i and NiuNow, Hui Mahi'ai Aina, The Catered Coconut, Island Foodscaping, Mulkern Landscaping & Nursery, and eighteen individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Land and Natural Resources and University of Hawai'i System.

Your Committee finds that this measure supports the State's efforts in combatting the coconut rhinoceros beetle, an invasive species that is devastating to Hawaii's palm trees, especially coconut palms.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1149, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1149, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 519 Agriculture & Food Systems on H.B. No. 275

The purpose of this measure is to assist taro farmers in meeting the costs of cultivating taro for consumption.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Climate Change Mitigation and Adaptation Commission, Hawai'i Farm Bureau, Hawai'i Alliance for Progressive Action, Hawai'i Farmers Union United, Food+ Policy, and five individuals. Your Committee received comments on this measure from the Office of Hawaiian Affairs, Department of the Attorney General, and one individual.

Your Committee finds that taro is important to Hawaii's cultural identity and food security and sustainability.

Your Committee has amended this measure by:

- (1) Establishing standards for the grant program;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 275, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 275, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 520 Agriculture & Food Systems on H.B. No. 947

The purpose of this measure is to establish a food manufacturer tax credit, applicable to taxable years beginning after December 31, 2023, for manufacturers that produce value-added products using local crops.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau, Hawaii Food Manufacturers Association, Hawaii Food Industry Association, Ulupono Initiative, and two individuals. Your Committee received comments on this measure from the Department of Agriculture, Department of Taxation, Department of the Attorney General, Tax Foundation of Hawaii, and Hawai'i Technology Development Corporation.

Your Committee finds that the State currently imports eight-five to ninety percent of its food, fuel, and fiber. The State has set a goal to double food production in the State by 2030. Your Committee further finds that establishing a tax credit that incentivizes private food manufacturers in the State to use Hawaii-grown food ingredients in their products will support the development of agricultural self-sufficiency and food security in Hawaii.

Your Committee has amended this measure by:

- (1) Deleting the phrase "using local crops" from the definition of "qualified taxpayer";
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 947, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 947, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 521 Agriculture & Food Systems on H.B. No. 1512

The purpose of this measure is to limit the civil liability of good Samaritans who render emergency nonmedical care and emergency nonmedical assistance to animals during an emergency.

Your Committee received testimony in support of this measure from the Animal Interfaith Alliance in Britain, Hawaiian Humane Society, Animal Legal Defense Fund, and nine individuals.

Your Committee finds that animals, particularly companion animals, play an important role in the lives of the State's residents, from providing comfort and companionship as pets to functioning as vital aids and supports for individuals with disabilities. Your Committee further finds that although the State has taken important steps in promoting the protection of animals, additional measures can be taken to encourage and protect bystanders who are not duly licensed veterinarians who provide nonmedical care or nonmedical assistance to animals in an emergency. This measure is intended to protect these good Samaritans by limiting their civil liability for damages resulting from their intervention.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1512, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1512, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 522 Education on H.B. No. 464

The purpose of this measure is to:

- (1) Establish a five-year magnet school pilot program at Waiāhole and Ka'a'awa elementary schools; and
- (2) Appropriate funds for the pilot program and for positions to support the pilot program.

Your Committee received testimony in support of this measure from the Hawaii State Teachers Association, Ka'a'awa Elementary School, Waiāhole Elementary School, Pacific American Foundation, and numerous individuals. Your Committee received comments on this measure from the Department of Education.

Your Committee finds that it is critical for students to learn skills and tools necessary to support the unique needs of their communities in Hawaii. Magnet schools address these needs by offering specialized curricula with a common theme or focus. Your Committee notes that Waiāhole Elementary School has incorporated a specialized agricultural curriculum in Waiāhole and Ka'a'awa Elementary School has incorporated a specialized "mauka to makai" watershed curriculum in Ka'a'awa. Both schools have gathered community partners and resources to allow students access to invaluable learning opportunities in their communities. This measure seeks to expand these types of specialized educational opportunities and make them available for students in the State's public school system.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 464, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 464, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Quinlan, Garcia).

SCRep. 523 Education on H.B. No. 1256

The purpose of this measure is to:

- (1) Establish and appropriate funds for a Maui Campus Housing Pilot Program under the School Facilities Authority to make housing available to employees at Lahainaluna and Kulanihako'i high schools; and
- (2) Require the School Facilities Authority and Department of Education to submit a joint report to the Legislature on the Pilot Program.

Your Committee received testimony in support of this measure from the School Facilities Authority; one member of the Maui County Council; Lahainaluna High School; Hawaii State Teachers Association; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

Your Committee finds that Hawaii continues to suffer from a shortage of licensed teachers. Your Committee further finds that teacher housing that is affordable will increase recruitment and retention of experienced teachers. Your Committee notes that many school campuses, particularly those in rural areas and on the neighbor islands offer an opportunity to provide on-campus housing for school employees. This measure establishes a pilot program to make housing available for school employees within the Lahainaluna High School and Kulanihako'i High School campuses to explore the possibilities of housing school employees in all public school campuses.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1256, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Garcia).

SCRep. 524 Education on H.B. No. 497

The purpose of this measure is to require and appropriate funds to the School Facilities Authority to conduct a feasibility study for the development of teacher and workforce housing at the Queen Liliuokalani Elementary School property.

Your Committee received testimony in support of this measure from the School Facilities Authority, Hawaii State Teachers Association, and one individual.

Your Committee finds that several factors that have led to the teacher shortage in Hawaii include the high cost of living and access to affordable housing. Your Committee also finds that the provision of affordable housing to teachers in Hawaii is a critical component in the recruitment and retention of teachers in Hawaii's public schools. To increase the inventory of affordable housing units, underutilized state facilities should be reassessed and repurposed for housing purposes. Your Committee notes that in 2011, the Board of Education closed Queen Liliuokalani Elementary School, a 2.67 acre parcel that is in proximity to seven public schools. Your Committee believes that the former Queen Liliuokalani School should be considered for redevelopment for teacher and workforce housing and serve as a model for other state facilities to be repurposed for housing.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 497, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Garcia).

SCRep. 525 Judiciary & Hawaiian Affairs on H.B. No. 622

The purpose of this measure is to:

- (1) Make the Prevent Suicide Hawaii Task Force within the Department of Health permanent;
- (2) Require the Task Force to focus on reducing the suicide rate among Native Hawaiians and Pacific Islanders in the State; and
- (3) Require reports to the Legislature.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Hawai'i Primary Care Association, Papa Ola Lokahi, Hawai'i Family Forum, Queen's Health System, Prevent Suicide Hawai'i Task Force, Stonewall Caucus of the Democratic Party of Hawaii, and five individuals. Your Committee received comments on this measure from the Department of Public Safety and Department of Health.

Your Committee finds that between 2017-2021, there were an average of one hundred ninety-six suicide deaths per year, with attempts outnumbering deaths by five to one. Your Committee further finds that the Prevent Suicide Hawaii Task Force is currently tasked with a strategic plan to reduce suicides in the State by twenty-five percent by 2025. This measure aims to reduce attempts and prevent suicides in the State by permanently establishing the Task Force to continue to collaborate, provide leadership, set goals and objectives, develop strategies, coordinate activities, and monitor the progress of suicide prevention efforts.

Your Committee has amended this measure by:

- (1) Clarifying the members to be appointed from the Department of Health;
- (2) Clarifying that a member be appointed by the Governor from a Native Hawaiian health and well-being organization;
- (3) Specifying that the members are to select the chairperson of the Task Force; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider the inclusion of a representative from a Pacific Islander health and well-being organization as a member on the Suicide Prevent Hawaii Task Force.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 622, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 622, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 526 Judiciary & Hawaiian Affairs on H.B. No. 556

The purpose of this measure is to require the Board of Education to invite the exclusive representative for:

- (1) Bargaining unit (5) to appoint a nonvoting public school teacher representative to the Board of Education; and
- (2) Bargaining unit (6) to appoint a nonvoting public school administrator to the Board of Education.

Your Committee received testimony in support of this measure from the Democratic Party of Hawai'i Education Caucus, Hawaii State Teachers Association, and one individual. Your Committee received testimony in opposition to this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO. Your Committee received comments on this measure from the Office of Collective Bargaining and Board of Education.

Your Committee finds that the Board of Education invites a student representative and a military representative to the Board as nonvoting members. The student representative and military representative are not members of the Board, but they may engage in discussion and deliberation at general business meetings, special meetings, and standing committee meetings. The student representative and military representative do not have other rights or privileges, including the right to make motions or vote, nor can they be counted for quorum purposes or be entitled to be present in executive sessions of the Board unless

necessary for the purpose of the executive session. The invitation of a current public school teacher and public school administrator as nonvoting members to the Board will provide first-hand experience and expertise on the educational and professional climate in the State's public schools, impact of education policies on teacher recruitment and retention, and resources needed to deliver a quality learning experience for all of Hawaii's children.

Your Committee has amended this measure by:

- (1) Establishing a process for the public school teacher representative and public school administrator representative to recuse themselves from the Board of Education when necessary to avoid potential conflicts of interest and access to confidential information that may unfairly impact collective bargaining negotiations for their respective bargaining units, as determined by the voting members of the Board; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 556, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 556, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 527 Judiciary & Hawaiian Affairs on H.B. No. 1235

The purpose of this measure is to:

- (1) Require the Department of Public Safety or its successor agency to install cameras at state correctional facilities;
- (2) Require guards to wear functioning body cameras while on duty at state correctional facilities; and
- (3) Appropriate funds.

Your Committee received testimony in support of this measure from the Department of Public Safety, Hawaii Correctional System Oversight Commission, Community Alliance on Prisons, Hawai'i Women Lawyers, Women's Prison Project, and nine individuals. Your Committee received comments on this measure from United Public Workers, AFSCME Local 646, AFL-CIO.

Your Committee finds that there have been numerous incidents of sexual assault at the Women's Community Correctional Center. Past lawsuits note the lack of cameras in the correctional center's control rooms, where a majority of the sexual assaults allegedly occurred. This measure would help to deter sexual assaults and contraband at correctional facilities in the State by providing additional cameras in control rooms and body cameras for all guards on duty.

Your Committee has amended this measure by:

- (1) Replacing all references to "guard" with "adult correctional officer"; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Your Committee notes that any requirement for an adult correctional officer to wear a body camera is subject to the collective bargaining agreement. Accordingly, your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider whether the appropriation should be narrowed to only focus on the adult correctional officer control room.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1235, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1235, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 528 Judiciary & Hawaiian Affairs on H.B. No. 133

The purpose of this measure is to appropriate funds for the 2023-2025 fiscal biennium for certain operating expenses of the Office of Hawaiian Affairs.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs. Your Committee received testimony in opposition to this measure from the Center for Hawaiian Sovereignty Studies.

Your Committee finds that the Office of Hawaiian Affairs is a semi-autonomous state agency established by the Hawaii State Constitution whose mandate is to better the conditions of Native Hawaiians. Your Committee further finds that the appropriations made by this measure will help the Office of Hawaiian Affairs to fulfill this constitutional mandate.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 133 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 529 Judiciary & Hawaiian Affairs on H.B. No. 349

The purpose of this measure is to:

- (1) Expand the original jurisdiction of family court to include proceedings concerning the emancipation of minors;
- (2) Specify the rights of an emancipated minor; and
- (3) Establish procedures for the emancipation of minors.

Your Committee received testimony in support of this measure from Opportunity Youth Action Hawai'i, Stonewall Caucus of the Democratic Party of Hawai'i, and two individuals. Your Committee received comments on this measure from the Judiciary.

Your Committee finds that this measure will provide a more comprehensive statutory framework for the emancipation of minors in family court.

Your Committee has amended this measure by:

- (1) Providing that emancipation does not confer upon an emancipated minor the right to purchase, possess, consume, or sell tobacco products or electronic smoking devices;

- (2) Deleting language that would have made an indigent minor's declaration of emancipation subject to rescission if the minor had no means of support other than public assistance;
- (3) Allowing the minor's parents or former guardian, instead of the minor's conservator, to petition to rescind a declaration of emancipation on the ground that the minor has become indigent;
- (4) Clarifying the court's authority to order reasonable fees for counsel, experts, and other costs of services required in relation to a petition for declaration of emancipation; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 349, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 349, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 530 Judiciary & Hawaiian Affairs on H.B. No. 168

The purpose of this measure is to impose penalties, including suspension, on the person and firm for violations of state law governing wages and hours of employees on public works projects.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations, Hawaii Operating Engineers Industry Stabilization Fund Political Action Committee, and Hawai'i State AFL-CIO. Your Committee received testimony in opposition to this measure from the Subcontractors Association of Hawaii. Your Committee received comments on this measure from the General Contractors Association of Hawaii.

Your Committee finds that when firms violate chapter 104, Hawaii Revised Statutes, the Wages and Hours of Employees on Public Works Law, these actions not only harm the employees who perform their duties but the actions also detract from the intent of the law, which is to protect the standards of workers on state and county public works construction projects and ensure the payment of prevailing wages and overtime to laborers and mechanics working on projects. This measure would impose penalties on the person and firm for violations of the state law, thereby ensuring compliance with the law.

Your Committee has amended this measure by:

- (1) Clarifying that the definition of "person" applies to a sole proprietor and the principal responsible managing employee for the project being investigated and holders of the contractor's license as provided under chapter 444, Hawaii Revised Statutes; and
- (2) Deleting language that would have included subordinate responsible managing employees for purposes of suspension penalties and proper notice.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 168, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 168, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 531 Judiciary & Hawaiian Affairs on H.B. No. 877

The purpose of this measure is to establish and appropriate funds for an institute to be located within the William S. Richardson School of Law to be known as the Hookaulike: A Criminal Legal System Institute for Restoration and Healing.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Hawaii Correctional System Oversight Commission, and six individuals.

Your Committee finds that the State must create an inclusive and fair criminal legal system devoted to restoring and healing, particularly addressing the disparate challenges facing Native Hawaiians, Pacific Islander communities, and people of color. Your Committee further finds that Hookaulike, which means to create equity, assumes that people who do not share standards of living that are similar to one another nevertheless are capable of designing and implementing standards of behavior within their communities that allow their members to live in dignity and peace. This institute, housed within the William S. Richardson School of Law, but developed in partnership with the School of Hawaiian Knowledge and the Thompson School of Social Work, is envisioned as being an advocate for better social services and a vehicle to deal more personally with marginalized community members.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider a total appropriation amount of \$975,000 for twelve positions and operational funds, as follows:

- (1) \$200,000 for the J-Faculty line;
- (2) \$85,000 for the faculty researcher;
- (3) \$85,000 for the instructional faculty;
- (4) \$85,000 for the faculty specialist;
- (5) \$85,000 for the communications coordinator;
- (6) \$80,000 for the APT – B level budget line;
- (7) \$55,000 for the APT – A clerical;
- (8) \$150,000 for five graduate research assistant positions; and
- (9) \$150,000 in operational funds.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 877, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 532 Judiciary & Hawaiian Affairs on H.B. No. 382

The purpose of this measure is to appropriate funds for the 2023-2025 fiscal biennium for certain operating expenses of the Judiciary.

Your Committee received testimony in support of this measure from the Judiciary; Hawai'i Access To Justice Commission; Hawaii State Bar Association; Legal Aid Society of Hawai'i; Mediation Center of the Pacific; Ku'ikahi Mediation Center; Volunteer Legal Services Hawai'i; Appellate Section of the Hawaii State Bar Association; Mediation Services of Maui, Inc.; Kauai Economic Opportunity, Incorporated; Hawaii County Bar Associations and one individual.

Your Committee finds that the appropriations made by this measure will assist the Judiciary in its efforts to fulfill its constitutional, statutory, and public service duties.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 382 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 533 Judiciary & Hawaiian Affairs on H.B. No. 1329

The purpose of this measure is to:

- (1) Require the Department of Education to work with certain organizations to develop and implement an active shooter training program in all public schools under the jurisdiction of the Department; and
- (2) Exempt public school students from participation in an active shooter training program of the Department of Education.

Your Committee received testimony in support of this measure from the Department of Education. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that in 2022, fifty-one school shootings occurred nationwide, including the nation's second deadliest K-12 school shooting. Your Committee recognizes that, due to the unprecedented increase in school shootings, there is a need to provide a robust active shooter training program.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider involving the Hawaii Emergency Management Agency and Hawaii police departments in developing the active shooter training program.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1329, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 534 Judiciary & Hawaiian Affairs on H.B. No. 579

The purpose of this measure is to require the Department of the Attorney General to:

- (1) Address the needs of victims of human trafficking through the development and implementation of a statewide Human Trafficking Prevention Program; and
- (2) Report to the Legislature on the State's efforts to address human trafficking and the commercial sexual exploitation of children.

Your Committee received testimony in support of this measure from the Department of Human Services, Office of Hawaiian Affairs, Hawai'i State Commission on the Status of Women, Zonta Club of Hilo, Hawai'i Women Lawyers, Catholic Charities Hawai'i, Imua Alliance, and four individuals. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that many children in the State are vulnerable to sex trafficking and commercial sexual exploitation. Over the last decade, the commercial sexual exploitation of children has garnered greater attention in Hawaii and throughout the United States. This measure provides a robust and comprehensive framework for the Department of the Attorney General to make efforts to prevent human trafficking, provide increased support and assistance to victims, educate the public, prosecute offenders, and collect data.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 579, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 579, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 535 Judiciary & Hawaiian Affairs on H.B. No. 580

The purpose of this measure is to:

- (1) Expand the victim-counselor privilege under the Hawaii Rules of Evidence to include confidential advocates employed by the University of Hawaii; and
- (2) Increase the minimum number of hours of training a domestic violence victims' counselor must complete to be considered a victim counselor.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Democratic Party of Hawai'i Education Caucus, Imua Alliance, American Association of University Women of Hawaii, Hawai'i State Coalition Against Domestic Violence, Sex Abuse Treatment Center, Every Voice Coalition, and four individuals.

Your Committee finds that, despite the availability of confidential advocates at the University of Hawaii, confidentiality concerns remain a deterrent to seeking assistance. According to data collected by the University in the 2021 Systemwide Campus Climate Survey on Sexual Harassment & Gender-Based Violence, of the students who reported experiencing some form of sexual misconduct who did not seek help through the University, 22.2 percent stated they did not report because they feared their experiences would not be kept confidential. This measure seeks to provide the mechanism needed to alleviate a complainant's fear that disclosure could lead to retaliation, further abuse, or harassment.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 580, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 536 Judiciary & Hawaiian Affairs on H.B. No. 554

The purpose of this measure is to:

- (1) Require that the University of Hawaii ensure that any individual who participates in implementing the University's disciplinary process has training or experience in handling sexual misconduct complaints and the University's disciplinary process;
- (2) Require that the University of Hawaii provide mandatory annual trauma-informed, gender-inclusive, LGBTQ+-inclusive sexual misconduct primary prevention and awareness programming for students and employees of the University;
- (3) Prohibit the University of Hawaii from taking disciplinary action against individuals reporting sexual misconduct unless certain exceptions apply; and
- (4) Establish positions and appropriate funds for the University of Hawaii.

Your Committee received testimony in support of this measure from University of Hawai'i System, Hawaii State Council on Developmental Disabilities, Democratic Party of Hawai'i Education Caucus, Imua Alliance, Stonewall Caucus of the Democratic Party of Hawai'i, Hawai'i Youth Services Network, American Association of University Women of Hawai'i, Hawai'i State Coalition Against Domestic Violence, Every Voice Coalition Hawai'i, and eleven individuals.

Your Committee finds that college campuses generally have an elevated prevalence of sexual and domestic violence and that strengthening campus safety protocols will ensure that students are adequately protected from escalating incidents of abuse. This measure expands protections for victims of sexual misconduct at the University of Hawaii.

Your Committee has amended this measure by:

- (1) Using the defined term "sexual misconduct" more consistently when referring to sexual harassment, intimate partner violence, sexual assault, domestic violence, dating violence, or stalking;
- (2) Amending the definition of "sexual misconduct" to include dating violence; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$1,000,000 for four full-time equivalent positions to enable the University of Hawaii to fulfill the requirements of this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 554, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 554, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 537 Judiciary & Hawaiian Affairs on H.B. No. 315

The purpose of this measure is to appropriate funds to the several counties as grants-in-aid for the mitigation of flood risks on privately-owned roads.

Your Committee received testimony in support of this measure from one member of the Maui County Council and one individual. Your Committee received comments on this measure from the Hawaii Emergency Management Agency.

Your Committee finds that many privately-owned roads are utilized for public purposes, such as first responders responding to an emergency or school buses dropping off or picking up students. However, your Committee further finds that many of these privately-owned roads are often flooded during heavy rains, leading to many of these roads being dilapidated. This measure will support initiatives to mitigate flood risks on certain privately-owned roads that are open to the public in each county.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 315, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ganaden).

SCRep. 538 Judiciary & Hawaiian Affairs on H.B. No. 668

The purpose of this measure is to condition the authority of a county whose population is greater than five hundred thousand to exercise state housing powers upon the county's continued compliance with provisions regarding accepting dedication of infrastructure and public highways in affordable housing developments.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation.

Your Committee finds that this measure attempts to solve a thirty-year-old problem in the Villages of Kapolei where the City and County of Honolulu has not yet accepted dedication of infrastructure improvements constructed by a predecessor agency to the Hawaii Housing Finance and Development Corporation despite collecting real property taxes. Due to this, the State, through the Hawaii Housing Finance and Development Corporation, has had to pay for related maintenance and improvements, averaging more than \$1,000,000 per year. Your Committee notes that these funds come from the Dwelling Unit Revolving Fund rather than real property tax revenue collected by the City and County of Honolulu. This measure will ensure that monies in the Dwelling Unit Revolving Fund are used for the development of new affordable housing rather than maintenance and improvements costs of the Villages of Kapolei.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 668, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ganaden).

SCRep. 539 Judiciary & Hawaiian Affairs on H.B. No. 75

The purpose of this measure is to:

- (1) Increase, in tiers, the minimum amounts of liability insurance coverage required under motor vehicle insurance policies; and
- (2) Require the Insurance Commissioner to solicit rate filings for the changes in the minimum amounts.

Your Committee received testimony in opposition to this measure from the State Farm Mutual Automobile Insurance Company, GEICO, National Association of Mutual Insurance Companies, Maui Chamber of Commerce, and two individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Hawaii Insurers Council, Hawaii Association for Justice, and American Property Casualty Insurance Association of America.

Your Committee finds that an increase in the motor vehicle insurance minimum coverage requirements is required to offset inflation. Your Committee further finds that these policy limits have not been raised in twenty-five years since its enactment under Act 27, Session Laws of Hawaii 1998, which has resulted in more than fifty percent reduction in consumer protection. This measure will better protect residents of the State by increasing the minimum amount of liability insurance coverage.

Your Committee recommends an implementation date of January 2025, should your Committee on Finance choose to deliberate on this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 75, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ganaden).

SCRep. 540 Judiciary & Hawaiian Affairs on H.B. No. 279

The purpose of this measure is to allow the counties to utilize county surcharge on state tax revenues for the repair and maintenance of private roads that are open to and used by the public.

Your Committee received testimony in support of this measure from one member of the Maui County Council and one individual. Your Committee received comments on this measure from the Department of the Attorney General and Tax Foundation of Hawaii.

Your Committee finds that many privately-owned roads are utilized for public purposes, such as first responders responding to an emergency or school buses dropping off or picking up students. As such, your Committee believes that the maintenance and upkeep of privately-owned roads serve a public purpose and require assistance from the State.

Your Committee has amended this measure by:

- (1) Removing the prohibition against the use of the county surcharge on state tax for the repair of public roads or highways; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 279, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 279, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ganaden).

SCRep. 541 Judiciary & Hawaiian Affairs on H.B. No. 1200

The purpose of this measure is to:

- (1) Require and appropriate funds for the Department of Land and Natural Resources to establish an Unmanned Aircraft Systems Program that is compliant with federal and state laws;
- (2) Authorize the use of unmanned aircraft systems to monitor, investigate, and obtain admissible evidence of natural and cultural resource violations; and
- (3) Beginning January 1, 2027, require a biennial report to the Legislature on the Unmanned Aircraft Systems Program.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Association for Uncrewed Vehicle Systems International, and three individuals.

Your Committee finds that the Division of Conservation and Resources Enforcement of the Department of Land and Natural Resources has vast responsibility for enforcing state laws related to natural and cultural resources on over one million acres of state land and three million acres of state ocean waters. Your Committee further finds that unmanned aircraft systems, commonly known as drones, provide a unique and powerful tool for monitoring potentially illegal activity on public lands and can aid effective enforcement. This modern enforcement tool can provide an efficient, cost-effective, and valuable method of obtaining admissible evidence for enforcement proceedings, as well as deter illegal conduct on public lands.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1200, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ganaden).

SCRep. 542 Consumer Protection & Commerce on H.B. No. 348

The purpose of this measure is to allow the counties to establish, by ordinance, an opt-in program that allows an annual payment in lieu of real property taxes on the land or improvements thereon that are actively used to produce or store renewable energy that is sold to an electric utility.

Your Committee received testimony in support of this measure from the Hawaii State Energy Office, Department of Budget and Fiscal Services of the City and County of Honolulu, one member of the Honolulu City Council, Hawaiian Electric, Clearway Energy Group, Hawaii Solar Energy Association, Ulupono Initiative, Longroad Energy, and two individuals. Your Committee received comments on this measure from the Tax Foundation of Hawaii.

Your Committee finds that Act 97, Session Laws of Hawaii 2015, established a one hundred percent renewable portfolio standard, which requires that all net electricity sales be from renewable energy sources. Your Committee further finds that several renewable energy projects have faced drastic property tax increases, which have impacted the financial viability of those projects and created uncertainty for future renewable energy projects. This measure will provide more certainty for developers of renewable energy projects by allowing counties to establish opt-in programs for in-lieu payments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 348, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 543 Culture, Arts & International Affairs on H.B. No. 475

The purpose of this measure is to appropriate funds to the State Foundation on Culture and the Arts for the Art in Private Places Program and to establish one position for the Foundation.

Your Committee received testimony in support of this measure from one individual. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from the State Foundation on Culture and the Arts and one individual.

Your Committee finds that making the arts more publicly accessible is an important component of a healthy, vibrant society. Your Committee further finds art enhances critical thinking skills, creativity, visual literacy, confidence, and appreciation of other cultures. Your Committee finds that investing in the State's cultural economy contributes to the State's overall economy. This measure appropriates funds that will enable the State Foundation on Culture and the Arts to support the Art in Private Places Program.

Your Committee has amended this measure by:

- (1) Adding a definition of "private places"; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$90,000.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 475, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 475, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5; Ayes with Reservations (Kapela, Matayoshi). Noes, none. Excused, 2 (Sayama, Alcos).

SCRep. 544 Housing on H.B. No. 1246

The purpose of this measure is to:

- (1) Authorize the issuance of general obligation bonds, to be deposited into the Dwelling Unit Revolving Fund and Rental Housing Revolving Fund; and
- (2) Appropriate funds into and out of the Dwelling Unit Revolving Fund and Rental Housing Revolving Fund.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation, Hawai'i Association of RELATORS, Catholic Charities Hawai'i, NAIOP Hawaii, Highridge Costa Development Company, Stanford Carr Development, and one individual.

Your Committee finds that the State has a housing supply problem and investment is needed to meet housing challenges. According to a 2019 report by the Department of Business, Economic Development, and Tourism, the State will require approximately fifty thousand housing units by 2025 to meet housing demands. This measure provides significant funding for primary financing programs of the Hawaii Housing Finance and Development Corporation to help the State meet its housing demands.

Your Committee has amended this measure by:

- (1) Authorizing the Hawaii Housing Finance and Development Corporation to issue bonds for infrastructure projects, in addition to housing projects, and to finance the development of regional state infrastructure projects;
- (2) Including proceeds from bonds issued for regional state infrastructure projects as a source of revenue in each regional state infrastructure subaccount;
- (3) Authorizing regional state infrastructure subaccount revenues to be used to repay regional state infrastructure project bond holders;
- (4) Changing the appropriations and general bond obligation authorizations to unspecified amounts;
- (5) Deleting language that would have appropriated funds and authorized the issuance of general obligation bonds into and out of the Rental Housing Revolving Fund;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider appropriation amounts of \$65,000,000 into and out of the Dwelling Unit Revolving Fund and \$50,000,000 in general obligation bonds into and out of the Dwelling Unit Revolving Fund. Your Committee notes that the Hawaii Housing Finance and Development Corporation has approximately \$65,000,000 worth of proposed projects for fiscal year 2023-2024 and the University of Hawaii West Oahu may use approximately \$30,000,000 of Dwelling Unit Revolving Fund monies to develop roughly five hundred housing units if on-site infrastructure is funded.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1246, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1246, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Onishi).

SCRep. 545 Agriculture & Food Systems on H.B. No. 1424

The purpose of this measure is to require a producer of any hemp product to include in the identity statement used for labeling or advertising any hemp product:

- (1) The percentage of Hawaii-grown hemp in the hemp product; and
- (2) For any hemp product not from Hawaii, the origin of the hemp and percentage of the hemp from the origin.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Farm Bureau, Rancho Aloha, Maui Farmers Union United, Hawai'i Hemp Farmers Association, Hawai'i Farmers Union United, and thirteen individuals. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that the Department of Agriculture's labeling enforcement capability was hindered due to reductions in force. Your Committee further finds that a measurement standards inspector position is necessary to address labeling enforcement challenges in various Hawaii products, such as inspecting and verifying the percentage of Hawaii-grown hemp and hemp of other origins contained in hemp products.

Your Committee has amended this measure by:

- (1) Inserting an appropriation of an unspecified amount for one full-time equivalent (1.0 FTE) measurement standards inspector position in the Department of Agriculture for the purpose of labeling and packaging enforcement and inspection responsibilities;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1424, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1424, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 546 Agriculture & Food Systems on H.B. No. 309

The purpose of this measure is to authorize the issuance of general obligation bonds to make capital improvements to the State's irrigation systems.

Your Committee received testimony in support of this measure from the Department of Agriculture, Land Use Research Foundation of Hawaii, Hawai'i Farm Bureau, Ulupono Initiative, and one individual.

Your Committee finds that a reliable irrigation system is the lifeline of Hawaii's agricultural industry. To ensure that Hawaii's crops receive a steady and dependable supply of water, sufficient funding is needed to maintain and improve irrigation systems.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Your Committee respectfully requests that your Committee on Finance, should it deliberate on this measure, to consider a general bond authorization amount of \$55,700,000 for various irrigation systems.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 309, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 309, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 547 Agriculture & Food Systems on H.B. No. 1150

The purpose of this measure is to appropriate funds to support the Hawaii Ant Lab in mitigating the effects of little fire ants in the State.

Your Committee received testimony in support of this measure from the Department of Agriculture, Coordinating Group on Alien Pest Species, Big Island Invasive Species Committee, Hawai'i Farm Bureau, Hawaii Pest Control Association, University of Hawaii Professional Assembly, Ka Ohana O Na Pua, Mulhern Landscaping & Nursery, and nine individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that the little fire ant is one of the most devastating invasive species for Hawaii's environment and agricultural economy. Continued funding of the Hawaii Ant Lab will support efforts to manage little fire ants and develop eradication tools in the future.

Your Committee has amended this measure by:

- (1) Changing the expending agency from the University of Hawaii to the Department of Land and Natural Resources; and
- (2) Changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1150, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1150, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 548 Agriculture & Food Systems on H.B. No. 1350

The purpose of this measure is to appropriate funds for the Department of Agriculture to establish and implement a GroupGAP Food Safety Training and Certification Program.

Your Committee received testimony in support of this measure from the Department of Agriculture, University of Hawai'i System, North Shore Economic Vitality Partnership, Hawaii Cattlemen's Council, Ulupono Initiative, Hawai'i Farm Bureau, Hawaii Fish Company, Aina Ho'okupu o Kilauea, Hawaii Food+ Policy Internship 2023, and eight individuals.

Your Committee finds that the United States Department of Agriculture created the GroupGAP program to assist small farms with attaining Good Agricultural Practices certification and is the only comprehensive farm food safety training program in Hawaii that provides this certification. While the Legislature worked to provide more food safety training programs through Act 136, Session Laws of Hawaii 2022, your Committee believes that funding for the Department of Agriculture is needed to ensure the quality of locally produced foods through a GroupGAP food safety training and certification program.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1350, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1350, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 549 Agriculture & Food Systems on H.B. No. 612

The purpose of this measure is to establish an income tax credit to alleviate the high costs of production for Hawaii's farmers, ranchers, and fishers and incentivize growth in the agricultural sector.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Farm Bureau, Hawaii Aquaculture & Aquaponics Association, Hawai'i Farmers Union United, Ulupono Initiative, and five individuals. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that the agricultural industry needs more support to increase local food production for local consumption. High production costs are a major driver of narrow profit margins for those in the agricultural industry. Your Committee further finds that land, water, labor, taxes, utilities, and more are all costs of doing business that often result in some agricultural businesses barely breaking even. Your Committee believes that the State's farmers, fishers, and ranchers need support to alleviate the high costs associated with agricultural production, as proposed by this measure.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 612, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 612, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 550 Agriculture & Food Systems on H.B. No. 972

The purpose of this measure is to:

- (1) Add revenue generated by the State Veterinary Laboratory and Animal Disease Control Branch as sources for the Animal Industry Special Fund; and
- (2) Clarify that the funds from the Animal Industry Special Fund may be expended to make laboratory improvements.

Your Committee received testimony in support of this measure from the Department of Agriculture and Hawai'i Farm Bureau.

Your Committee finds that the State Veterinary Laboratory conducts laboratory services, diagnostic support, and disease surveillance projects in poultry, swine, dairy, other livestock, and aquaculture industries. This measure secures additional resources to support the State Veterinary Laboratory in providing veterinary diagnostic services in State, thereby reducing delays in obtaining results and potentially generating revenue to assist with the operations of the Department of Agriculture's Animal Industry Division in the future.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 972, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 972, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 551 Agriculture & Food Systems on H.B. No. 311

The purpose of this measure is to establish a general excise tax exemption on the gross proceeds arising from the sale of machinery, fuel, chemicals, seed or huli, animals, and feed to a qualified farmer and directly related to the qualified farmer's kalo farming operations.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Alliance for Progressive Action, Kohana Family Farms, Hawai'i Farm Bureau, Food+ Policy, Hawai'i Farmers Union United, and eleven individuals. Your Committee received comments on this measure from the Department of Taxation, Office of Hawaiian Affairs, Tax Foundation of Hawaii, and one individual.

Your Committee finds that kalo farming is a practice that has been integral to the Hawaiian islands for centuries and has provided an abundance of food and ecological health. Kalo is a food that is adapted to Hawaii's environment and can grow well in the State. This measure reduces the cost of production of kalo and supports indigenous food culture, farming, and local food security by supporting kalo farming and farmers.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 311, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 311, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 552 Agriculture & Food Systems on H.B. No. 1248

The purpose of this measure is to appropriate funds to the Department of Agriculture for the continued administration of the Hawaii Healthy Food Incentive Program and to provide matching funds to beneficiaries who participate in the federal Supplemental Nutrition Assistance Program.

Your Committee received testimony in support of this measure from the Department of Agriculture, Department of Human Services, County of Hawai'i Department of Research & Development, Hawai'i Farm Bureau, Kanalani Ohana Farm, Malama Kaua'i, Hawai'i Pacific Health, Hawai'i Public Health Institute, Hawai'i Alliance for Progressive Action, Hawai'i Primary Care Association, Hawai'i Health & Harm Reduction Center, The Food Basket, Kohana Family Farms, Hawai'i Food Bank, Okimoto Corp., 350Hawaii.org, Ulupono Initiative, American Heart Association, Climate Protectors Hawai'i, Oko'a Farms, Food+ Policy Internship 2023, Hawai'i Hunger Action Network, Hawai'i Children's Action Network Speaks!, Hawaii Food Industry Association, Pioneering Healthier Communities Initiative, Hawai'i Farmers Union United, Hawaii Appleseed Center for Law & Economic Justice, and numerous individuals.

Your Committee finds that the consumption of fresh fruits and vegetables is an integral part of a healthy diet and central to the prevention of obesity and chronic disease. Your Committee further finds that the Hawaii Healthy Food Incentive Program, also known as DA BUX, incentivizes beneficiaries who participate in the Supplemental Nutrition Assistance Program with a dollar-for-dollar match on locally produced fresh fruits and vegetables. This measure provides the essential funding to continue this valuable program.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$3,000,000 for federal funding match purposes.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1248, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1248, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 553 Agriculture & Food Systems on H.B. No. 973

The purpose of this measure is to repeal the requirement for the Department of Agriculture to adopt rules to address nuisance issues, including smell, noise, and excessive lighting arising out of the activities of hemp growers.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Hemp Farmers Association, and three individuals.

Your Committee finds that the Department of Agriculture lacks the scientific expertise in the area of health issues necessary to oversee or enforce nuisance issues. Your Committee further finds that the Department of Health and county land use ordinances already have regulatory oversight over nuisance and related issues and are the more appropriate entities to address nuisance issues regarding smell, noise, and excessive lighting. This measure removes the potential confusion that may arise out of conflicting rules in multi-jurisdictional situations.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 973, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 973, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 554 Agriculture & Food Systems on H.B. No. 976

The purpose of this measure is to rename the Industrial Hemp Special Fund as the Hemp Special Fund and allow the fund to be utilized for the Department of Agriculture's responsibilities regarding commercial hemp production.

Your Committee received testimony in support of this measure from the Department of Agriculture.

Your Committee finds that Act 228, Session Laws of Hawaii 2016, established the Industrial Hemp Pilot Program to allow the cultivation of industrial hemp and distribution of its seed in the State under the oversight of the Department of Agriculture. Your Committee further finds that Act 14, Session Laws of Hawaii 2020 (Act 14), repealed the Industrial Hemp Pilot Program and replaced it with a hemp processors and commercial hemp production program with bifurcated oversight by the Departments of Agriculture and Health. However, Act 14 did not provide the Department of Agriculture with a special fund to fund its duties, including monitoring the transport of hemp within the State and enforcing restrictions for growing hemp to mitigate impacts on neighbors. This measure repurposes the fund for the Industrial Hemp Pilot Program to be used for the Department of Agriculture's responsibilities under the hemp processors and commercial hemp production program.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 976, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 976, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 555 Energy & Environmental Protection on H.B. No. 1303

The purpose of this measure is to appropriate funds to certain counties to create pilot programs that incentivize residential homeowners in certain dry areas to replace landscaping refurbishments with alternatives that reduce water use.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, City and County of Honolulu Board of Water Supply, Environmental Caucus of the Democratic Party of Hawai'i, Landscape Industry Council of Hawai'i, and two individuals. Your Committee received comments on this measure from the National Association of Landscape Professionals.

Your Committee finds that conserving Hawai'i's finite water resources is essential to ensuring the health of the State's fresh water supply. Residential irrigation is a major source of water use and, frequently, wasteful misuse. This measure would provide incentives to residential homeowners to adopt landscaping practices that could include planting native species and pollinator plants and lowering water use.

Your Committee has amended this measure by:

- (1) Designating the City and County of Honolulu Board of Water Supply as the expending agency of the appropriation;
- (2) Clarifying that residential homeowners can qualify for incentives under the Irrigation Water Use Reduction Pilot Program for replacing existing landscaping and irrigation with alternatives that lower water use, with preference given to alternatives that include native species and support pollinators;
- (3) Requiring the City and County of Honolulu to provide a forty percent match, rather than a dollar-for-dollar match, for the Irrigation Water Use Reduction Pilot Program;
- (4) Specifying that the City and County of Honolulu Board of Water Supply shall determine the rebate amount not to exceed \$1,500 per project;
- (5) Specifying that to qualify for the rebate under the Irrigation Water Use Reduction Pilot Program, the City and County of Honolulu Board of Water Supply shall verify that the residential homeowner experienced a reduction in water use by at least thirty percent and the replacement of landscaping or irrigation was performed by a licensed landscape contractor in good standing with the Department of Commerce and Consumer Affairs;
- (6) Requiring the City and County of Honolulu Board of Water Supply to submit a report to the Legislature on water use reduction metrics and other findings related to the Irrigation Water Use Reduction Pilot Program;
- (7) Deleting language that would have appropriated funds for the County of Hawaii to establish an Irrigation Water Use Reduction Pilot Program;
- (8) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (9) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$600,000.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1303, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1303, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 3 (Gates, Woodson, Ward).

SCRep. 556 Energy & Environmental Protection on H.B. No. 895

The purpose of this measure is to update the State's integrated solid waste management priorities and goals to:

- (1) Establish benchmarks for organic waste diversion; and
- (2) Reflect the goal established in the Aloha+ Challenge to reduce the solid waste stream prior to disposal by seventy percent by 2030.

Your Committee received testimony in support of this measure from the Department of Health, Hawai'i Climate Change Mitigation and Adaptation Commission, Environmental Caucus of the Democratic Party of Hawai'i, West Maui Green Cycle, Zero Waste Maui, Climate Protectors Hawai'i, Hawai'i Farmers Union United, and two individuals.

Your Committee finds that the State is committed to achieving certain sustainability goals, including a goal of reducing the solid waste stream. Although the State did not meet a goal to reduce the solid waste stream prior to disposal by fifty percent by January 1, 2000, it is imperative that the State continue to look for ways to reduce the solid waste stream through source reduction, recycling, bioconversion, landfill diversion, and organic waste diversion. This measure further demonstrates the State's commitment to a clean and healthy environment by establishing new benchmarks for organic waste diversion and updating certain goals to reduce the solid waste stream in the State.

Your Committee has amended this measure by:

- (1) Including untreated wood waste under the definition of "organic waste";
- (2) Clarifying the deadlines for reducing the organic waste stream in the State by certain entities;
- (3) Deleting language that would have appropriated funds for the Department of Health to reimburse each county for the costs of incorporating organic waste diversion into the county's integrated solid waste management plan, as this measure seeks to clarify the counties' duties, rather than add new mandates;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 895, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 895, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 3 (Gates, Woodson, Ward).

SCRep. 557 Energy & Environmental Protection on H.B. No. 575

The purpose of this measure is to, beginning January 1, 2025:

- (1) Prohibit the sale, offer for sale, or operation of gasoline-powered leaf blowers;

- (2) Apply existing time-of-use restrictions on leaf blowers to non-gasoline-powered leaf blowers;
- (3) Increase the fines for offenses of leaf blower restrictions and provide for the forfeiture of gasoline-powered leaf blowers upon a third violation; and
- (4) Remove the exemption from leaf blower restrictions for government agencies.

Your Committee received testimony in support of this measure from the Department of Transportation, Hawai'i Climate Change Mitigation and Adaptation Commission, and seven individuals. Your Committee received testimony in opposition to this measure from the Honolulu Police Department, Outdoor Power Equipment Institute, Retail Merchants of Hawaii, and two individuals. Your Committee received comments on this measure from the Department of the Attorney General and Department of Health.

Your Committee finds that many cities in the United States and the District of Columbia and State of California have banned gasoline-powered leaf blowers due to their harmful impacts on health and the environment. Gasoline-powered leaf blowers emit relatively high levels of air pollution and produce significant noise that can cause hearing damage to landscaping workers. This measure ensures a healthy environment and restricts noise pollution by promoting viable alternatives to gasoline-powered leaf blowers.

Your Committee heard concerns regarding preemption, through the federal Clean Air Act, of the regulation of gasoline-powered leaf blower emissions as proposed by this measure. The Department of the Attorney General notes in testimony the permissibility of restricting time and location of usage of gasoline-powered leaf blowers due to noise concerns, rather than air pollution concerns.

Your Committee has amended this measure accordingly by:

- (1) Inserting findings related to the effects of noise pollution;
- (2) Prohibiting the use of a gasoline-powered leaf blower at any time in any urban land use district, rather than prohibiting the sale, offer for sale, or operation of a gasoline-powered leaf blower at any time;
- (3) Inserting a savings clause;
- (4) Inserting a severability clause;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 575, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 575, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 3 (Gates, Woodson, Ward).

SCRep. 558 Energy & Environmental Protection on H.B. No. 185

The purpose of this measure is to make a housekeeping amendment to section 341-6, Hawaii Revised Statutes, to delete a reference to a repealed section.

Your Committee received testimony in support of this measure from the State Environmental Advisory Council and Office of Planning and Sustainable Development.

Your Committee finds that when Act 152, Session Laws of Hawaii 2021, administratively transferred the Environmental Advisory Council from the Department of Health to the Office of Planning and Sustainable Development, certain statutes were repealed. This measure provides a housekeeping amendment to section 341-6, Hawaii Revised Statutes, to delete a reference to a repealed section of the law.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 185 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 3 (Gates, Woodson, Ward).

SCRep. 559 Energy & Environmental Protection on H.B. No. 837

The purpose of this measure is to:

- (1) Establish objectives, policies, and priority guidelines in the Hawaii State Planning Act to achieve the use of green infrastructure, vegetation, and trees in state facility systems, infrastructure, transit projects, and other areas; and
- (2) Require the Office of Planning and Sustainable Development, in partnership with the Greenhouse Gas Sequestration Task Force, to make recommendations for implementing certain green infrastructure objectives, policies, and priority guidelines.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawai'i Climate Change Mitigation and Adaptation Commission, Office of Planning and Sustainable Development, Environmental Caucus of the Democratic Party of Hawai'i, Hawai'i Reef and Ocean Coalition, Climate Protectors Hawai'i, The Outdoor Circle, and six individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Chief Housing Officer of the Office of the Governor.

Your Committee finds that the effects of climate change have made implementing sustainable design concepts more critical, as each passing year has seen increased temperatures and other impacts from climate change. Incorporating green vegetation and trees for public infrastructure has been found to decrease urban temperatures, reduce carbon emissions, improve air quality, and capture water to replenish the water table. This measure ensures the establishment of critical green infrastructure in the State and demonstrates the State's commitment toward a zero emissions clean economy by 2045.

Your Committee has amended this measure by:

- (1) Providing more flexibility in the standards to be used for maintaining trees to include the ANSI A300 and similar best practice standards appropriate for Hawaii for tree care;
- (2) Clarifying the priority of the use of Hawaiian plants as it relates to priority guidelines to promote the use of green infrastructure in state facility systems, infrastructure, transit projects, and other areas;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 837, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 837, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 3 (Gates, Woodson, Ward).

SCRep. 560 Energy & Environmental Protection/Economic Development on H.B. No. 239

The purpose of this measure is to:

- (1) Require and appropriate funds for the Clean Energy Initiative Program to design, implement, and administer a plan to increase jobs aligned with the State's transition to a clean energy economy and strategies for evaluating and supporting a transition to a clean energy economy that advances social equity; and
- (2) Authorize the use of the Energy Security Special Fund to create jobs that advance the State's goals of achieving greater energy security and adapting to climate change, expand workforce development and training programs for workers transitioning to a clean energy economy, and strengthen social equity in the adoption of clean energy technology.

Your Committees received testimony in support of this measure from the University of Hawai'i System, Hawai'i Climate Change Mitigation and Adaptation Commission, Hawaii State Energy Office, Hawaii State Youth Commission, Rainbow Family 808, Democratic Party of Hawai'i Labor Caucus, IATSE Local 665, Environmental Caucus of the Democratic Party of Hawai'i, Climate Protectors Hawaii, Democratic Party of Hawai'i Education Caucus, Imua Alliance, Blue Planet Foundation, 350Hawaii.org, Sierra Club of Hawai'i, and four individuals. Your Committees received testimony in opposition to this measure from one individual.

Your Committees find that in response to the growing threat of climate change, the State has set standards and launched initiatives to expand reliance on sustainable and efficient energy, including setting a statewide benchmark of generating one hundred percent of the State's electricity through renewable resources by 2045 and establishing a goal for the statewide greenhouse gas emissions limit to be at least fifty percent below 2005 levels by 2030. Additionally, meeting these initiatives will require a well-trained workforce in the clean and renewable energy industries. Therefore, this measure supports the advancement of the State's goals of achieving greater energy security and adapting to climate change, while developing a socially equitable response to strengthen climate resilience.

Your Committees have amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Economic Development that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 239, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 239, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 4. Noes, none. Excused, 3 (Gates, Woodson, Ward).

Economic Development: Ayes, 4. Noes, none. Excused, 3 (Kong, Quinlan, Pierick).

SCRep. 561 Transportation/Energy & Environmental Protection on H.B. No. 1278

The purpose of this measure is to:

- (1) Establish green infrastructure objective and policies for transportation systems, infrastructure, and projects; and
- (2) Establish the Green Transportation Infrastructure Task Force to examine, evaluate, and develop policies for the design, implementation, and maintenance of green transportation infrastructure.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources; Painting Industry of Hawaii Labor Management Cooperation Trust Fund; Hawaii Tapers Market Recovery Trust Fund; Hawaii Glaziers, Architectural Metal Glassworkers Local Union 1889 AFL-CIO Stabilization Trust Fund; Carpet, Linoleum and Soft Tile Local Union 1926 Market Recovery Trust Fund; International Union of Painters and Allied Trades; Environmental Caucus of the Democratic Party of Hawai'i; Climate Protectors Hawai'i; Outdoor Circle; Kauai Climate Action Coalition; and seven individuals. Your Committees received testimony in opposition to this measure from one individual. Your Committees received comments on this measure from the Office of Hawaiian Affairs and Office of Planning & Sustainable Development.

Your Committees find that sustainable design concepts for public infrastructure incorporate green vegetation and trees to decrease urban temperatures, reduce carbon emissions, improve air quality, and capture water to replenish the water table. Your Committees further find that studies have determined that people who live in areas that have more trees and green space are less likely to develop acute respiratory symptoms and die of heart disease or respiratory disease. Your Committees also find that Hawaii is world-renowned for its lush vegetation and citizens and tourists actively seek out green spaces. Therefore, increasing the number of parks and green spaces in the State will increase the quality of life of residents and visitors.

Your Committees have amended this measure by:

- (1) Further clarifying that the standards for tree care may include best practice standards appropriate for Hawaii;
- (2) Moving the definition of "green infrastructure" to section 264-141, Hawaii Revised Statutes, for clarity and consistency;
- (3) Adding a representative from the Office of Hawaiian Affairs on the Green Transportation Infrastructure Task Force;
- (4) Dissolving the task force on June 30, 2025, rather than June 30, 2024, for clarity and consistency;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Transportation and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1278, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1278, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Transportation: Ayes, 5; Ayes with Reservations (Onishi). Noes, none. Excused, 3 (Hashimoto, Kitagawa, Matsumoto).
Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Woodson, Ward).

SCRep. 562 Transportation/Energy & Environmental Protection on H.B. No. 1406

The purpose of this measure is to require:

- (1) Asphalt removed from roads and driveways be recycled under certain conditions;
- (2) The Department of Transportation to adopt rules regarding best practices for paving projects, asphalt processing, stockpiling, and asphalt disposal; and
- (3) The Department of Health to designate asphalt storage sites or develop a centralized asphalt processing and storage facility.

Your Committees received testimony in support of this measure from Climate Protectors Hawaii and five individuals. Your Committees received comments on this measure from the Department of Transportation, Department of Health, and one individual.

Your Committees find that a majority of the road and highway surfaces in the State are made of asphalt pavement. Recycling of asphalt pavement has proven to be a cost-effective method of pavement rehabilitation. Your Committees further find that implementing this measure will help Hawaii save costs by reducing the need to import raw and virgin materials, as well as avoid greenhouse gas emissions and other harmful effects to the environment.

Your Committees have amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Should your Committee on Finance decide to hear this measure, your Committee requests that it consider the concerns raised during the hearing about the inequities of the ability to recycle asphalt in East Hawaii due to the rain.

As affirmed by the records of votes of the members of your Committees on Transportation and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1406, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1406, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Transportation: Ayes, 4. Noes, 1 (Onishi). Excused, 3 (Hashimoto, Kitagawa, Matsumoto).
Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Woodson, Ward).

SCRep. 563 Labor & Government Operations on H.B. No. 250

The purpose of this measure is to require the Department of Education to establish rules for the procurement of goods and services related to the administration of food programs at public schools that incorporate a geographic preference for unprocessed locally grown and locally raised food products.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Primary Care Association, North Shore Economic Vitality Partnership, Hawai'i Alliance for Progressive Action, Malama Kaua'i, Ka Ohana O Na Pua, Hawai'i Farm Bureau, 350Hawaii.org, Center for Getting Things Started, Hawai'i Public Health Institute, Grow Some Good, Hawai'i Farmers Union United, Ulupono Initiative, Chamber of Sustainable Commerce, Kauai Climate Action Coalition, and six individuals. Your Committee received comments on this measure from the Department of Education.

Your Committee finds that building farm to school connections can improve student access to healthy, local foods, provide numerous public health benefits, and contribute to the local agricultural industry. Your Committee further finds that local food procurement provides economic benefits to local food systems by providing a long-term revenue stream for farmers and other food producers, promoting market diversification, and increasing income and economic growth opportunities for individual farmers. This measure will facilitate the increase of unprocessed locally grown and raised agricultural products and allow school complexes to regionalize their menus.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 250, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 564 Labor & Government Operations on H.B. No. 339

The purpose of this measure is to permanently exempt ten positions in the Department of Human Services from civil service.

Your Committee received testimony in support of this measure from the Department of Human Services, Hawaii Family Support Institute, Parents and Children Together, Hawai'i Children's Action Network Speaks!, Domestic Violence Action Center, Catholic Charities Hawai'i, Hawai'i State Coalition Against Domestic Violence, and two individuals.

Your Committee finds that the Department of Human Services provides benefits and services to Hawaii residents in need of financial assistance, food assistance, health care coverage, child care subsidies, rental assistance, vocational rehabilitation services, homeless services, and protective services. The Department oversees nearly \$4,000,000,000 in funds, more than eighty offices statewide, and a staff of nearly two thousand. The Department of Human Services also provides administrative services to various attached agencies and commissions. Despite these responsibilities, the Department has one director, one deputy director, and two permanent positions that are exempt from civil service.

Your Committee finds that the Department of Human Services needs continuity of leadership with knowledge and experience in the complex safety net programs it administers. This measure will promote continuity and minimize disruption in services by making nine key positions permanent.

Your Committee has amended this measure by:

- (1) Deleting the private secretary to the second deputy director from the proposed civil service exemption because the position is already exempted by section 76-16(b)(9), Hawaii Revised Statutes; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 339, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 339, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 565 Labor & Government Operations on H.B. No. 1086

The purpose of this measure is to:

- (1) Amend chapter 202, Hawaii Revised Statutes, to be consistent with the General Appropriations Act of 2021, Act 88, Session Laws of Hawaii 2021;
- (2) Rename the "Workforce Development Council" to the "Hawaii Workforce Development Board", and the "county workforce development board" to the "local workforce development board";
- (3) Require the Hawaii Workforce Development Board and local workforce development boards to develop written conflict of interest policies consistent with federal law and regulations;
- (4) Require the Governor to select the chairperson of the state board from among the private sector members appointed to the board; and
- (5) Repeal the requirement for the Department of Labor and Industrial Relations to submit an annual report to the Legislature on the activities of the K-12 agriculture workforce development pipeline initiative as no longer necessary.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations.

Your Committee finds that this measure will conform the nomenclature in the statutes relating to the Workforce Development Council and county workforce development boards. This measure will also require conflict of interest provisions to be developed, consistent with the Workforce Innovation and Opportunity Act and related federal regulations. In addition, Act 88, Session Laws of Hawaii 2021, eliminated the program identification number for the Workforce Development Council and transferred its appropriation and positions to the Workforce Development Division of the Department of Labor and Industrial Relations. This measure repeals certain powers of the Board in accordance with that shift and authorizes the transition of certain provisions and documents from the Workforce Development Council to the Department of Labor and Industrial Relations.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1086, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1086, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 566 Labor & Government Operations on H.B. No. 1087

The purpose of this measure is to expand the coverage of employees and employers under the minimum wage, overtime, and recordkeeping requirements of chapter 387, Hawaii Revised Statutes, by deleting from the definition of "employee" those employees guaranteed a monthly compensation of \$2,000 or more.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations; Rainbow Family 808; International Alliance of the Theatrical, Stage Employees, Moving Picture Technicians, Artists and Allied Crafts of the United States, Its Territories and Canada, AFL-CIO, CLC, Local 665; Democratic Party of Hawaii Labor Caucus; Hawaii Appleseed Center for Law & Economic Justice; Democratic Party of Hawai'i Education Caucus; Imua Alliance; Hawai'i State AFL-CIO; and ten individuals.

Your Committee finds that the Fair Labor Standards Act and Hawaii's wage and hour law were enacted to protect the health, efficiency, and general well-being of workers by prescribing minimum wage and overtime rates as well as employer recordkeeping provisions. However, Hawaii's law exempts any employee paid at a guaranteed compensation of \$2,000 or more a month. These workers are not protected by minimum wage and overtime rates and their employers are not subject to the recordkeeping provisions of Hawaii's wage and hour law. Effective October 1, 2022, the Legislature increased the minimum wage to \$12.00 per hour and set \$2.00 per hour increases every two years thereafter, beginning January 1, 2024, up through \$18.00 per hour beginning January 1, 2028.

Your Committee finds that the \$2,000 guaranteed compensation would equate to \$11.54 per hour and allow employers to convert hourly workers to salaried positions and pay employees below the current minimum wage. Your Committee believes that this measure should instead realign the guaranteed compensation of \$2,000 or more to a sum that is at least equal to the monthly earnings of an individual who is compensated at the minimum wage rate.

Your Committee has amended this measure by:

- (1) Retaining the exemption from the definition of "employee" in Hawaii's wage and hour law for individuals earning a guaranteed monthly compensation;
- (2) Realigning the guaranteed compensation of \$2,000 or more to a sum that is at least equal to the monthly earnings of an individual who is compensated at the minimum wage rate;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1087, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1087, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 567 Labor & Government Operations on H.B. No. 1184

The purpose of this measure is to allow agencies to:

- (1) Rank fewer than three persons for professional services when fewer than three qualified persons respond to the solicitation; or
- (2) Request to use alternative procurement procedures when no qualified person responds to the solicitation.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Department of Accounting and General Services, Department of Transportation, and County of Kaua'i. Your Committee received testimony in opposition to this measure from the American Institute of Architects, Hawaii State Council; and one individual. Your Committee received comments on this measure from the State Procurement Office and American Council of Engineering Companies of Hawaii.

Your Committee finds that when an agency procures professional services and does not receive the requisite number of qualified responses, the agency continues to resolicit. The process is time-consuming and can lead to increased costs. This measure provides flexibility in securing professional services when less than three qualified persons respond to an additional solicitation and allows state agencies to fulfill the purpose of solicitation fairly and transparently without an undue expenditure of time and state resources.

Your Committee has amended this measure by:

- (1) Adding a new subsection to section 103D-304, Hawaii Revised Statutes, that further clarifies the process by which agencies may procure professional services when fewer than three qualified persons respond to an additional solicitation, rather than amending existing language in that section;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1184, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1184, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 568 Labor & Government Operations on H.B. No. 1203

The purpose of this measure is to establish an employer child care tax credit for employers who provide or sponsor approved child care.

Your Committee received testimony in support of this measure from the Chamber of Commerce Hawaii, Hawai'i Women Lawyers, Maui Chamber of Commerce, and one individual. Your Committee received comments on this measure from the Department of Taxation, Department of Human Services, and Tax Foundation of Hawaii.

Your Committee finds that the State would benefit from supporting businesses that support the child care needs of the State's workforce. Your Committee further finds that companies that offer child care benefits may see increased employee retention and loyalty, improved productivity, and a better work environment. This measure creates tax incentives for employers willing to invest in the well-being of their employees by providing or sponsoring approved child care.

Your Committee has amended this measure by:

- (1) Deleting the provision making the child care tax credit refundable if it exceeds the taxpayer's net income tax liability;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1203, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1203, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 569 Labor & Government Operations on H.B. No. 1205

The purpose of this measure is to specify that exclusive representatives of public employees are not required to provide grievance representation to collective bargaining unit members who do not pay dues or dues equivalents and who decline to pay reasonable costs of the representation.

Your Committee received testimony in support of this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and University of Hawaii Professional Assembly.

Your Committee finds that, since 2018, public sector unions across the country have been required by law to represent non-due paying members who have been adversely affected by the employer through the grievance process. At times the grievance process can be protracted and costly. Without the ability to collect fair share fees from all employees, the non-due paying member has access to expensive services without having to pay for any of the cost. This measure would require a fair share be paid if union representation is needed and will strengthen the financial stability of public sector unions in the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1205, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1205, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 570 Labor & Government Operations on H.B. No. 1353

The purpose of this measure is to appropriate funds:

- (1) For unemployment insurance specialist and unemployment insurance assistant positions within the Department of Labor and Industrial Relations to prepare and support the unemployment insurance modernization project; and
- (2) To upgrade and modernize the unemployment insurance system.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations, Transform Hawai'i Government, and one individual.

Your Committee finds that the inadequacies of the existing unemployment insurance system were acutely apparent when the economic shutdown resulting from the coronavirus disease 2019 pandemic led to the filing of unprecedented numbers of claims that overwhelmed the system. Upgrades to and modernization of the system are long overdue. This measure provides supplemental funds for the modernization project and an appropriation for fifteen vacant positions within the Department of Labor and Industrial Relations for the unemployment insurance program to ensure that the community continues to be served.

Your Committee has amended this measure by:

- (1) Changing the appropriations to unspecified amounts; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$1,961,260 to fill the fifteen vacant positions within the Department of Labor and Industrial Relations and \$36,000,000 for upgrading and modernizing the unemployment insurance system.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1353, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1353, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 571 Labor & Government Operations on H.B. No. 1471

The purpose of this measure is to, for taxable years beginning after December 31, 2022:

- (1) Clarify that there is a presumption of a nexus for certain nonresident employees who telework; and
- (2) Amend the income tax law to apply to the total income of certain nonresident employees who telework.

Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that the coronavirus disease 2019 pandemic had a significant impact on the way people work. Many individuals were forced to work remotely, which provided an opportunity for some people to relocate to another state while remaining employed as a nonresident. This measure clarifies a presumption of a nexus for certain nonresident employees who telework outside of the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider the implications of this measure, as its fiscal impact may be negligible.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1471, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1471, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 572 Labor & Government Operations on H.B. No. 167

The purpose of this measure is to make general contractors entering into or under contracts in the State for work on buildings, structures, or other private works, liable for debt incurred by subcontractors for wages due to claimants for the performance of labor in the contract between the general contractor and the owner.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations, Pacific Resource Partnership, Hawaii Regional Council of Carpenters, and Operating Engineers Local Union No. 3. Your Committee received testimony in opposition to this measure from Subcontractors Association of Hawaii; and Associated Builders and Contractors, Hawaii Chapter. Your Committee received comments on this measure from the General Contractors Association of Hawaii.

Your Committee finds that this measure will modernize the law to address marketplace abuses occurring in the construction industry. Under existing law, general contractors are not held accountable for the unfair labor practices of their subcontractors, which includes the nonpayment of wages. This measure encourages general contractors to perform their due diligence before hiring subcontractors and provides the authority to general contractors to obtain a subcontractor's employee payroll records and project award information to ensure their subcontractors are complying with the law.

Your Committee has amended this measure by:

- (1) Specifying that liability under this measure shall not extend to consequential damages to further make clear the general contractor's liability under this bill is limited to unpaid direct wages;
- (2) Providing the court with the discretion to award reasonable attorney's fees and costs, including expert witness fees; provided that these fees shall not be awarded against a general contractor for unpaid wages except for those of its direct employees;
- (3) Clarifying that notice of any potential wage liability to the general contractor, and subcontractor under its employ, be provided within ninety days of the work that was done;
- (4) Providing strict time limits to bring an action patterned after similar lien statutes to avoid contentious arguments on when those time limits start;
- (5) Clarifying that the liability does not extend to penalties, consequential or liquidated damages, or any benefit, fringe benefit, or contribution claims;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 167, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 167, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 573 Labor & Government Operations on H.B. No. 1202

The purpose of this measure is to require employers to provide a minimum amount of paid sick leave to employees and supplemental paid sick leave to employees under certain public health emergency conditions.

Your Committee received testimony in support of this measure from the Hawai'i State Coalition Against Domestic Violence, Rainbow Family 808, Chamber of Sustainable Commerce, Hawai'i Children's Action Network Speaks!, and ten individuals. Your Committee received testimony in opposition to this measure from the Hawai'i Restaurant Association, Hawaii Food Manufacturers Association, Retail Merchants of Hawaii, and The Chamber of Commerce Hawaii. Your Committee received comments on this measure from the Department of Labor and Industrial Relations, Department of Human Resources of the City and County of Honolulu, Subcontractors Association of Hawaii, Hawai'i Nurses' Association, Democratic Party of Hawaii Labor Caucus, Hawaii Appleseed Center for Law & Economic Justice, Imua Alliance, Democratic Party of Hawai'i Education Caucus, Hawai'i Workers Center, Hawaii Credit Union League, and eight individuals.

Your Committee finds that passage of this measure will encourage employees to take care of their health and stay home from work when sick and provide for greater stability in the workforce.

Your Committee has amended this measure by:

- (1) Excluding all individuals employed in the public sector from the definition of "employee", making this measure inapplicable to public sector employees;
- (2) Prohibiting paid sick leave from being used in conjunction with benefits afforded by temporary disability insurance or workers' compensation;
- (3) Lowering the threshold for accrual of paid sick leave from more than two hundred hours worked in a year to more than eighty hours worked in a year;
- (4) Increasing the accrual rate from a minimum of one hour of paid sick leave for every forty hours worked to a minimum of one hour of paid sick leave for every thirty hours worked;
- (5) Eliminating lower paid leave requirements for small businesses;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider the extent to which small businesses may be negatively impacted by this measure.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1202, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1202, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 574 Human Services on H.B. No. 467

The purpose of this measure is to:

- (1) Require the Department of Public Safety, or its successor agency, to collaborate with the Department of Human Services to develop and establish a Social Work Training Program to assist nonviolent incarcerated individuals in exploring a professional pathway to become eligible to work as assistants to licensed social workers; and
- (2) Appropriate funds for the program.

Your Committee received testimony in support of this measure from the Hawaii Substance Abuse Coalition, National Association of Social Workers - Hawai'i, Hawai'i Health & Harm Reduction Center, and three individuals. Your Committee received testimony in opposition to this measure from the Department of Public Safety. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that there is a shortage of social workers in the State to help individuals manage their mental health and cope with stressors in their everyday lives. Your Committee further finds that some nonviolent incarcerated individuals may have experienced the need for social services or may have firsthand experience receiving services from social workers, making them uniquely qualified to enter the field of social work as assistants after undergoing training. This measure addresses the shortage of social workers in the State, while also providing opportunities for nonviolent incarcerated individuals to receive social work training that could prepare them to reintegrate into society after their period of incarceration is over.

Your Committee notes the concern raised in testimony by the Department of Commerce and Consumer Affairs that any professional pathway in the practice of social work developed pursuant to this measure must comply with existing law regulating the licensure of social workers and the use of the title of social worker with a person's name.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 467, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 467, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 575 Human Services on H.B. No. 800

The purpose of this measure is to establish a five-year Child Care Center Pilot Program for state employees and their families, with one child care center in or around the Hawaii State Capitol building and one in Kapolei, Oahu.

Your Committee received testimony in support of this measure from the Department of Human Services; Executive Office on Early Learning; Early Learning Board; and United Public Workers, AFSCME Local 646, AFL-CIO. Your Committee received comments on this measure from the Department of Accounting and General Services and Hawai'i Children's Action Network Speaks!.

Your Committee finds that Hawaii has some of the nation's highest child care costs, with a lack of access to affordable child care a substantial contribution to the State's high cost of living. Your Committee further finds that more stringent safety guidelines resulting from the COVID-19 pandemic exacerbated this problem. This measure is intended to assist the State's working families by increasing Oahu's child care supply while also creating an attractive benefit that may assist the State in the recruiting and retention of public employees.

Your notes that the Department of Human Services and Department of Accounting and General Services are willing to work together and with interested stakeholders to develop this pilot program. Your Committee further notes the concern raised in testimony by the Department of Accounting and General Services that a feasibility study may be necessary before a child care facility can be established.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 800, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 576 Human Services on H.B. No. 785

The purpose of this measure is to authorize the Department of Human Services to appoint an existing employee to apply for and manage grants, request grant writing assistance from other state agencies, or contract or employ a dedicated capture manager for this purpose.

Your Committee received testimony in support of this measure from the Hawai'i Primary Care Association. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that state agencies are best positioned to pursue and manage grants and other public and private funding opportunities when one individual has dedicated oversight responsibility. Your Committee notes that although staff in the office of the Director of Human Services research, apply for, and manage grants and grant-funded projects, grant opportunities are only pursued if there is available staff capacity. Grant management requires knowledge of internal state fiscal and federal grant processes, preparing budgets, establishing work plans and project team meetings, and preparing grant and legislative reports.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 785, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 785, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 577 Human Services on H.B. No. 314

The purpose of this measure is to appropriate funds for the Office of Community Services to supplement the Emergency Food Assistance Program for the purchase, storage, and transportation costs of food distribution to those in need.

Your Committee received testimony in support of this measure from the Department of Human Services, Office of Community Services, Hawaii Primary Care Association, Hawai'i Hunger Action Network, Hawai'i Farm Bureau, Hawai'i FoodBank, Obesity Prevention Task Force, The Food Basket Inc., Lanakila Pacific, Hawaii Food Industry Association, Ulupono Initiative, First United Methodist Church of Honolulu, 'Elepaio Social Services, Hawai'i Children's Action Network Speaks!, St Elizabeth's Church, Supersistence, and four individuals.

Your Committee finds that food security is a significant challenge for many individuals and families in the State, with one in six Hawaii residents facing food security, including nearly one in four children. Your Committee further finds that food banks and their partners provide a critical safety net in response to ongoing food insecurity caused by natural disasters, economic pressures, and the high cost of living in Hawaii. Your Committee further finds that rising inflation has driven up food prices over the past three years, resulting in the State's food banks experiencing decreased purchasing power at a time of growing demand for their services. This measure is intended to address food insecurity in Hawaii by appropriating funds to supplement the federal Emergency Food Assistance Program to ensure the State's food banks and their partners can continue to meet ongoing food security needs in the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Your Committee notes the request for additional clarification raised in testimony by the Office of Community Services regarding procurement issues, food selection, and administrative costs. Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to examine these issues further.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 314, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 314, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 578 Health & Homelessness/Human Services on H.B. No. 1309

The purpose of this measure is to appropriate funds to provide monthly room and board payments for each Medicaid-eligible client under the care of certain types of licensed care home providers.

Your Committees received testimony in support of this measure from ILWU Local 1000 and numerous individuals. Your Committees received comments on this measure from the Department of Human Services.

Your Committees find that home and community-based service providers carry out essential and necessary services to the State's elderly and vulnerable populations. These facilities prevent institutionalization by enabling individuals with intermediate care needs to remain in a home setting as part of a family. Your Committees further find that providing additional funds for these providers could help address rising costs caused by inflation and the lingering impacts of the COVID-19 pandemic.

Your Committees have amended this measure by:

- (1) Amending the statutory State Supplemental Payment rate to reflect the increased amount proposed by this measure;
- (2) Clarifying that the appropriation made by this measure is for State Supplemental Payments, not monthly room and board payments and for clients eligible for federal Supplemental Security Income, public assistance, or both, rather than for Medicaid-eligible clients;
- (3) Increasing the per-client payment amount from \$722 to \$772 to reflect the inclusion of the client's Personal Needs Amount;
- (4) Clarifying that the payments will be made to licensed care home providers who care for certain clients authorized to receive State Supplemental Payments;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Health & Homelessness and Human Services that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1309, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1309, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Health & Homelessness: Ayes, 8. Noes, none. Excused, none.

Human Services: Ayes, 8. Noes, none. Excused, none.

SCRep. 579 Education on H.B. No. 244

The purpose of this measure is to establish and appropriate funds for a Career and Technical Education Working Group.

Your Committee received testimony in support of this measure from the Democratic Party of Hawai'i Education Caucus and one individual. Your Committee received comments on this measure from the Department of Education, Hawaii Teacher Standards Board, and Hawai'i P-20 Partnerships for Education.

Your Committee finds that career and technical education programs equip students with the skills necessary for in-demand jobs in the modern labor market. Career and technical education programs emphasize innovation in high-growth industries and provide students with opportunities to explore career pathways. Your Committee recognizes the importance of career and technical education and believes a working group is needed to explore ways to strengthen career and technical education in Hawaii's public school system.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 244, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 244, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Quinlan, Garcia).

SCRep. 580 Education on H.B. No. 850

The purpose of this measure is to establish and appropriate funds for one twelve-month complex area trauma-informed resource teacher permanent position and one district educational specialist II permanent position for the Castle-Kahuku complex area.

Your Committee received testimony in support of this measure from Growing Pono Schools, Pacific American Foundation, He'eia Elementary School, Le Jardin Academy, and numerous individuals. Your Committee received testimony in support of the intent of this measure from the Office of Wellness and Resilience. Your Committee received comments on this measure from the Department of Education and Department of Human Services.

Your Committee finds that it is important to continue to support the incorporation of trauma-informed education in the State's public education system. Your Committee further finds that, in 2021, the Legislature established a trauma-informed education program and appropriated funds for two positions to expand trauma-informed education and care in the Ko'olaupoko region. Over the past year, numerous students, faculty, and community members have been positively impacted by this trauma-informed education program. Educators and other school faculty were able to also receive training on trauma awareness and have learned skills to recognize behavior that results from exposure to trauma through the education program. Your Committee believes that establishing and funding permanent positions to maintain the trauma-informed education program will continue to bring positive impacts to the community and allow students and families to engage in culturally informed, place-based restorative practices.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 850, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 850, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Quinlan, Garcia).

SCRep. 581 Education on H.B. No. 1117

The purpose of this measure is to:

- (1) Authorize the Hawaii Housing Finance and Development Corporation to assist the Department of Education in developing teacher rental housing projects and contract or sponsor an experimental or demonstration housing project with any state department or agency;
- (2) Authorize the Department of Education to lease land and contract with private entities for the development, management, maintenance, or revitalization of teacher housing;
- (3) Permit the project owner to lease teacher housing to other eligible tenants if occupancy of teacher housing falls below a threshold set by the Department of Education; and
- (4) Appropriate funds for the development of teacher rental housing.

Your Committee received testimony in support of this measure from the State Council on Developmental Disabilities, State Public Charter School Commission, one member of the Maui County Council, Hawaii State Teachers Association, Hawai'i Association of REALTORS, Maui Chamber of Commerce, and two individuals. Your Committee received testimony in support of the intent of this measure from the Department of Education. Your Committee received comments on this measure from the Department of the Attorney General; Hawaii Housing Finance and Development Corporation; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and one individual.

Your Committee finds that the State continues to suffer from a shortage of licensed teachers, with over one thousand vacancies each year. Your Committee further finds that financial incentives and affordable options for teacher housing are effective tools in lessening the financial burden of being a public school teacher. Your Committee notes that the Hawaii Housing Finance and Development Corporation currently has the appropriate development tools and expertise to collaborate with other state agencies to develop affordable housing. This measure allows the Hawaii Housing Finance Development Corporation to work with the Department of Education to make teacher housing available for teachers and lessen their financial burdens.

Your Committee has amended this measure by:

- (1) Extending the availability of housing made available through this measure to public prekindergarten teachers employed through the Executive Office on Early Learning Public Prekindergarten Program and school employees employed by the Department of Education, charter schools, or the Public Prekindergarten Program;
- (2) Clarifying that if the occupancy of housing units by teachers or other school employees falls below a percentage threshold as determined by the Department of Education through administrative rules, the available units may be rented to eligible non-teacher and school employee tenants;
- (3) Specifying that all housing developed pursuant to this measure shall be rented and operated in compliance with all applicable federal and state fair housing laws;
- (4) Deleting the definition of "project owner"; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1117, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1117, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Garcia).

SCRep. 582 Education on H.B. No. 79

The purpose of this measure is to allow school complex areas to incorporate media literacy into standards-based curriculum.

Your Committee received testimony in support of this measure from the Hawai'i State Youth Commission, Democratic Party of Hawai'i Education Caucus, Computer & Communications Industry Association, and one individual. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Education.

Your Committee finds that disinformation, misinformation, digital discrimination, and online hate speech are pervasive threats to modern society. Additionally, disinformation and online hate speech have been linked to outbursts of violence in the real world. This measure advances informed digital citizenship in Hawaii's public education system by empowering school complex areas to incorporate media literacy into standards-based curriculum as appropriate, including content that prevents the negative impacts of misinformation, disinformation, digital discrimination, and online hate speech.

Your Committee has amended this measure by:

- (1) Repealing language that requires standards-based curriculum to be implemented in all appropriate classrooms in the school or complex;
- (2) Repealing language that requires school complexes to provide professional development;
- (3) Repealing language that requires school complexes that develop a standards-based curriculum to use standards-based formative assessment tools to monitor student progress, not less than on a quarterly basis throughout the school year;
- (4) Changing the effective date to June 30, 3000; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 79, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 79, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Garcia).

SCRep. 583 Education on H.B. No. 80

The purpose of this measure is to authorize public school complexes to use authentic assessments as part of classroom-based performance assessments.

Your Committee received testimony in support of this measure from the Democratic Party of Hawai'i Education Caucus, Hawai'i State Youth Commission, Special Education Advisory Council, and one individual. Your Committee received comments on this measure from the Department of Education.

Your Committee finds that the federal No Child Left Behind Act of 2001 and the 2009 United States Department of Education grant competition, the Race to the Top Assessment Program, shifted national education priorities from inquiry-based teaching to standardized testing and led teachers and administrators to spend more time, money, and energy on standardized testing at the expense of alternative learning pathways. Your Committee further finds that an overemphasis on standardized testing narrows academic curricula, causing teachers to teach to the test and leading to a reduction in vocational programs and arts and cultural education.

Your Committee notes that the federal Every Student Succeeds Act of 2015 urged states to adopt innovative assessments as an alternative to standardized testing. Authentic assessments are one example of an innovative assessment, as they align classroom curricula with real-world problem solving. This measure will enable public school complex areas to use authentic assessments as part of classroom-based performance assessments to encourage student achievement through the promotion of critical thinking, open-ended questioning, and collaborative learning.

Your Committee has amended this measure by:

- (1) Repealing language that:
 - (A) Requires a standards-based curriculum be implemented in all appropriate classrooms in public schools and public school complexes; and
 - (B) Requires public school complexes that develop a standards-based curriculum to use standards-based formative assessment tools to monitor student progress;
- (2) Allowing, rather than requiring, public school complexes to develop rigorous classroom-based performance assessments;
- (3) Changing its effective date to June 30, 3000; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 80, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 80, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Garcia).

SCRep. 584 Education on H.B. No. 741

The purpose of this measure is to appropriate funds to the Department of Education for the:

- (1) Expansion of civic education in Hawaii's public school system, including professional development and classroom resources related to the Hawaii core standards in social studies; and
- (2) Hiring of two full-time equivalent permanent civic education resource teacher positions; provided that one full-time equivalent permanent position is grant funded.

Your Committee received testimony in support of this measure from the Hawaii State Teachers Association, Commission to Promote and Advance Civic Education, and one individual. Your Committee received comments on this measure from the Department of Education and one individual.

Your Committee finds that civic education prepares students to participate in the public and political lives of their communities and helps them develop critical thinking skills that are vital to the functioning of a democratic nation. Your Committee further finds that in the 2020 general election, forty states had a higher voter turnout than Hawaii. This measure appropriates funds to the Department of Education to increase access to civic education in Hawaii's public school systems to increase voter turnout and citizen engagement over the long term.

Your Committee has amended this measure by:

- (1) Requiring both full-time equivalent permanent civic education resource teacher positions to be funded by general funds;
- (2) Changing its effective date to June 30, 3000; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 741, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 741, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Garcia).

SCRep. 585 Agriculture & Food Systems on H.B. No. 605

The purpose of this measure is to establish a Dam and Reservoir Working Group to:

- (1) Ensure and enhance the continued availability and operation of dams and reservoirs in the State; and
- (2) Consider the role dams and reservoirs play in drought mitigation and the maintenance of a dependable water supply.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau; Hawaii Crop Improvement Association; Hawaii Cattlemen's Council, Inc.; Aina Ho'okupu o Kilauea; Ulupono Initiative; and two individuals. Your Committee received testimony in opposition to this measure from the Department of Land and Natural Resources. Your Committee received comments on this measure from the Department of Agriculture and Hawai'i Emergency Management Agency.

Your Committee finds that the importance of well-maintained agricultural water systems becomes even greater when the impacts of climate change on the State's food security are considered. This measure ensures the continued availability and operation of extremely important dams and reservoirs in sustaining the State's water resources and enhancing public safety.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 605, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 605, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 586 Agriculture & Food Systems on H.B. No. 975

The purpose of this measure is to clarify the requirements for the Cover Crop Reimbursement Pilot Program, which provides up to seventy-five percent cost reimbursement to farming operations for the acquisition of cover crop seeds, green manure, or compost.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Farm Bureau, Hawai'i Farmers Union United, and two individuals.

Your Committee finds that the Cover Crop Reimbursement Pilot Program incentivizes farmers to build soil health, sequester carbon, and enhance productivity and marketability of their crops. This measure ensures that the Department of Agriculture has the clear legal criteria and standards for the distribution of public funds through a grant or subsidy program.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 975, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 975, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 587 Agriculture & Food Systems on H.B. No. 1270

The purpose of this measure is to convene a Hawaii Hemp Industry Task Force in the Department of Agriculture to gather data and information to aid in the understanding of hemp industry needs and recommend strategies and actions to the Legislature to support a vibrant hemp industry, agriculture, and rural economic development.

Your Committee received testimony in support of this measure from the Department of Agriculture, Department of Health, Hawai'i Farm Bureau, Maui Farmers Union United, Hauula Community Association, Hawai'i Hemp Farmers Association, Aina Ho'okupa O Kilauea, Hawai'i Sustainable Farms, and nineteen individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that hemp continues to provide an opportunity for Hawaii farmers to diversify and expand agriculture production into new areas. However, amid changing federal and state regulations and other challenges of developing Hawaii's nascent hemp industry, your Committee further finds that a task force is needed to better recognize and fully understand the needs of the hemp industry.

Your Committee has amended this measure by:

- (1) Requiring the Department of Agriculture to provide any necessary administrative support, including preparation of the report to the Legislature, to the Hawaii Hemp Industry Task Force;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that the Department of Agriculture recommended an appropriation of \$85,000 for the personnel needed to carry out the administrative support for the Hawaii Hemp Industry Task Force.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1270, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1270, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 588 Agriculture & Food Systems on H.B. No. 247

The purpose of this measure is to:

- (1) Increase the percentages of local agricultural products that certain state departments and the University of Hawaii System are required to purchase by certain deadlines;
- (2) Expand the annual reporting requirements to include total spending by certain market channels;
- (3) Require each relevant state department and the University of Hawaii System to include a corrective action plan in its respective report to the Legislature, should it not meet a benchmark; and
- (4) Repeal the separate benchmark for the Department of Education that requires thirty percent of food served in public schools to consist of locally sourced products by 2030.

Your Committee received testimony in support of this measure from Hawai'i Farm Bureau, Kanalani Ohana Farm, Hawai'i Alliance for Progressive Action, Hawai'i Public Health Institute, Ka Ohana O Na Pua, Kohana Family Farms, Ulupono Initiative, Food+ Policy, Hawai'i Farmers Union United, and six individuals. Your Committee received testimony in opposition to this measure from the Department of Education and one individual. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee finds that the Department of Education, Department of Health, Department of Public Safety, and University of Hawaii System are the state entities that purchase some of the greatest amounts of agricultural products. As such, Act 176, Session Laws of Hawaii 2021, was enacted to establish

benchmarks for these departments to purchase locally grown food. This measure increases those benchmarks established in Act 176 to ensure quality, locally sourced food is being served by these entities.

Your Committee has amended this measure by:

- (1) Appropriating an unspecified amount of funds for the establishment of one full-time equivalent (1.0 FTE) permanent farm-to-state liaison position within the Office of the Governor;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 247, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 247, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 589 Agriculture & Food Systems on H.B. No. 610

The purpose of this measure is to establish a farm workforce retention tax credit for farm employers or owners of farm employers.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Farm Bureau, Ulupono Initiative, Hawai'i Farmers Union United, and two individuals. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that farms and ranches in the State face significant challenges and are vulnerable to any increase in costs due to the distance to markets, transportation costs, and access to labor. Your Committee further finds that given the laborious nature of farming, many farmers are having difficulty retaining workers. This measure would provide financial relief to qualified farmers and help retain workers, thereby ensuring the quality and availability of locally produced goods.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 610, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 610, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 590 Agriculture & Food Systems on H.B. No. 608

The purpose of this measure is to establish an Organic Foods Production Tax Credit applicable to taxable years beginning after December 31, 2023.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Alliance for Progressive Action, Hawai'i Farmers Union United, and six individuals. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that there is a need to reduce the cost burden on local farmers and emerging young farmers. Your Committee further finds that organic agriculture represents an opportunity to improve the quality of produce and increase revenues for farms, all while conserving and protecting the State's natural resources. Local organic farming operations are often smaller and incur a higher cost of production as compared to conventional farming operations. This measure reduces cost burdens on local organic farmers in the State, thereby providing residents with higher quality local produce for local consumption.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 608, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 608, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 591 Agriculture & Food Systems on H.B. No. 692

The purpose of this measure is to increase administrative and criminal penalties for violators of the Hawaii Pesticides Law.

Your Committee received testimony in support of this measure from the Department of Agriculture, Democratic Party of Hawai'i Education Caucus, Imua Alliance, Hawai'i Food+ Policy, Hawai'i Alliance for Progressive Action, and seven individuals. Your Committee received testimony in opposition to this measure from Hawaii Pest Control Association, CropLife America, Hawai'i Farm Bureau, and one individual. Your Committee received comments on this measure from the Hawaii Crop Improvement Association.

Your Committee finds that fines for violations of Hawaii Pesticide Laws have not increased for 22 years for commercial pesticide applicators and nearly 50 years for private pesticide applicators. In the last five years, the Pesticides Branch has issued and closed almost 100 notices of violations for companies or individuals who had repeat use violations. This measure seeks to protect public health and the environment and ensure more stringent enforcement of The Hawaii Pesticides Law.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and

(2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 692, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 692, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 592 Agriculture & Food Systems/Economic Development on H.B. No. 1383

The purpose of this measure is to support Hawaii's efforts at food import replacement by:

- (1) Establishing an Agricultural Import Replacement Task Force to identify the top ten fruit and vegetable imports to the State that can be commercially grown by farmers in the State; and
- (2) Establishing an Agricultural Import Replacement Tax Credit.

Your Committees received testimony in support of this measure from the Department of Agriculture, Hawai'i Farm Bureau, North Shore Economic Vitality Partnership, Ono Seeds, Ulupono Initiative, Food+ Policy Internship 2023, and four individuals. Your Committees received comments on this measure from the Department of Taxation, Department of the Attorney General, and Tax Foundation of Hawaii.

Your Committees find that food import replacement can help bolster Hawaii's food security and sustainability and decrease the risk of introducing harmful invasive pests to the State.

Your Committees have amended this measure by:

- (1) Establishing the Agricultural Import Replacement Task Force within the Department of Agriculture;
- (2) Replacing a representative of the University of Hawaii Economic Research Organization with a representative of the University of Hawaii at Manoa College of Tropical Agriculture and Human Resources as a member of the Agricultural Import Replacement Task Force;
- (3) Dissolving the task force on June 30, 2025;
- (4) Deleting the phrase "in the State" from the definitions of "agricultural import replacement" and "qualified taxpayer" to avoid potential Dormant Commerce Clause challenges;
- (5) Further amending the definition of "qualified taxpayer";
- (6) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Agriculture & Food Systems and Economic Development that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1383, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1383, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Agriculture & Food Systems: Ayes, 7. Noes, none. Excused, none.

Economic Development: Ayes, 5. Noes, none. Excused, 2 (Hussey-Burdick, Pierick).

SCRep. 593 Agriculture & Food Systems/Economic Development on H.B. No. 690

The purpose of this measure is to establish the Hawaii Agricultural Investment Program to provide a dedicated source of funding for the local agricultural sector.

Your Committees received testimony in support of this measure from the Department of Agriculture; Hawai'i Farm Bureau; North Shore Economic Vitality Partnership; Hawaii Cattlemen's Council, Inc.; Ulupono Initiative; Local Food Coalition; Food+ Policy Internship 2023; and four individuals. Your Committees received comments on this measure from the Department of the Attorney General.

Your Committees find that this measure would provide capital for Hawaii's farmers and ranchers to increase production and expand their businesses.

Your Committees have amended this measure by:

- (1) Modifying the purposes of the Hawaii Agricultural Investment Program;
- (2) Establishing standards for the Hawaii Agricultural Investment Program;
- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees note that as mentioned in testimony, \$3,000,000 per year may be needed for the Hawaii Agricultural Investment Program.

As affirmed by the records of votes of the members of your Committees on Agriculture & Food Systems and Economic Development that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 690, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 690, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Agriculture & Food Systems: Ayes, 7. Noes, none. Excused, none.

Economic Development: Ayes, 5. Noes, none. Excused, 2 (Hussey-Burdick, Pierick).

SCRep. 594 Agriculture & Food Systems/Economic Development on H.B. No. 305

The purpose of this measure is to update the Hawaii State Planning Act's economic agricultural objectives and policies and priority guidelines to remove references to the sugar and pineapple industries.

Your Committees received testimony in support of this measure from the Department of Agriculture, Office of Planning and Sustainable Development, Hawai'i Farm Bureau, Hawai'i Farmers Union United, and one individual.

Your Committees find that when the Hawaii State Planning Act was first enacted in 1978, sugar and pineapple were the dominant agricultural crops and a significant part of the State's economy. The predominance of these industries was reflected in the Hawaii State Planning Act's economic objectives and policies for agriculture and in the economic priority guidelines. Sugar and pineapple production in the State has declined significantly since then, but the Hawaii State Planning Act has not yet accounted for these changes. This measure deletes references to the viability of the sugar and pineapple industries to better recognize the value of diversified agriculture across Hawaii.

Your Committees have amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Agriculture & Food Systems and Economic Development that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 305, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 305, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Agriculture & Food Systems: Ayes, 6. Noes, none. Excused, 1 (Lowen).

Economic Development: Ayes, 5. Noes, none. Excused, 2 (Hussey-Burdick, Pierick).

SCRep. 595 Human Services on H.B. No. 461

The purpose of this measure is to repeal Act 86, Session Laws of Hawaii 2021, which authorized the issuance of special purpose revenue bonds to support Luana Kai A Life Plan Community.

Your Committee received testimony in support of this measure from twelve individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from two individuals.

Your Committee finds that Act 86, Session Laws of Hawaii 2021, authorized the issuance of special purpose revenue bonds to support Luana Kai A Life Plan Community, a Hawaii nonprofit corporation, in the development of a senior living project in Hawaii Kai, Oahu. However, your Committee finds that the plan's sponsors announced that the project will not be moving forward, and the issuance of special purpose revenue bonds is no longer required.

Your Committee notes that although development of the proposed senior living has been halted, there is still an ongoing need to provide affordable living facilities for the State's seniors.

Your Committee has amended this measure by changing the effective date to July 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 461, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 461, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 596 Human Services on H.B. No. 786

The purpose of this measure is to appropriate funds to the Med-QUEST Division of the Department of Human Service for non-covered or under-covered behavioral health services for Med-QUEST beneficiaries.

Your Committee received testimony in support of this measure from the Hawaii Disability Rights Center; Hawai'i Health & Harm Reduction Center; Hawaii Substance Abuse Coalition; Hawai'i Association for Behavior Analysis; BAYADA Behavioral Health; Behavior Analysis No Ka Oi, Inc.; The Council of Autism Service Providers; Associated Students of the University of Hawai'i at Mānoa; and thirteen individuals. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that although Med-QUEST covers standard behavioral health services for all Medicaid beneficiaries, some services, such as applied behavior analysis, are not covered or are under-covered. Your Committee further finds that the COVID-19 pandemic negatively impacted people's mental health. At the same time, the number of enrollees in Medicaid has increased exponentially. This measure is intended to increase access to mental health services by closing the Medicaid coverage gap, which will benefit low-income patients and the under-resourced health care providers who support them.

Your Committee notes that in 2022, the Med-QUEST Division of the Department of Human Services identified several behavioral health services that Medicaid typically cannot cover. However, the federal Centers for Medicare and Medicaid Services has recently approved several states' 1115 Demonstration Waivers that include certain behavioral health services that previously had never been authorized. Your Committee also notes that the Med-QUEST Division will be starting Hawaii's 1115 Demonstration Waiver renewal process soon and will have the opportunity to request to incorporate some, but not all, of these behavioral health services at that time.

Your Committee has amended this measure by:

- (1) Amending the preamble;
- (2) Changing the effective date to July 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 786, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 786, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 597 Human Services on H.B. No. 1291

The purpose of this measure is to:

- (1) Require an immediate report of a potential tort claim by certain persons when those persons have reason to believe that a child in foster custody has suffered an injury that may give rise to a tort claim; and

- (2) Establish procedures for the Family Court to follow for investigating and authorizing the filing of a tort claim on behalf of an injured child, including the opportunity for an injured child to obtain outside legal representation.

Your Committee received testimony in support of this measure from two individuals. Your Committee received testimony in opposition to this measure from the Judiciary and one individual. Your Committee received comments on this measure from the Department of the Attorney General and Department of Human Services.

Your Committee finds that the State serves as the legal custodian and representative for many children in foster care due to their age and will cover a child's medical costs if the child is injured by a third party. However, that injured child is unable to obtain legal representation to file a tort claim seeking any additional damages. This measure is intended to establish a process to allow injured children in foster care to file tort claims when they are injured, including an opportunity to obtain outside legal representation.

Your Committee notes the concerns raised in testimony by the Judiciary that there is a significant need for flexibility in the promulgation of court protocols. The needs of one circuit's family court may not be the same as needs of another; additionally, flexibility is needed to properly utilize each circuit's available resources and respond to changes in the legal landscape. Your Committee recognizes the Judiciary's concern that establishing a statewide court protocol in statute to address the investigation and filing of tort claims by minors in foster care would significantly impair this flexibility.

Your Committee also notes the concern by the Department of the Attorney General that the establishment of a process for the investigation and filing of tort claims by minors in foster care may discourage volunteers from being much-needed resource caregivers or alter resource caregivers' behaviors toward children in their care. Your Committee recognizes the concerns that if any injury to a child in foster custody could result in the filing of a civil action, resource caregivers may be forced to limit the child's participation in beneficial extracurricular activities, such as organized sports or any rigorous outdoor activity.

Your Committee has amended this measure by changing the effective date to July 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1291, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1291, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 598 Human Services on H.B. No. 1344

The purpose of this measure is to authorize certain criminal offenders to undergo anger management counseling in lieu of domestic violence intervention as part of their sentences.

Your Committee received testimony in support of this measure from the Office of the Public Defender, Department of the Prosecuting Attorney of the City and County of Honolulu, Hawai'i State Coalition Against Domestic Violence, Domestic Violence Action Center, Hawai'i Health & Harm Reduction Center, and three individuals. Your Committee received comments on this measure from the Judiciary.

Your Committee finds that many of the mandatory domestic violence classes defendants must participate in as part of their sentencing were designed for intimate partners and were not intended for family or household members who are not in an intimate relationship. As such, these classes may not be appropriate for family conflicts that involve non-intimate partner relationships, such as those between parents and children, siblings, uncles and aunts and their nephews or nieces, or platonic housemates. This measure is intended to allow service providers to provide more appropriate and targeted classes for defendants by authorizing certain defendants to complete anger management counseling, rather than domestic violence intervention counseling.

Your Committee recognizes the hard work done by the Judiciary, Office of the Public Defender, Department of the Prosecuting Attorney of the City and County of Honolulu, Parents and Children Together, and Child Family Services to collaboratively develop the language in this measure.

Your Committee has amended this measure by:

- (1) Clarifying that a person who violates a temporary restraining order must undergo a mandatory assessment before being ordered to complete either a domestic violence intervention course or anger management counseling;
- (2) Inserting language permitting the court to impose a sentence of anger management counseling in cases of domestic abuse protective orders;
- (3) Clarifying that a person who is sentenced or granted a motion for deferral for certain situations regarding abuse of a family or household member must first complete an assessment at a domestic violence intervention program before completing either a domestic violence intervention course or anger management counseling;
- (4) Changing the effective date to July 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1344, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1344, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 599 Culture, Arts & International Affairs on H.B. No. 819

The purpose of this measure is to designate the limu kala as the official limu of the State.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Kua'āina Ulu 'Auamo, Mālama Pūpūkea-Waimea, and numerous individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that limu kala has numerous uses and is of significant cultural importance to Native Hawaiians. Your Committee further finds that limu kala is often used in Native Hawaiian cultural ceremonies, traditional fishing, and the protection of ocean voyagers. Limu kala is also a critically important component of a healthy, productive reef ecosystem. Designating limu kala as the official limu of the State acknowledges and promotes the critical role that limu plays in the natural environment and in sustaining the people of Hawaii.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and

(2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 819, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 819, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Sayama).

SCRep. 600 Culture, Arts & International Affairs/Health & Homelessness on H.B. No. 794

The purpose of this measure is to designate the month of October as "Disability Awareness Month: Employment, Enrichment, and Inclusion" in recognition of the employment challenges and successes of persons with disabilities in the State.

Your Committees received testimony in support of this measure from the Department of Human Services, Executive Office on Aging, Hawaii Disability Rights Center, and three individuals. Your Committees received testimony in opposition to this measure from one individual. Your Committees received comments on this measure from the State Council on Developmental Disabilities.

Your Committees find that there are more than 66,000 working-age persons with disabilities in the State, almost 40 percent of whom are presently employed. However, persons with disabilities face disparities in the workforce and, on average, earn less per year than their non-disabled peers. Your Committees further find that this measure supports and brings awareness to the issues that the State's working-age persons with disabilities face.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Culture, Arts & International Affairs and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 794, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 794, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chairs on behalf of the Committees.

Culture, Arts & International Affairs: Ayes, 6. Noes, none. Excused, 1 (Sayama).

Health & Homelessness: Ayes, 5. Noes, none. Excused, 3 (Mizuno, Nishimoto, Garcia).

SCRep. 601 Agriculture & Food Systems on H.B. No. 657

The purpose of this measure is to appropriate funds to the Department of Agriculture to:

- (1) Identify land in a centrally accessible area of Maui; and
- (2) Plan, design, and construct a hemp decorticator facility for private and public use to process hemp and related plants into exportable products.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau. Your Committee received comments on this measure from the Department of Agriculture and Hawai'i Hemp Farmers Association.

Your Committee finds that Hawaii's hemp industry and farmers have great need for processing infrastructure, including a hemp decorticator. However, your Committee also finds that a broader, more comprehensive view of the needs of hemp farmers in Hawaii is required to better plan for and equitably address needs of hemp farmers across the State, especially in light of rapidly evolving hemp processing equipment.

Accordingly, your Committee has amended this measure by:

- (1) Changing the purpose of the measure and appropriation to require the Department of Agriculture to hire a consultant to:
 - (A) Work with hemp farmers in Hawaii to identify the infrastructure needs of hemp farmers and the hemp industry in Hawaii; and
 - (B) Prepare and submit a report of the consultant's findings;
- (2) Appropriating funds for only the 2023-2024 fiscal year;
- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 657, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 657, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 602 Agriculture & Food Systems on H.B. No. 606

The purpose of this measure is to require the Department of Agriculture, in collaboration with other state agencies, to develop and implement a plan to expand the State's meat processing capacity to allow for meat from axis deer and other wild game to be distributed by non-profit food distribution services.

Your Committee received testimony in support of this measure from the Department of Agriculture; Office of the Mayor of the County of Maui; Hawai'i Farm Bureau; Maui County Farm Bureau; Hawaii Cattlemen's Council, Inc.; Hawai'i Farmers Union United; Maui Chamber of Commerce; and four individuals. Your Committee received testimony in opposition to this measure from Animal Rights Hawai'i.

Your Committee finds that axis deer, an invasive species that poses a continuing threat to Hawaii's environment, could provide significant quantities of meat as a protein source for non-profit food distribution services. Despite ongoing efforts to control the growing deer population, there are an estimated 60,000 deer roaming Maui County.

Your Committee has amended this measure by:

- (1) Postponing the date by which the Department of Agriculture must develop and implement the plan from July 1, 2024, to July 1, 2025;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 606, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 606, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 603 Agriculture & Food Systems on H.B. No. 443

The purpose of this measure is to require the Department of Agriculture to establish a Healthy Soils Program.

Your Committee received testimony in support of this measure from Hawai'i Farm Bureau; Kanalani Ohana Farm; Hawai'i Farmers Union United; 350Hawaii.org; Food+ Policy; Hawaii Cattlemen's Council, Inc.; Kuwale Ridge Farms; Hawai'i Alliance for Progressive Action; and ten individuals. Your Committee received comments on this measure from the Department of Agriculture and Department of the Attorney General.

Your Committee finds that soil health and sustainability are vital for agriculture in the State. This measure provides for a system of awards, financial incentives, and educational and technical assistance to small farmers, ranchers, and landowners to implement selected farm management practices that will improve soil health and build carbon stocks.

Your Committee has amended this measure by:

- (1) Clarifying the objectives of the Healthy Soils Program, which, as amended, are to:
 - (A) Create a Healthy Soil Assessment and Education Program;
 - (B) Provide farmers with education and technical assistance to implement farm management practices that contribute to healthy soils;
 - (C) Operate a Health Soil Grants Program;
 - (D) Administer existing financial incentives to implement farm management practices that contribute to healthy soils; and
 - (E) Establish other programs to accomplish the purposes of the Healthy Soils Program;
- (2) Further expanding on the Healthy Soil Assessment and Education Program and the Healthy Soil Grants Program of the Healthy Soils Program;
- (3) Specifying that the Department of Agriculture is to encourage collaboration among producers, land managers, landowners, and other agencies in the management of healthy soils;
- (4) Deleting language that established long-term goals of the Healthy Soils Program;
- (5) Clarifying the required content for the annual report by the Department of Agriculture to the Legislature; and
- (6) Changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 443, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 443, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 604 Agriculture & Food Systems on H.B. No. 970

The purpose of this measure is to make technical changes to the statutory definitions of "agricultural enterprise lands" and "non-agricultural park lands" for purposes of clarification and consistency.

Your Committee received testimony in support of this measure from the Department of Agriculture and Hawai'i Farm Bureau.

Your Committee finds that this measure remedies technical inconsistencies in statutory definitions.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 970, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 970, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 605 Agriculture & Food Systems on H.B. No. 695

The purpose of this measure is to allow the use of battery-charged security fences under certain circumstances.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau, Amarak, and Penske Truck Leasing. Your Committee received testimony in opposition to this measure from the Hawaii Cattlemen's Council, Inc.

Your Committee finds that battery-charged security fences are an effective tool to deter and prevent theft, vandalism, and trespassing not only in agriculture but also in other industries. Your Committee further finds that this measure was intended to explicitly allow the use of battery-charged security fences under certain circumstances so that counties may grant permits for these fences, which would help deter theft and crime. However, your Committee heard concerns that by placing certain conditions on the use of battery-charged security fences, this measure may actually hinder certain agricultural businesses that already use electric fences to manage livestock without issue.

Your Committee has therefore amended this measure by:

- (1) Clarifying that this measure applies only to battery-charged security fences used for non-agricultural purposes; and
- (2) Changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 695, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 695, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Ward). Excused, none.

SCRep. 606 Agriculture & Food Systems on H.B. No. 1513

The purpose of this measure is to establish good Samaritan protections for bystanders who rescue animals that have been left unattended in motor vehicles.

Your Committee received testimony in support of this measure from Animal Rights Hawai'i, Environmental Caucus of the Democratic Party of Hawai'i, Animal Legal Defense Fund, and six individuals. Your Committee received testimony in opposition to this measure from the Hawaii Insurers Council and one individual. Your Committee received comments on this measure from the Hawaiian Humane Society and Pacific Pet Alliance.

Your Committee finds that hundreds of pets tragically lose their lives when their owners leave them alone in parked vehicles in extreme temperatures. Your Committee further finds that to encourage bystanders to take immediate action and render necessary aid, fourteen states have enacted good Samaritan laws to limit the liability of private citizens who rescue animals that have been left unattended in motor vehicles.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1513, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1513, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 607 Agriculture & Food Systems on H.B. No. 971

The purpose of this measure is to establish and appropriate funds into and out of the Agricultural Emergency Loan Revolving Fund.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Farm Bureau, and Ulupono Initiative.

Your Committee finds that emergency loans to agricultural enterprises are currently funded from the Agricultural Loan Revolving Fund. However, the Agricultural Loan Revolving Fund is also used to fund all of the Agricultural Loan Program's other loans, resulting in competition for limited funds. This measure will facilitate rapid recovery of farms and ranches from natural and economic disasters by establishing a permanent, dedicated source of funding for the administration of emergency loans.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 971, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 971, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 608 Agriculture & Food Systems on H.B. No. 946

The purpose of this measure is to require and appropriate funds for the Agribusiness Development Corporation to plan, design, construct, and operate a new animal slaughterhouse on the island of Oahu.

Your Committee received testimony in support of this measure from the Department of Agriculture, Agribusiness Development Corporation, Hawaii Sustainable Beef Enterprises, Hawaii Cattlemen's Council, Hawai'i Farmers Union United, 2 Lady Farmers, Hawai'i Farm Bureau, Island Farms, and two individuals. Your Committee received testimony in opposition to this measure from Animal Rights Hawai'i and one individual. Your Committee received comments on this measure from Farm Link Hawai'i, Piko Provisions, and one individual.

Your Committee finds that a new slaughterhouse for small animals such as hogs, sheep, and goats would provide fresh, clean, locally sourced meat, thereby allowing Hawaii's farmers and ranchers to pursue new market opportunities and better manage consumer and producer demand along the supply chain.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 946, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 946, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 609 Agriculture & Food Systems on H.B. No. 576

The purpose of this measure is to require the Department of Land and Natural Resources and Department of Agriculture to collaborate on feral chicken management projects.

Your Committee received testimony in support of this measure from ten individuals. Your Committee received testimony in opposition to this measure from the Department of Agriculture and Animal Rights Hawai'i.

Your Committee finds that the infestation of feral chickens throughout Hawaii, particularly in urban and residential areas, requires concerted action by the State and counties, as animal control is under the jurisdiction of the counties.

Accordingly, your Committee has amended this measure by:

- (1) Requiring the City and County of Honolulu and counties of Hawaii, Maui, and Kauai to collaborate with the Department of Land and Natural Resources and Department of Agriculture on feral chicken management projects;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 576, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 576, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 610 Health & Homelessness on H.B. No. 131

The purpose of this measure is to:

- (1) Rename the statewide and county-level Voters With Special Needs Advisory Committees as the Elections Accessibility Needs Advisory Committees; and
- (2) Amend the composition of the advisory committees to include members who identify as a voter with accessibility needs arising from disabilities, rather than arising from only from physical disabilities.

Your Committee received testimony in support of this measure from the Office of Elections, Statewide Voters with Special Needs Advisory Committee, National Federation of the Blind of Hawai'i, Hawaii Disability Rights Center, and one individual. Your Committee received comments on this measure from the Disability and Communication Access Board.

Your Committee finds that the reference to "voters with special needs" under existing law is too general and vague. Replacing this language and renaming the applicable committees the Elections Accessibility Needs Advisory Committees is directly tied to the Committees' purpose, to identify barriers to access during any part of the election process and recommending ways to remove such barriers to the Legislature and Office of Elections. Removing references to "physical disabilities" ensures that the Committees' work is inclusive of all voters with disabilities, not just those with physical disabilities.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 131, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 131, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 611 Health & Homelessness on H.B. No. 218

The purpose of this measure is to:

- (1) Require dispensing pharmacies to provide accessible prescription drug label information to individuals who have difficulty seeing or reading standard printed labels on prescription drug containers;
- (2) Require dispensing pharmacies to make sustained, periodic, and reasonable efforts to inform the public that prescription drug label information is available in accessible formats; and
- (3) Require the Board of Pharmacy to adopt rules by December 31, 2023, to carry out the purposes of this measure.

Your Committee received testimony in support of this measure from the Disability and Communication Access Board, National Organization of Parents of Blind Children, National Federal of the Blind of Hawaii, and six individuals. Your Committee received comments on this measure from the Department of Human Services, Board of Pharmacy, and Walgreen Co.

Your Committee finds that persons with disabilities who cannot read print prescription drug container labels may inadvertently take the wrong medication, the wrong amount, at the wrong time, and under the wrong instructions, which can endanger the health and safety of themselves and family members for whom they are caregivers. This measure reduces these concerns by requiring pharmacies to provide prescription drug label information in an alternative accessible format and inform the public of these alternatives.

Your Committee has amended this measure by:

- (1) Requiring the Board of Pharmacy to adopt rules by December 31, 2025, rather than December 31, 2023;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 218, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 218, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 612 Health & Homelessness on H.B. No. 1296

The purpose of this measure is to establish the Early Intervention Services Working group to study and recommend ways to assist and support the State's deaf and hard of hearing children.

Your Committee received testimony in support of this measure from the Department of Health. Your Committee received comments on this measure from the Department of Human Services and one individual.

Your Committee finds that research shows that early intervention has a very positive impact on children's academic performance. This measure establishes the Early Intervention Services Working Group, which will assist the Department of Health's Early Intervention Section identify strategies and best practices that will support young deaf and hard of hearing children develop the language and communication skills necessary for learning in school.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1296, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1296, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 613 Health & Homelessness on H.B. No. 243

The purpose of this measure is to establish and appropriate funds for a permanent Veterinary Medical Officer position within the Department of Health.

Your Committee received testimony in support of this measure from the Department of Health.

Your Committee finds that zoonotic diseases are a class of diseases that can be spread between humans and animals. These diseases can be transmitted from animals to humans directly or indirectly by consumption of contaminated foodstuffs or contact with infected animals. Your Committee finds that the State will benefit from having a dedicated public health veterinarian position within the Department of Health to address concerns related to disease transmission related to companion animals, agricultural animals, or wild animal reservoirs.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 243, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 243, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 614 Health & Homelessness on H.B. No. 546

The purpose of this measure is to require the Fuel Tank Advisory Committee to hold no fewer than one regular meeting in each quarter of a calendar year.

Your Committee received testimony in support of this measure from the Department of Health, Department of Land and Natural Resources, City and County of Honolulu Board of Water Supply, Our Revolution Hawaii, and two individuals. Your Committee received comments on this measure from one individual.

Your Committee finds that the Fuel Tank Advisory Committee was established in 2016 to study issues related to leaks at the Red Hill Bulk Fuel Storage Facility, among other responsibilities. Annual meetings of the Advisory Committee were held until 2020. Due to the November 2021 fuel release at the Red Hill Bulk Fuel Storage Facility, interest in the annual meetings became so great that semi-annual meetings were held in 2021 and 2022.

Your Committee further finds that requiring the Advisory Committee to hold quarterly meetings will allow for more timely disclosure of spill events and the responses to deal with them; better communication regarding current efforts for aquifer recovery and remediation; better opportunities for the public to present their concerns; and more coordination of members of the Advisory Committee to address concerns related to the Administrative Order on Consent.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 546, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 615 Health & Homelessness on H.B. No. 594

The purpose of this measure is to:

- (1) Remove the exemption on leaf blower restrictions by government entities and agents outside of certain hours, except in the case of an emergency; and
- (2) Clarify that the residential zone restriction on the use of leaf blowers during certain hours includes residential districts, apartment districts, and business mixed use districts.

Your Committee received testimony in support of this measure from three individuals.

Your Committee finds that noise pollution is a serious issue for residents and businesses in the State's urban areas. Studies show a direct link between excessive noise and health issues, such as stress-related illnesses, high blood pressure, speech interference, hearing loss, sleep disruption, and lost productivity. Your Committees further find that leaf blowers are significant contributors to noise pollution. This measure is intended to address excessive noise in residential areas of the State by prohibiting the use of leaf blowers by government entities and agents outside of specific hours, except in cases of emergency, and clarifying the zones in which this prohibition applies.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 594, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 594, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 616 Health & Homelessness on H.B. No. 1486

The purpose of this measure is to appropriate funds for the Kupuna Care Program.

Your Committee received testimony in support of this measure from the Executive Office on Aging, Policy Advisory Board for Elder Affairs, AARP Hawai'i, and one individual.

Your Committee finds that the Kupuna Care Program was enacted in 1999 and assists older adults and their caregivers with much needed home and community-based services. Kupuna Care services include services to support activities of daily living, such as bathing, dressing, toileting, and eating; instrumental activities of daily living, such as medication management; and other services, such as housekeeping, personal care, adult day care, respite care, and caregiver support services. This measure is intended to support the Kupuna Care Program through the appropriation of funds that will enable the Executive Office on Aging to target and triage additional clients according to each individual's needs.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$1,800,000.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1486, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1486, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 617 Health & Homelessness on H.B. No. 661

The purpose of this measure is to appropriate funds for the Hawaii State Loan Repayment Program to provide loan repayment for health care professionals who commit to work in a federally-designated health professional shortage area in the State.

Your Committee received testimony in support of this measure from the Department of Health, Department of Labor and Industrial Relations, University of Hawai'i at Mānoa John A. Burns School of Medicine, Hawai'i State Center for Nursing, Hawaii Substance Abuse Coalition, Hawai'i Primary Care Association, Hawaii Medical Association, Hawai'i Pacific Health, Healthcare Association of Hawaii, Kaiser Permanente Hawai'i, The Queen's Health System, American Physical Therapy Association – Hawaii, and Hawai'i – American Nurses Association.

Your Committee finds that the John A. Burns School of Medicine currently administers the Hawaii State Loan Repayment Program, which provides student loan repayments for health care professionals who agree to work in a federally-designated health professional shortage area. This program leverages public funds and private donations to access matching federal funds through the State Loan Repayment Program of the National Health Service Corps Branch of the United States Department of Health and Human Services.

Your Committee further finds that the Hawaii State Loan Repayment Program has achieved considerable success in educating, training, and recruiting health care professionals to work in underserved areas. Since September 2012, the loan repayment program has supported seventy-six recipients in exchange for work commitments in underserved geographic practice areas in Hawaii, eighty percent of whom have remained in the State to practice after graduation. The state matching funds appropriated by this measure will enable the John A. Burns School of Medicine to draw down as much federal money as possible and allow the program to provide loan repayment to more health care professionals, which will help in the ongoing efforts to alleviate the health care professional shortages in the State.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$1,500,000.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 661, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 661, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 618 Health & Homelessness on H.B. No. 519

The purpose of this measure is to expand access to dental care by:

- (1) Adding "community health center" to the list of eligible organizations at which those with a community service license may practice;
- (2) Allowing dental hygiene and dental college graduates who have graduated from educational programs recognized by the American Dental Association Commission on Dental Accreditation to apply for temporary or community service licenses; and
- (3) Expanding eligibility for a community service licensee to practice dentistry to those candidates who have passed the Integrated National Board Dental Examination within five years of the date of request.

Your Committee received testimony in support of this measure from the Department of Health, Hawaii State Council on Developmental Disabilities, University of Hawai'i at Mānoa Nancy Atmospera-Walch School of Nursing, Hawai'i Oral Health Coalition, Ho'ōla Lāhui Hawai'i, Hawai'i Children's Action Network Speaks!, , NYU Langone Dental Medicine Pediatric Dentistry Program, Hawaii Dental Service, Hawaii Island Community Health Center, Hawaii Dental Hygienists' Association, AlohaCare, and seven individuals. Your Committee received comments on this measure from the Board of Dentistry, Hawaii Dental Association, and Grassroot Institute of Hawaii.

Your Committee finds that there is a workforce shortage of public oral health providers who serve the State's most underserved and vulnerable populations, including Medicaid recipients. With the reinstatement of dental benefits for adults insured through Medicaid in 2022, demand for providers will only increase. This measure is intended to address the State's workforce shortages in the public dental sector and increase access to dental care on the neighbor islands and in rural areas by broadening the pool of individuals who may be eligible for a community service license.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 519, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 519, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 619 Health & Homelessness on H.B. No. 884

The purpose of this measure is to provide an exemption from state licensure requirements for out-of-state traveling team physicians who accompany a sports team to Hawaii, under certain conditions.

Your Committee received testimony in support of this measure from the University of Hawai'i at Mānoa, University of Hawai'i at Hilo, and American Medical Society for Sports Medicine. Your Committee received comments on this measure from the Regulated Industries Complaints Office and Hawaii Medical Board.

Your Committee finds that Hawaii is one of the few states that does not have an exemption to allow physicians visiting the State in association with sport teams events to treat the traveling team members and coaches they are associated with, without having to obtain a separate license to practice medicine. Your Committee further finds that granting an exemption to these traveling physicians will allow for continuity of care for traveling athletes and their coaches. This measure is intended to protect the well-being of visiting athletes by ensuring a physician who has knowledge of an athlete's medical history and current medical status is able to examine and treat the athlete's injury immediately after it occurs.

Your Committee has amended this measure by:

- (1) Inserting language requiring out-of-state traveling team physicians to provide advance notice to the Hawaii Medical Board of the date they intend to enter and practice in the State;
- (2) Clarifying that the Hawaii Medical Board, rather than the Department of Health, may increase the period of time a traveling team physician may practice in the State upon a showing of good cause;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 884, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 884, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 620 Health & Homelessness on H.B. No. 1449

The purpose of this measure is to make permanent the Early Lung Cancer Screening Task Force established by Act 162, Session Laws of Hawaii 2022.

Your Committee received testimony in support of this measure from the Department of Health, University of Hawai'i Cancer Center, University of Hawai'i at Mānoa John A. Burns School of Medicine, American Lung Association, Hawaii Primary Care Association, Hawai'i Public Health Association, Hawaii Medical Association, AlohaCare, The Queen's Health System, and two individuals. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that lung cancer is the leading cause of cancer deaths for men and women in Hawaii. Your Committee further finds that Act 162, Session Laws of Hawaii 2022, established the Early Lung Cancer Screening Task Force (Task Force) to research the steps and resources necessary to increase early lung cancer screening in Hawaii. However, due to changes in leadership in various state and county departments, the initial meeting of the Task Force was delayed. This measure is intended to address and reduce the impact of lung cancer on the State by allowing the Task Force to meet as needed in perpetuity.

Your Committee has amended this measure by:

- (1) Extending the duration of the Early Lung Cancer Screening Task Force to July 31, 2025, rather than allowing the Task Force to meet in perpetuity;
- (2) Requiring the Early Lung Cancer Screening Task Force to submit an additional report to the Legislature no later than twenty days prior to the Regular Session of 2025;
- (3) Changing the date for the Early Lung Cancer Screening Task Force final report to July 31, 2025;
- (4) Changing the appropriation to an unspecified amount;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$250,000.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1449, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1449, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 621 Health & Homelessness on H.B. No. 942

The purpose of this measure is to require each public school's and public charter school's administration to establish and appoint staff members to a Critical Emergency Response team.

Your Committee received testimony in support of this measure from Hawaii Children's Action Network Speaks! and three individuals. Your Committee received comments on this measure from the Department of Education and Department of the Attorney General.

Your Committee finds that time is of the essence when responding to critical emergencies. Long-term injuries, brain damage, and even death can occur within just a few minutes in some types of emergencies. This measure is intended to protect the health of the State's students and faculty by ensuring public schools are equipped with a Critical Emergency Response team and the procedures necessary to immediately respond to critical emergencies.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 942, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 942, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 622 Housing on H.B. No. 1363

The purpose of this measure is to:

- (1) Extend the period within which a county may adopt a surcharge on state tax, under certain conditions, from March 31, 2019, to December 31, 2023;
- (2) Authorize the use of county surcharge revenues for housing infrastructure in counties with a population of five hundred thousand or less; and
- (3) Temporarily authorize counties that have previously adopted a surcharge on state tax to amend the uses of surcharge revenues.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation, Office of the Mayor of the County of Maui, and Maui Hotel & Lodging Association. Your Committee received comments on this measure from the Department of Taxation, NAIOP Hawaii, and Tax Foundation of Hawaii.

Your Committee finds that the development of housing remains a top priority for the State. With Hawaii experiencing a severe lack of housing units, your Committee believes that more needs to be done to reduce the cost of developing housing units. Your Committee further finds that the development of housing infrastructure has traditionally been the responsibility of housing developers, who then pass on the costs to the homebuyer, further increasing the cost of housing. This measure will generate money for the counties to use for housing infrastructure, thereby reducing the cost of developing much-needed housing units throughout the State.

Your Committee has amended this measure by:

- (1) Clarifying that a county may use surcharge revenues for housing infrastructure only if a county amended its surcharge ordinance or adopts a surcharge ordinance after December 31, 2022;
- (2) Specifying that no surcharge on state tax may be levied before January 1, 2024, if a county surcharge ordinance was adopted on or after March 31, 2019, but on or before August 1, 2023, and clarifying that no surcharge may be levied before January 1, 2025, if the ordinance is adopted on or after August 2, 2023; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1363, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1363, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, 1 (Onishi). Excused, none.

SCRep. 623 Housing on H.B. No. 1252

The purpose of this measure is to:

- (1) Beginning with calendar year 2024, require that electric vehicle-ready parking stalls for new construction be integrated as a criterion in the Low-Income Housing Tax Credit Qualified Allocation Plan; and
- (2) Provide rebates for eligible electric vehicle-ready parking stalls in new construction of affordable housing.

Your Committee received testimony in support of this measure from the Public Utilities Commission; Hawaii State Energy Office; Hawai'i Climate Change Mitigation and Adaptation Commission; Office of Climate Change, Sustainability and Resiliency of the City and County of Honolulu; Office of Economic Development of the County of Kaua'i; Blue Planet Foundation; Hawaiian Electric; 350Hawaii.org; Ulupono Initiative; Climate Protectors Hawaii; Big Island Electric Vehicle Association; Alliance for Automotive Innovation; Hawai'i Energy; and thirteen individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Taxation, Hawaii Housing Finance and Development Corporation, Tax Foundation of Hawaii, and NAIOP Hawaii.

Your Committee finds that electrical vehicles continue to gain popularity among residents due to their positive impact on the environment. However, your Committee further finds that much of the State's infrastructure is not electric vehicle-ready, particularly affordable housing developments. This measure will ensure that new construction of affordable housing is prepared to serve residents with electric vehicles by having electric vehicle-ready parking stalls installed.

Your Committee notes the concern regarding whether affordable housing projects that are currently under development but will not be completed until after this measure takes effect will be eligible to claim a rebate under this measure. Your Committee therefore respectfully asks pertinent stakeholders to address this concern as this measure moves through the legislative process.

Your Committee has amended this measure by:

- (1) Deleting language that would have required, beginning with calendar year 2024, that electric vehicle-ready parking stalls for new construction be integrated as a criterion in the Low-Income Housing Tax Credit Qualified Allocation Plan;

- (2) Specifying that fifty percent of the total number of electric vehicle-ready parking stalls installed in a new affordable housing project will be eligible for the rebate under this measure; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1252, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1252, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Onishi). Noes, none. Excused, none.

SCRep. 624 Housing on H.B. No. 176

The purpose of this measure is to:

- (1) Expand the Real Estate Commission's enforcement authority to include violations of requirements for condominium association meetings and board of director elections;
- (2) Require newly elected or appointed condominium association board members to certify in writing compliance with specified duties and obligations;
- (3) Clarify procedures for the use of electronic voting devices;
- (4) Eliminate proxy voting for condominium association unit owners;
- (5) Establish additional requirements and procedures for condominium association meetings and board of director elections, including notices of election, notices of intent to run, ballots, and runoff elections; and
- (6) Establish penalties for improper voting and forgery of ballot envelopes.

Your Committee received testimony in support of this measure from the Kokua Council and four individuals. Your Committee received testimony in opposition to this measure from the Honolulu Tower Association of Apartment Owners; Legislative Action Committee of the Community Associations Institute, Hawaii Chapter; Law Offices of Philip S. Nerney, LLC; Palehua Townhouse Association; Hawai'i State Association of Parliamentarians; Palms at Wailea; Hawaii Council of Associations of Apartment Owners; and fourteen individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Real Estate Commission, and two individuals.

Your Committee finds that this measure attempts to expand the existing condominium law by, among other things, establishing additional and new requirements for board members and eliminating the use of proxy voting for condominium association unit owners. However, your Committee believes that it may benefit the State and stakeholders more to first get a better understanding of the concerns, and possible solutions, relating to the existing condominium law to resolve any concerns that this measure attempts to address.

Accordingly, your Committee has amended this measure by deleting its contents and inserting language that:

- (1) Establishes the Condominium Voting and Elections Task Force, including its composition and responsibilities; and
- (2) Contains an effective date of June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 176, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 176, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 625 Housing on H.B. No. 360

The purpose of this measure is to extend the deadline for a county council to take action on an affordable housing project's application from forty-five days to ninety days after receipt of the proposed project's preliminary plans and specifics from the Hawaii Housing Finance and Development Corporation.

Your Committee received testimony in support of this measure from two individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Hawaii Housing Finance and Development Corporation.

Your Committee finds that existing law requires the counties' legislative body to act on a housing project within forty-five days after the Hawaii Housing Finance and Development Corporation has submitted a preliminary plan and specifications for the project to the legislative body. Your Committee believes that providing the counties with more time to act on housing development plans, as proposed under this measure, will ensure the quality of housing projects being developed.

Your Committee has amended this measure by changing the number of days a county's legislative body has to take action on an affordable housing project to an unspecified number.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 360, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 360, H.D. 2, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 626 Housing on H.B. No. 1509

The purpose of this measure is to establish the Common-Interest Development Oversight Task Force to examine the feasibility of bringing the various common-interest developments under the oversight of the Department of Commerce and Consumer Affairs.

Your Committee received testimony in support of this measure from the Palehua Townhouse Association, Hawaii Council of Associations of Apartment Owners, and four individuals. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from one individual.

Your Committee finds that common-interest developments, or real property development where property owners share a common set of financial obligations, are the fastest growing form of housing and a significant form of land development. Currently, there are a variety of forms of common-interest developments

in Hawaii, such as condominium property regimes, planned communities, and cooperative housing corporations. Your Committee further finds that these common-interest developments have different means to facilitate resolutions in case of certain disputes. Your Committee believes that the State should look into consolidating the governance of these three common-interest developments with the goal of making uniform rules applicable to all common-interest developments.

Your Committee has amended this measure by:

- (1) Amending the composition of the Common-Interest Development Oversight Task Force to include any additional members deemed necessary by the task force;
- (2) Requiring the Task Force to investigate whether additional duties and fiduciary responsibilities should be placed on members of boards of directors of cooperative housing corporations;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1509, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1509, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 627 Housing on H.B. No. 224

The purpose of this measure is to:

- (1) Establish a two-year Public Housing Tenant Upward Mobility Pilot Program to provide public housing tenants with training and work experience necessary to fulfill minimum qualifications for future part-time and full-time employment; and
- (2) Appropriate funds for the implementation of the pilot program.

Your Committee received testimony in support of this measure from the Hawaii Public Housing Authority and one individual.

Your Committee finds that housing can be an essential tool for upward mobility, ultimately giving families a strong foundation to move out of poverty. Your Committee believes that individuals and families in public housing would benefit from the training program proposed under this measure that can teach the professional skills needed to maintain part-time or full-time employment.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$500,000.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 224, H.D. 2, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Onishi). Noes, none. Excused, none.

SCRep. 628 Higher Education & Technology on H.B. No. 371

The purpose of this measure is to repeal chapter 440J, Hawaii Revised Statutes, relating to telecommunications and cable industry information reporting requirements for broadband service providers.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs; Department of Business, Economic Development, and Tourism; CTIA; Charter Communications; and Hawaiian Telcom.

Your Committee finds that accurately pinpointing unserved and underserved areas where broadband infrastructure is needed continues to be critical to access federal funding to provide service to all residents no matter where they work or live across the State. The Federal Communications Commission (FCC) created the recently launched FCC National Broadband Map that displays where Internet services are available on a location-by-location basis across the nation. The National Broadband Map and data are publicly available, allowing open access to this location-specific information. Your Committee further finds that the collection of broadband coverage data under chapter 440J, Hawaii Revised Statutes, has effectively been replaced by the more comprehensive and granular data collection provided by the FCC and, therefore, chapter 440J, Hawaii Revised Statutes, is no longer needed.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 371, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 371, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Quinlan, Garcia).

SCRep. 629 Higher Education & Technology on H.B. No. 258

The purpose of this measure is to appropriate funds to the University of Hawaii for the acquisition of the Saint Francis School campus located at 2707 Pamoia Road in Honolulu.

Your Committee received testimony in support of this measure from the University of Hawai'i System. Your Committee received comments on this measure from the Department of Education.

Your Committee finds that according to the University, the property is owned by the St. Francis of the Neumann Communities and the St. Francis School used the property until it ceased school operations in May 2019. Your Committee further finds that the property is being offered for sale by the landowner and is currently in escrow between the landowner and a private party. However, the University of Hawaii is interested in the property because of its close proximity to the University of Hawaii at Manoa campus and the potential integration of the property into its long-range development plan. Accordingly, this measure would allow the University to be prepared to pursue acquisition of the property should the current transaction not close.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 258, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 258, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Garcia).

SCRep. 630 Higher Education & Technology on H.B. No. 876

The purpose of this measure is to require the University of Hawaii to develop native pollinator habitats to be deployed on all campuses in the University system.

Your Committee received testimony in support of this measure from four individuals. Your Committee received comments on this measure from the University of Hawai'i System.

Your Committee finds that Hawaii's native pollinators are facing the threat of extinction. Decreasing populations of native pollinators have cascading impacts on Hawaii's environment and biological diversity, endangering native plants and ecosystems that are already vulnerable. Your Committee further finds that the University of Hawaii is well-positioned to research and undertake the creation of these ecosystems on two of its campuses that have different ecosystems and house research faculty expertise in the area.

Your Committee has amended this measure by:

- (1) Requiring the University of Hawaii to develop and implement a two-year native pollinator habitat pilot project, rather than establish a permanent program;
- (2) Focusing the pilot project on the University of Hawaii at Manoa and University of Hawaii at Hilo campuses, instead of requiring the habitats to be deployed at all University of Hawaii campuses;
- (3) Placing the pilot project in the Session Laws of Hawaii rather than codifying it in the Hawaii Revised Statutes;
- (4) Providing appropriations in unspecified amounts for one technician position, student help, and supplies to support the pilot project at each campus site; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$150,000 per year for each of the two sites.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 876, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 876, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Garcia).

SCRep. 631 Higher Education & Technology on H.B. No. 875

The purpose of this measure is to:

- (1) Establish and appropriate funds for the Hawaii Teacher Apprenticeship Program to support, recruit, develop, and retain teachers for Hawaii public schools; and
- (2) Establish the Hawaii Teacher Apprenticeship Program Special Fund.

Your Committee received testimony in support of this measure from the Department of Education, University of Hawai'i at Mānoa College of Education, Hawai'i Teacher Standards Board, Hawai'i State Teachers Association, Hawai'i P-20, National Center for Grow Your Own, and one individual. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that the lack of apprenticeship programs and other services that assist teachers in obtaining the necessary licenses and gaining workforce experience contribute to poor teacher retention, diversity, and recruitment in public schools. This measure has the potential to increase the retention rate of Hawaii's public school teachers by providing better mentoring experiences and financially supporting student teachers while they complete their workforce training.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 875, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Quinlan, Garcia).

SCRep. 632 Higher Education & Technology on H.B. No. 874

The purpose of this measure is to establish a collective bargaining unit for graduate assistants employed by the University of Hawaii and community college system.

Your Committee received testimony in support of this measure from the United Public Workers, AFSCME Local 646, AFL-CIO; University of Hawaii Professional Assembly; Democratic Party of Hawai'i Education Caucus; Hawai'i State Teachers Association; Academic Labor United; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; UNITE HERE Local 5; International Longshore & Warehouse Union Local 142; Hawai'i Workers Center; Democratic Party of Hawaii Labor Caucus; Stonewall Caucus of the Democratic Party of Hawaii; and numerous individuals. Your Committee received testimony in opposition to this measure from the Office of Collective Bargaining of the Executive Office of the Governor. Your Committee received comments on this measure from the University of Hawai'i System, Department of the Attorney General, and Department of Budget and Finance.

Your Committee finds that graduate assistants are vital to the University of Hawaii community and enhance the instructional and research capacity of the institution. By allowing graduate assistants to participate in collective bargaining, this measure would provide the potential for greater employment incentives, protections, and stability for graduate assistants and thereby promote higher education.

Your Committee has amended this measure by clarifying that this measure is a matter of statewide concern pursuant to article X, section 6, of the Hawaii State Constitution.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 874, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 874, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Matayoshi). Noes, none. Excused, 2 (Quinlan, Garcia).

SCRep. 633 Labor & Government Operations on H.B. No. 335

The purpose of this measure is to:

- (1) Exempt small purchases of career and technical education equipment for the Department of Education from the electronic procurement system requirements; and
- (2) Adjust the quotation requirements for the procurement of small purchases of career and technical education equipment for the Department of Education.

Your Committee received testimony in support of this measure from the Department of Education. Your Committee received comments on this measure from the State Procurement Office.

Your Committee finds that the Department of Education is in need of a change to the way it procures its career and technical education equipment to meet the needs of students and schools. In addition, school administrators would benefit from a less cumbersome small purchase procurement method with increased dollar thresholds for these goods.

Your Committee notes that the Department of Education already has exemption power, but the current process is cumbersome and potentially longer. After the hearing, the Department of Education and State Procurement Office represented they would be working together to streamline the process. If successful, this measure may not be needed. Your Committee recommends contacting the Department of Education to check in on the status of this discussion, should your Committee on Finance be inclined to hear this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 335, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 335, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 634 Labor & Government Operations on H.B. No. 846

The purpose of this measure is to enact the Interstate Teacher Mobility Compact to reduce barriers to teacher license portability and employment.

Your Committee received testimony in support of this measure from the Office of the Assistant Secretary of Defense. Your Committee received testimony in opposition to this measure from the Hawai'i Teacher Standards Board. Your Committee received comments on this measure from the Department of Education and Hawaii Association for Justice.

Your Committee recognizes that there is a shortage of teachers for certain subject areas and in rural or remote geographic areas, and the employment of individuals who are not certified to teach in the State may help to ameliorate the shortage. Your Committee finds that the interstate compact that would be authorized by this measure may allow more licensed out-of-state teachers to be quickly absorbed by these areas.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Consumer Protection & Commerce, should it deliberate on this measure, to look into whether other states which have adopted this compact have encountered problems with qualified immunity in subsection (g)(1) on page 22 of this measure.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 846, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Consumer Protection & Commerce in the form attached hereto as H.B. No. 846, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Kapela, Tam). Noes, none. Excused, none.

SCRep. 635 Labor & Government Operations on H.B. No. 1398

The purpose of this measure is to create a new bargaining unit for telecommunications and emergency dispatchers and employees who perform similar functions employed by the State and counties.

Your Committee received testimony in support of this measure from the Department of Defense; Office of the Mayor of the County of Maui; two members of the Maui County Council; Honolulu Police Department; Maui Police Department; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and nineteen individuals. Your Committee received testimony in opposition to this measure from the Office of Collective Bargaining of the Executive Office of the Governor and Department of Human Resources of the City and County of Honolulu. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that telecommunications and emergency dispatchers play a vital role in partnering with their in-the-field first responder colleagues, including police, fire fighters, emergency medical services personnel, and other public safety personnel, under working conditions that involve a high level of stress and the need for rapid decision-making. This measure will allow these individuals to collectively bargain and be recognized for the important and specialized functions they perform daily.

Your Committee expresses concern, however, that many new bargaining units are being proposed this legislative session, with no clear objective standard as to why one group of workers and not another should get their own bargaining unit. Unless a reasonable objective standard can be set, your Committee is concerned that continuing to create new bargaining units will have negative unintended consequences on state workers.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1398, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1398, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 636 Water & Land on H.B. No. 1233

The purpose of this measure is to require the University of Hawaii School of Travel Industry Management to conduct a study that establishes estimates of the tourism social carrying capacities for each of the islands of Oahu, Maui, Hawaii, and Kauai, considering the perspective of residents and visitors.

Your Committee received testimony in support of this measure from six individuals. Your Committee received comments on this measure from Hawai'i Tourism Authority and one individual.

Your Committee finds that tourism social carrying capacity refers to the maximum number of tourists that can be present at a destination without significantly undermining local residents' quality of life and tourists' enjoyment of the destination. Understanding capacity limits for each island is an important element of destination management. While Lanai and Molokai are less populated than the other islands in this measure, their tourism social carrying capacity may be lower and have a greater impact on their islands.

Your Committee has amended this measure by:

- (1) Including Lanai and Molokai in the study assessing the tourism social carrying capacity for each island;
- (2) Changing the reporting requirement to an unspecified date;
- (3) Changing the appropriation to an unspecified amount; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$150,000.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1233, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1233, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 637 Water & Land on H.B. No. 1268

The purpose of this measure is to require and appropriate funds for the University of Hawaii Sea Grant College Program to contract with an independent consultant for the development of a statewide strategic five-year plan for aquaculture.

Your Committee received testimony in support of this measure from Aquaculture Planning and Advocacy, Hawaii Aquaculture & Aquaponics Association, Hawai'i Farm Bureau, EcoPonicX, and two individuals.

Your Committee finds that since 2021, Hawaii Sea Grant has been facilitating a Hawaii Aquaculture Collaborative, an industry-led partnership whose aim is to facilitate collaborations between aquaculture industry leaders and aquaculture-relevant state, public, and nonprofit agencies to strengthen and grow aquaculture in the State. The Collaborative has identified the development of a five-year statewide strategic plan for the industry as one of several priority areas to strengthen and grow aquaculture in the State. This measure intends to support aquaculture in the State to increase the State's economic resilience and food security through the development of a statewide strategic five-year plan for aquaculture.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1268, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Chun, Hashem).

SCRep. 638 Water & Land on H.B. No. 1282

The purpose of this measure is to appropriate funds for the Department of Land and Natural Resources, in conjunction with the City and County of Honolulu, to perform maintenance activities to benefit Manoa Stream.

Your Committee received testimony in support of this measure from one member of the Honolulu City Council, Be Ready Manoa, and sixteen individuals. Your Committee received testimony in opposition to this measure from the Department of Land and Natural Resources.

Your Committee finds that the City and County of Honolulu has not regularly performed periodic maintenance activities on Manoa Stream that are necessary to adequately address flood mitigation through vegetation management, debris removal, and streambed dredging at specific locations. The most recent extensive flooding event caused over \$80,000,000 in damage to the University of Hawaii at Manoa campus, and in the aftermath, government entities committed to performing dredging activities of Manoa Stream twice per year at a specified location.

Your Committee has amended this measure by:

- (1) Removing the involvement of, and appropriation to, the Department of Land and Natural Resources for maintenance activities to benefit Manoa Stream;
- (2) Placing the responsibility for the maintenance activities solely with the City and County of Honolulu and providing the City with the appropriation;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider whether hazard mitigation grant funding from the federal government would be an appropriate funding source in the future.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1282, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1282, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 639 Water & Land on H.B. No. 1375

The purpose of this measure is to:

- (1) Establish the powers, duties, and responsibilities of the Destination Management Agency, including its Director and Commission;
- (2) Establish the Tourism Special Fund and County Assistance Special Fund, to receive allocations from transient accommodations tax revenue; and
- (3) Repeal the Hawaii Tourism Authority.

Your Committee received testimony in support of this measure from the Friends of Kuilima, Rainbow Inn, and sixteen individuals. Your Committee received testimony in opposition to this measure from the Civil Beat Law Center for the Public Interest and one individual. Your Committee received comments on this measure from the Department of Business, Economic Development, and Tourism; Department of Taxation; Hawai'i Tourism Authority; Office of Information Practices; Kohala Coast Resort Association; Tax Foundation of Hawaii; Maui Hotel & Lodging Association; and one individual.

Your Committee finds that the success of the Hawaii Tourism Authority has brought a surplus of visitors to the State. While this has stimulated economic growth, your Committee finds that residents' concerns regarding the impacts of over tourism on the State's infrastructure and natural resources continue to grow. Your Committee emphasizes the importance of veering away from marketing the State as a tourist destination and moving toward a policy of balanced destination management to address the concerns of residents while also providing visitors an opportunity to enjoy the State's natural resources and culture.

Your Committee has amended this measure by:

- (1) Providing that, for purposes of holding executive meetings, information relating to marketing plans and strategies may be disclosed after the execution of the marketing plans and strategies; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1375, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1375, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 640 Water & Land on H.B. No. 1386

The purpose of this measure is to:

- (1) In addition to the Chairperson, allows no more than two members of the Board of Land and Natural Resources to determine items that shall be placed on a meeting agenda and to submit those items to the Chairperson for placement on an agenda; and
- (2) Makes a discussion between the two members for purposes of determining items to be scheduled on a meeting agenda a permitted interaction under the Sunshine Law; provided that the discussion is limited to selecting agenda items and no commitment relating to a vote on any matter is made or sought.

Your Committee received comments on this measure from the Department of Land and Natural Resources, Office of Information Practices, and the Civil Beat Law Center for the Public Interest.

Your Committee finds that under existing law, no more than two board members of any board can discuss anything, including items to be placed on an agenda. This measure provides a limited exception to this requirement under the Sunshine Law by allowing a permitted interaction of two members to discuss the selection of agenda items of any board meeting.

Your Committee has amended this measure by:

- (1) Removing the amendments made to the Sunshine Law that allows a discussion between the two members for purposes of determining items to be scheduled on a meeting agenda a permitted interaction; provided that the discussion is limited to selecting agenda items and no commitment relating to a vote on any matter is made or sought;
- (2) Clarifying that no more than two members of the Board of Land and Natural Resources, one of which may be the Chairperson, may determine items to be placed on a meeting agenda and a discussion between the two members is a permitted interaction under the Sunshine Law;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1386, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1386, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Chun, Hashem).

SCRep. 641 Water & Land on H.B. No. 1405

The purpose of this measure is to:

- (1) Require the Commission on Water Resource Management and Division of Aquatic Resources of the Department of Land and Natural Resources, in partnership with the University of Hawaii, to conduct research on limu to understand the impacts of groundwater use on groundwater-dependent ecosystems;

- (2) Require a joint report to the Legislature; and
- (3) Appropriate funds.

Your Committee received testimony in support of this measure from the University of Hawai'i at Mānoa, Water Resources Research Center; Kua'āina Ulu 'Auamo; and two individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that groundwater-dependent ecosystems rely on fresh water from springs and submarine groundwater discharge. Native species such as limu are particularly vulnerable to changes in discharge and are an important indicator of coastal ecosystem health. Limu holds cultural significance not only as an important food source, but also for the continuation of Native Hawaiian traditional and customary practices. A joint effort by the listed entities will allow the State to better understand the impacts of water use, well development, pumping, and water quality on limu and groundwater-dependent ecosystems.

Your Committee has amended this measure by:

- (1) Adding the Department of Health as an agency responsible for collaborating and submitting a joint report to the Legislature on the limu research;
- (2) Changing the appropriation to an unspecified amount;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$250,000.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1405, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1405, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 642 Water & Land on H.B. No. 201

The purpose of this measure is to increase, from 50 to 100 years, the minimum age of a building, structure, object, district, area, or site that would define it as historic property for purposes of the Historic Preservation Program.

Your Committee received testimony in support of this measure from the Hawai'i Association of REALTORS, General Contractors Association of Hawai'i, Building Industry Association of Hawai'i, NAIOP Hawai'i, and Hawai'i YIMBY. Your Committee received testimony in opposition to this measure from the Historic Hawai'i Foundation and Ko'olau Foundation. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that this measure attempts to address the backlog of historic reviews by narrowing the scope of projects that require review.

Your Committee has amended this measure by:

- (1) Modifying the definition of "historic property" to mean certain structures or sites that are over 100 years old or that are over 50 years old and meet certain criteria; and
- (2) Changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 201, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 201, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 643 Water & Land on H.B. No. 307

The purpose of this measure is to authorize the Department of Agriculture to extend the agricultural park lease of any lessee who holds a lease with a remaining term of fifteen years or less as long as the land covered by the lease is twenty-five acres or less and located in a county with a population of less than five hundred thousand.

Your Committee received testimony in support of this measure from the Department of Agriculture, County of Hawaii Department of Research and Development, Land Use Research Foundation of Hawaii, Hawaii Crop Improvement Association, Hawaii Cattlemen's Council, Local Food Coalition, H & L Terada Farm, Hawaii Floriculture and Nursery Association, Hawai'i Farm Bureau, Kawasaki Nursery, and two individuals. Your Committee received comments on this measure from one individual.

Your Committee finds that due to the uncertainty of continued tenancy, lessees of agricultural park lands have little incentive to make major investments in improvements to their infrastructures and ensure the long-term maintenance of their facilities. This measure allows the Department of Agriculture to extend certain leases, thereby encouraging the ongoing viability of agricultural operations to continue without disruption.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 307, H.D. 1, and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Chun, Hashem).

SCRep. 644 Water & Land on H.B. No. 615

The purpose of this measure is to clarify that any provision in a private agreement contained in a conveyance of land recorded on or before July 8, 2003, that limits or prohibits agricultural use or activity and has since expired but has not been renewed and recorded in the Bureau of Conveyances is void.

Your Committee received testimony in support of this measure from the Department of Agriculture, Office of Planning and Sustainable Development, Hawai'i Farm Bureau, and one individual.

Your Committee finds that Act 170, Session Laws of Hawaii 2004 (Act 170), exempted agricultural leases and utility and access easements from the prohibition of private restrictions on agricultural uses and activities within state agricultural districts, thus prohibiting homeowners' associations from restricting agricultural activities on agricultural lands. However, to avoid impairing any existing contracts, Act 170 only applied to restrictions made after July 8, 2003.

In 2021, the Legislature believed that some homeowners' associations were circumventing the law by renewing agricultural restrictions that existed as of July 8, 2003, claiming that the renewed terms continue to be exempt from the law despite those agreements, by their own terms, expiring after 2003. Bona fide farmers seeking to enforce the law had to accept the restriction or hire an attorney for a costly lawsuit against the well-funded homeowners' associations. As a result, Act 94, Session Laws of Hawaii 2021 (Act 94), was enacted to clarify that any private agreement contained in a conveyance of land recorded on or before July 8, 2003, that:

- (1) Limits or prohibits agricultural use or activity; and
- (2) Is renewed and recorded in the Bureau of Conveyances after July 8, 2003,

shall be considered a new private agreement that is subject to the prohibition on agricultural use and activity restrictions under section 205-4.6, Hawaii Revised Statutes.

Your Committee finds that although any expired provision in a private agreement that limits or prohibits agricultural use or activity is arguably void even without any subsequent renewal or recording in the Bureau of Conveyances, this measure seeks to close any loophole created by Act 94 by deeming void any provisions in a private agreement contained in a conveyance of land recorded on or before July 8, 2003, that limits or prohibits agricultural use or activity and has since expired, even if it has not been renewed and recorded in the Bureau of Conveyances.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 615, as amended herein, and recommends that it be referred to your Committee on Consumer Protection & Commerce in the form attached hereto as H.B. No. 615, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Chun, Hashem).

SCRep. 645 Water & Land on H.B. No. 702

The purpose of this measure is to require the Department of Land and Natural Resources to conduct a study of the carrying capacity of Makena State Park in the County of Maui.

Your Committee received testimony in support of this measure from Maui Tomorrow Foundation. Your Committee received testimony in opposition to this measure from the Department of Land and Natural Resources.

Your Committee finds that Makena State Park is one of the most popular beach parks in Maui and is under immense pressure due to increasing tourism. An identification of the park's carrying capacity would be useful to better manage traffic, concerns of the neighboring community, and needed improvements to sustain the park and its environmental, cultural, and social value.

Your Committee notes the concerns raised by the Department of Land and Natural Resources that a study to determine absolute capacity or establishing a reservation system for Makena State Park is unwarranted because the Division of State Parks is currently examining new and improved methods of destination management at targeted park units heavily patronized by visitors, but Makena State Park patronage and the ability to manage vehicle load, collect rubbish and ensure no impact from human waste, coupled with the spacious geography of Oneloa make it currently impracticable.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 702, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 702, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 646 Water & Land on H.B. No. 761

The purpose of this measure is to appropriate funds for coral reef restoration and habitat enhancement efforts of the Department of Land and Natural Resources.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawaii State Aha Moku, and two individuals.

Your Committee finds that coral reefs play a vital role in the State's marine ecosystem. Healthy coral reefs support biodiversity and subsistence, recreational, and commercial fishing. Your Committee further finds that global stressors, including climate change and damage from severe weather, and local stressors, such as ship groundings and overfishing, threaten Hawaii's valuable coral reefs. Your Committee believes additional funding is needed for coral reef restoration and habitat enhancement projects to provide crucial support to protect the State's valuable coral reefs and nearshore fisheries for future generations.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$500,000 for the coral reef restoration and habitat enhancement efforts.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 761, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 761, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 647 Water & Land on H.B. No. 814

The purpose of this measure is to:

- (1) Require the counties to adopt ordinances by July 1, 2024, to allow religious institutions, educational institutions, and medical institutions to build housing units on land that the institutions own for purchase in fee simple or use by the institutions, their employees, or their contractors, regardless of current zoning restrictions; and
- (2) Require institutions to own housing units for thirty years before offering the housing units for sale.

Your Committee received testimony in support of this measure from Hawai'i Yimby and one individual. Your Committee received testimony in opposition to this measure from the Department of Planning and Permitting of the City and County of Honolulu. Your Committee received comments on this measure from Grassroot Institute of Hawaii.

Your Committee finds that the development of workforce housing on lands owned by certain institutions may address the State's affordable housing inventory. This measure provides the counties with flexibility to consider creative solutions to address affordable housing.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider whether the contents of this measure are beyond the scope of the measure's title.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 814, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 648 Water & Land on H.B. No. 892

The purpose of this measure is to appropriate funds and for three full time equivalent positions under the Department of Law Enforcement to provide security at small boat harbors on Maui.

Your Committee received testimony in support of this measure from the Blue Water Maui LLC, Reefdancer, Trilogy Corporation, Sail Maui Clark Enterprises, Quicksilver Charters, Luakini Marine Inc., Crew at Lahaina Harbor, Sail Maui, Laser Focused Restoration, Maui Adventure Cruises, and numerous individuals. Your Committee received comments on this measure from one individual.

Your Committee finds that many recreational and commercial users of small boat harbors on Maui have reported that vandalism, illegal drug use and discarded needles, homeless people, crime or attempted crime, and unsanitary conditions occur or are observed on a regular basis. Your Committee further finds that this measure would bolster security to improve the safety and cleanliness at Maui's small boat harbors.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 892, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 892, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 649 Water & Land on H.B. No. 953

The purpose of this measure is to:

- (1) Require the Department of Land and Natural Resources to develop and publish a website that includes the application processes for a permit, license, or reservation needed to conduct recreational and commercial activities in the State that are regulated by or under the jurisdiction of the department; and
- (2) Require the Department of Land and Natural Resources to convert existing application processes into a digital format to be used on the website.

Your Committee received testimony in support of this measure from Trilogy Corporation and one individual. Your Committee received comments on this measure from the Department of Land and Natural Resources and Department of Business, Economic Development, and Tourism.

Your Committee finds that this measure would make it easier and more convenient for Hawaii's residents, visitors, and commercial operators to access the application process needed to use areas administered by the Department of Land and Natural Resources that are publicly available for recreational and commercial purposes.

Your Committee has amended this measure by:

- (1) Making unspecified the deadline by which the Department of Land and Natural Resources must develop and publish a website that includes all online application processes necessary to acquire a permit, license, or reservation needed to conduct recreational and commercial activities in the State that are regulated by or under the jurisdiction of the department;
- (2) Requiring the Department of Land and Natural Resources to submit to the Legislature by December 1, 2023, a report regarding its implementation of this measure;
- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 953, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 953, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 650 Water & Land on H.B. No. 995

The purpose of this measure is to:

- (1) Require the Land Use Commission to designate county Important Agricultural Lands and adopt county maps through rulemaking, rather than through a contested case hearing; and
- (2) Repeal statutory provisions that potentially hindered Important Agricultural Land designations by imposing greater farm dwelling restrictions on those lands.

Your Committee received testimony in support of this measure from the Chief Housing Officer of the Office of the Governor; Department of Business, Economic Development, and Tourism; Office of Planning and Sustainable Development; Department of Planning and Permitting of the City and County of Honolulu; and two individuals. Your Committee received comments on this measure from the Department of Agriculture and Hawai'i Farm Bureau.

Your Committee finds that the Land Use Commission is currently required to make any decision regarding the designation of Important Agricultural Lands pursuant to a county petition based on written findings of fact and conclusions of law presented in a contested case hearing. This process can impact potentially hundreds of parties on an island-wide or regional scale. Your Committee further finds that allowing Important Agricultural Land designations to be decided through rulemaking will facilitate the designation of those lands and further promote agriculture self-sufficiency and agricultural diversification.

Your Committee has amended this measure by:

- (1) Restoring the statutory provisions that allow landowners whose agricultural lands are designated as Important Agricultural Lands to develop, construct, and maintain farm dwellings and employee housing on those lands, as the repeal and replacement of that incentive is being addressed in H.B. No. 996, which is moving through the legislative process;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 995, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 995, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 651 Water & Land on H.B. No. 996

The purpose of this measure is to:

- (1) Repeal the provision for farm dwelling and farm employee housing on Important Agricultural Lands; and
- (2) Adopts a new provision for farm cluster housing as an incentive for the designation of lands as Important Agricultural Lands.

Your Committee received testimony in support of this measure from the Chief Housing Officer; Office of the Governor; Department of Business, Economic Development, and Tourism; Department of Agriculture; Office of Planning and Sustainable Development; and Hawai'i Farm Bureau. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that the lack of affordable housing for farmers and farm labor is an impediment to increasing food and non-food agricultural production in Hawaii. Your Committee further finds there is still a need for a means to develop housing for farmers and farm employees on lands designated as Important Agricultural Lands that reduces the cost and time required to supply housing and ensures that the housing is used in conjunction with and located on an active farm and occupied by bona fide farmers and farm employees. This measure is intended to provide a clear limited incentive to designate productive agricultural lands as Important Agricultural Lands.

Your Committee has amended this measure by:

- (1) Clarifying that the agricultural plan and agricultural tax dedication verification shall be submitted to the appropriate county agency for review and comment, and may be submitted to the Department of Agriculture for review and comment, before county action on the application;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 996, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 996, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 652 Water & Land on H.B. No. 1021

The purpose of this measure is to reinstate the Governor's authority to transfer funds to cope with the effects of natural disasters, for operating purposes, or to supplement the Department of Land and Natural Resources' Fire Fighter's Contingency Fund.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Department of Budget and Finance, and Hawai'i Emergency Management Agency.

Your Committee finds that it is not possible to foresee when a disaster or emergency will occur and, operationally, to predict the service level requirements for certain programs. These budget provisos provide the flexibility necessary for the Executive Branch to quickly respond to disaster situations or continue to provide services within the operating budget, without additional funding.

Your Committee notes that the Department of Human Services is one agency that will likely need to avail itself of the authority to be reinstated to the Governor under this measure, in order to transfer funds between program ID numbers.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1021, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1021, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 653 Water & Land on H.B. No. 1034

The purpose of this measure is to improve the State's and counties' ability to respond to emergency situations in Hawaii by:

- (1) Clarifying the scope of the Comprehensive Emergency Management Plan;
- (2) Specifying the status and the allowable uses of Major Disaster Fund moneys, including increasing the amount of additional funds that may be made available for the purpose of matching federal disaster relief fund from \$5,000,000 to \$10,000,000;
- (3) Shortening the duration of price control periods from ninety-six hours to seventy-two hours; and
- (4) Defining the term "severe warning", clarifying that entities other than the National Weather Service issue warnings that may require the activation of the emergency management system.

Your Committee received testimony in support of this measure from the state Department of Defense, Hawai'i Emergency Management Agency, Retail Merchants of Hawaii, and one individual.

Your Committee finds that this measure would better prepare the State and counties for various types of emergencies and better align the State with federal processes.

Your Committee has amended this measure by:

- (1) Clarifying that the Governor's or mayors' emergency management powers under chapter 127A, Hawaii Revised Statutes, must be consistent with the Hawaii State Constitution;
- (2) Clarifying the powers of the Governor and mayors to extend or terminate a state of emergency;
- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1034, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1034, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 654 Water & Land on H.B. No. 1054

The purpose of this measure is to support affordable housing by establishing the Rental Deposit Loan Program and Rental Deposit Loan Program Revolving Fund.

Your Committee received testimony in support of this measure from one member of the Maui County Council, Hawai'i Association of REALTORS, NAIOP Hawaii, Maui Chamber of Commerce, and one individual. Your Committee received comments on this measure from the Hawaii Housing Finance and Development Corporation, EAH Housing, and Stanford Carr Development.

Your Committee finds that residents are in need of financial support to secure affordable rental units. Your Committee notes that the Hawaii Housing Finance and Development Corporation has indicated in testimony that it can enter into a memorandum of agreement with the counties or qualified nonprofit organizations to implement the Rental Deposit Loan Program but lacks the staffing capacity to establish and manage the program.

Your Committee has therefore amended this measure by:

- (1) Inserting an appropriation for two full-time equivalent (2.0 FTE) positions at the Hawaii Housing Finance and Development Corporation to implement the Rental Deposit Loan Program; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$275,000 for two full-time equivalent (2.0 FTE) positions, specifically a single-family housing finance program specialist and an accountant, to implement the Rental Deposit Loan Program.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1054, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1054, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 655 Water & Land on H.B. No. 1078

The purpose of this measure is to:

- (1) Establish the Water Pollution Control Special Fund to collect fees formerly deposited to the state general fund to create a supplemental source of funding to implement and enforce water quality management as implemented in permits, certifications, and variances; and
- (2) Appropriate funds to be used by the Department of Health for the purposes of the Water Pollution Control Special Fund.

Your Committee received testimony in support of this measure from the Department of Health.

Your Committee finds that as development, population, and tourism continue to grow, the protection of state surface water quality is critical to ensuring that such growth is compatible with environmental protection and public health. The vast amount of surface waters within the State is not monitored often enough

to determine how best to manage, restore, and protect those waters due to limited funding and resources. This measure establishes a dedicated funding source for the Department of Health to use to support specified water-quality monitoring efforts in the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1078, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1078, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 656 Water & Land on H.B. No. 1088

The purpose of this measure is to amend the conditions, manner, and areas in which the Commission on Water Resource Management (Commission) of the Department of Land and Natural Resources can declare water shortages and emergencies.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources. Your Committee received comments on this measure from the Board of Water Supply of the City and County of Honolulu.

Your Committee finds that this measure serves to clearly define the Commission's authority to declare water shortages and emergencies. Your Committee further finds this measure would require a statewide water shortage plan and provide clarity that the Commission has authority to declare water shortages in any area, within and outside of a water management area and without a prior water shortage declaration by rule, and, after a hearing, modify, suspend, and revoke water use permits in the case of a permanent water shortage.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1088, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1088, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 657 Water & Land on H.B. No. 1089

The purpose of this measure is to establish a State Boating Facility Lease Pilot Program to be implemented and managed by the Division of Boating and Ocean Recreation to allow the Board of Land and Natural Resources to lease one small boat harbor in its entirety by public auction, request for proposals, or direct negotiation, for private development, management, and operation.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources. Your Committee received testimony in opposition to this measure from United Public Workers, AFSCME Local 646, AFL-CIO; and five individuals. Your Committee received comments on this measure from Trilogy Excursions.

Your Committee finds that this measure would give the Department of Land and Natural Resources the flexibility and capability to adapt business operations in a timely manner based on rapidly changing market conditions.

Your Committee has amended this measure by:

- (1) Codifying the State Boating Facility Lease Pilot Program;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests that your Committee on Finance, should it choose to deliberate on this measure, consider the concerns raised by testifiers about this measure.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1089, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1089, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Ganaden). Noes, none. Excused, none.

SCRep. 658 Water & Land on H.B. No. 1101

The purpose of this measure is to:

- (1) Exempt state departments that maintain and operate stormwater management systems that are interconnected to a county stormwater system from county stormwater user fees; and
- (2) Prohibit a county from denying services to the State or state departments or agencies by reason of nonpayment of user fees.

Your Committee received testimony in support of this measure from the Department of Transportation; Matson Navigation Company, Inc.; and Hawaii Harbor Users Group. Your Committee received testimony in opposition to this measure from the Council Member representing District 5 of the City and County of Honolulu, Department of Facility Maintenance of the City and County of Honolulu, NAIOP Hawaii, Building Owners and Managers Association of Hawai'i, and Hawai'i Community Foundation. Your Committee received comments on this measure from the Tax Foundation of Hawaii.

Your Committee finds that several state departments, including the Department of Transportation, are responsible for the management of stormwater management systems that connect to a municipal county system. Your Committee further finds that the City and County of Honolulu's stormwater management system is connected to and uses the Department of Transportation's system. The Department of Transportation currently allows the City and County of Honolulu to discharge stormwater at various points in its system at no cost or expense to the City.

This measure clarifies that counties may not charge a state department a fee related to maintaining a stormwater system if that department is responsible for the maintenance and operation of a stormwater management system that connects to a county stormwater system. This clarification will prevent any extra costs related to stormwater system management and promote coordination between agencies.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1101, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1101, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 659 Water & Land on H.B. No. 1134

The purpose of this measure is to protect Kaneohe Bay and its waters by:

- (1) Prohibiting commercial ocean use activity in Kaneohe Bay waters without a permit; and
- (2) Prohibiting any person from advertising any commercial ocean use activity in Kaneohe Bay waters for which the person does not have a permit, lease, or license.

Your Committee received testimony in support of this measure from Hawaii State Aha Moku, Hawaiian Civic Club of Honolulu, and four individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that this measure would help protect the natural and cultural resources of Kaneohe Bay from abuse and exploitation by commercial ocean use activities.

Your Committee has amended this measure by:

- (1) Adding a definition of "commercial ocean recreational equipment";
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes the concerns raised by the Department of Land and Natural Resources that unpermitted commercial activity is a pervasive problem statewide and does not occur only at Kaneohe Bay and that to effectively monitor for illegal commercial ocean use activity across Hawaii, the Division of Boating and Ocean Recreation would need additional staffing or the ability to re-allocate existing staff to monitor ocean recreation activities.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1134, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1134, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 660 Water & Land on H.B. No. 1206

The purpose of this measure is to establish the State Permitting Office within the Department of Accounting and General Services to process building and infrastructure permits for construction of state-owned buildings, state roads and highways, and other construction on state lands.

Your Committee received testimony in opposition to this measure from the Office of the Mayor of the County of Maui and Department of Planning and Permitting of the City and County of Honolulu. Your Committee received comments on this measure from the Department of Accounting and General Services.

Your Committee finds that the county permitting process for building and infrastructure projects often faces significant delays because of resource limitations, volume of permits, and the complexity of the projects under review. Your Committee further finds that the establishment of a state agency to process building and infrastructure permits for state projects on state lands will reduce the number of permit applications the counties must process while simultaneously ensuring that the construction complies with all state and county building and infrastructure requirements.

Your Committee notes that more consideration should be given to a permanent system to use state permits in lieu of county permits for construction of state facilities on state lands and believes a pilot program would be more appropriate to allow the Department of Accounting and General Services and the counties time to develop this new process and necessary statutory language.

Accordingly, your Committee has amended this measure by:

- (1) Deleting language which would have permanently established the State Permitting Office;
- (2) Inserting language that:
 - (A) Requires the Department of Accounting and General Services to establish a five-year State Permit Pilot Program to process building and infrastructure permits for construction of state projects on state lands; and
 - (B) Requires the Department to report to the Legislature annually on the progress of the Pilot Program;
- (3) Directing the appropriation to be used for the establishment of the State Permit Pilot Program; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$500,000 for the establishment of the State Permit Pilot Program.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1206, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1206, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Souza). Noes, none. Excused, 1 (Hashem).

SCRep. 661 Energy & Environmental Protection on H.B. No. 85

The purpose of this measure is to prohibit lodging establishments from providing personal care products in small plastic containers within sleeping room accommodations, any space within sleeping room accommodations, or bathrooms used by the public or guests.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources; Surfrider Foundation, Hawai'i Region; Surfrider Foundation, Maui Chapter; Hawai'i Reef and Ocean Coalition; Climate Protectors Hawai'i; Maui Hotel & Lodging Association; Hawaii Lodging & Tourism Association; Maui Chamber of Commerce; and fifteen individuals. Your Committee received testimony in opposition to this measure from four individuals. Your Committee received comments on this measure from the Department of Health and Hawai'i Tourism Authority.

Your Committee finds that plastic pollution is a major threat to the ocean, the environment, and human health. Hotels and other lodging establishments frequently provide complimentary toiletries that are packaged in single-use plastic containers, which contributes to the negative impact that plastics have on the environment. This measure seeks to reduce harmful plastic waste in Hawaii by facilitating the transition away from single-use plastics for personal care products to packaging made of sustainable materials that minimize negative environmental impacts.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 85, H.D. 1, and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Gates, Woodson).

SCRep. 662 Energy & Environmental Protection on H.B. No. 1415

The purpose of this measure is to require and appropriate funds for the Public Utilities Commission to administer an electric vehicle charging system loan program to provide loans to applicants who install eligible electric vehicle charging systems.

Your Committee received testimony in support of this measure from the Public Utilities Commission, Big Island Electric Vehicle Association, Hawaii Electric Vehicle Association, Climate Protectors Hawai'i, Ulupono Initiative, 350Hawaii.org, and nineteen individuals. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that the adoption of electric vehicles in the State has grown in recent years and is expected to continue to grow at increasing rates. However, there is a continuous need for a network of charging infrastructure to support this growth. This measure ensures more accessibility to cleaner electric vehicle technologies, while advancing the State's overall energy and affordability goals.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1415, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1415, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Gates, Woodson).

SCRep. 663 Energy & Environmental Protection on H.B. No. 268

The purpose of this measure is to make it unlawful to sell, offer to sell, or distribute for sale in the State any flushable wipe.

Your Committee received testimony in support of this measure from the Hawai'i Reef and Ocean Coalition and four individuals. Your Committee received testimony in opposition to this measure from the Retail Merchants of Hawaii and one individual. Your Committee received comments on this measure from the Department of Health and Association of the Nonwoven Fabrics Industry.

Your Committee finds that disposable wipes, including wipes identified as "flushable", do not readily break down as toilet paper does when flushed down the toilet and into the wastewater system. This can result in clogs reaching municipal sewer pipes, wastewater pump stations, or treatment plants, which could lead to costly backups and environmentally devastating spills. This measure protects residential and municipal plumbing and sewerage systems, public health, the environment, water quality, and public infrastructure from the detrimental effects of "flushable" wipes by prohibiting their sale, offer for sale, and distribution for sale in the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Consumer Protection & Commerce, should it deliberate on this measure, to consider more developed approaches of other states related to flushable wipes.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 268, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 268, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Gates, Woodson).

SCRep. 664 Energy & Environmental Protection on H.B. No. 913

The purpose of this measure is to:

- (1) Amend the statutory duties of the Natural Energy Laboratory of Hawaii Authority;
- (2) Requires the Authority to conduct certain activities in a culturally sensitive and environmentally responsible manner and to engage in community outreach and education; and

- (3) Amend the membership of the Natural Energy Laboratory of Hawaii Authority Board of Directors by requiring one board member to represent the University of Hawaii Institutional Animal Care and Use Committee and one member to be a cultural practitioner from the ahupuaa of Ooma or Kalaoa.

Your Committee received testimony in support of this measure from the Hawai'i Reef and Ocean Coalition, Pono Advocacy, Hawaii Island Ocean Advocates, and two individuals. Your Committee received comments on this measure from the Natural Energy Laboratory of Hawaii Authority.

Your Committee finds that the Natural Energy Laboratory of Hawaii Authority administers the Hawaii Ocean Science and Technology Park, the world's premier energy and ocean technology park, in Kailua-Kona, Hawaii. This facility brings ashore high quality, pristine supplies of warm surface and cold deep seawater twenty-four hours a day, allowing for various tests to take place. This measure aligns the efforts of the Natural Energy Laboratory of Hawaii Authority with culturally appropriate and environmentally responsible guidelines as it continues to explore the economic potentials of energy and ocean technologies.

Your Committee has amended this measure by:

- (1) Clarifying that the Natural Energy Laboratory of Hawaii Authority is required to conduct certain activities in an environmentally responsible and culturally appropriate manner;
- (2) Requiring all research proposals involving live animals to be reviewed by the University of Hawaii Institutional Animal Care and Use Committee prior to any lease approval;
- (3) Clarifying that the Natural Energy Laboratory of Hawaii Authority's duties include engaging in community outreach and education in west Hawaii island to promote workforce development in science, technology, engineering, math, and aquaculture industries;
- (4) Deleting language that would have required the Natural Energy Laboratory of Hawaii Authority to provide a space and opportunities for culturally appropriate gatherings, education, and community engagement to preserve the history of Keahole Point and the ahupuaa of Ooma and Kalaoa;
- (5) Deleting language that would have amended the membership of the Natural Energy Laboratory of Hawaii Authority to require one board member to represent the University of Hawaii Institutional Animal Care and Use Committee and one member to be a cultural practitioner from the ahupuaa of Ooma or Kalaoa;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 913, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 913, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Gates, Woodson).

SCRep. 665 Energy & Environmental Protection on H.B. No. 756

The purpose of this measure is to:

- (1) Require the Department of Land and Natural Resources to prepare plans and a program to facilitate voluntary relocation of residential development away from certain at-risk areas;
- (2) Establish the Sea Level Rise Relocation Special Fund;
- (3) Allow the exchange of public land for private lands for the transfer of development rights or land exchanges to relocate private development away from high-risk areas;
- (4) Expand the climate change adaptation priority guidelines; and
- (5) Appropriate funds.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources; University of Hawaii Sea Grant College Program and Climate Resilience Collaborative; City and County of Honolulu Office of Climate Change, Sustainability, and Resiliency; Surfrider Foundation, Hawaii Region; Hawai'i Reef and Ocean Coalition; Coastal Planners, LLC; and one individual. Your Committee received testimony in opposition to this measure from four individuals. Your Committee received comments on this measure from the Office of Planning and Sustainable Development; Hawai'i Emergency Management Agency; and Starn O'Toole Marcus & Fisher LC.

Your Committee finds that the Office of Planning and Sustainable Development's 2019 study assessing the feasibility and implications of managed retreat strategies in the State found that, among other things, transferring development rights and land exchanges are useful techniques to achieve managed retreat strategies by voluntarily shifting development away from areas that are critically threatened by sea level rise, including areas with particularly high natural and community resource value. This measure ensures a broader evaluation and utilization of adaptation options to protect Hawaii's coastal communities in the face of sea level rise and other threats to the State's coastal resources.

Your Committee has amended this measure by:

- (1) Requiring that any plans and programs for voluntary relocation be aligned with state and county hazard mitigation plans;
- (2) Deleting language that would have established additional climate change adaptation priority guidelines; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider concerns over whether the voluntary relocation program prioritizes assisting low- and moderate-income households and properties in the public interest.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 756, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 756, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 4; Ayes with Reservations (Perruso). Noes, 1 (Ward). Excused, 2 (Gates, Woodson).

SCRep. 666 Economic Development/Agriculture & Food Systems on H.B. No. 691

The purpose of this measure is to authorize the issuance of special purpose revenue bonds to assist Kohala Mountain Fish Company, LLC, for the establishment of The Village project.

Your Committees received testimony in support of this measure from the Agribusiness Development Corporation, Kohala Mountain Fish Company, Ulupono Initiative, Hawaii Fish Company, and four individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committees received comments on this measure from the Department of Budget and Finance, Department of Agriculture, and Department of The Attorney General.

Your Committees find that the issuance of special purpose revenue bonds under this measure is in the public interest and will benefit the public health, safety, and general welfare. Your Committees further find that proceeds from the sale of the bonds will assist Kohala Mountain Fish Company, LLC, to establish The Village project, a diversified agricultural park and processing facility on Hawaii island to produce, package, cook, and freeze products year around for local consumption and value added export. Your Committees believe that assisting Kohala Mountain Fish Company in its endeavor to establish The Village will support Hawaii's agriculture sector.

Your Committees have amended this measure by changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Economic Development and Agriculture & Food Systems that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 691, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 691, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Economic Development: Ayes, 6; Ayes with Reservations (Nakamura). Noes, none. Excused, 1 (Hussey-Burdick).

Agriculture & Food Systems: Ayes, 7; Ayes with Reservations (Cochran, Perruso, Ward). Noes, none. Excused, none.

SCRep. 667 Economic Development/Health & Homelessness on H.B. No. 1050

The purpose of this measure is to exempt certain groceries, feminine hygiene products, incontinence products, and over-the-counter drugs from the general excise tax.

Your Committees received testimony in support of this measure from the Office of the Governor, Department of Human Services, Hawaii State Council on Developmental Disabilities, Hawai'i Public Health Institute, Ma'i Movement Hawai'i, Hawaii Food Industry Association, Hawai'i Farm Bureau, Local Food Coalition, Hawai'i Health & Harm Reduction Center, Period Law, Maui Chamber of Commerce, Hawai'i Food Bank, Period. Inc., and nine individuals. Your Committees received comments on this measure from the Department of Budget and Finance, Department of Taxation, Tax Foundation of Hawaii, and Grassroot Institute of Hawaii.

Your Committees find that the high cost of living in Hawaii has made it difficult for households to afford basic necessities. Your Committees further find that lower income households spend a higher percentage of their income on food and essential items. Taxes on these items disproportionately impact lower income families in Hawaii. Your Committees believe that a general excise tax exemption on groceries, feminine hygiene products, incontinence products, and over-the-counter medicines will help make these essential household items more affordable.

Your Committees have amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Economic Development and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1050, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1050, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Economic Development: Ayes, 3. Noes, 1 (Kong). Excused, 3 (Hussey-Burdick, Quinlan, Pierick).

Health & Homelessness: Ayes, 5. Noes, none. Excused, 3 (Mizuno, Nishimoto, Garcia).

SCRep. 668 Economic Development on H.B. No. 74

The purpose of this measure is to establish a five-year general excise tax exemption, beginning January 1, 2024, for amounts received from:

- (1) The servicing and maintenance of helicopters in an aircraft service and maintenance facility; or
- (2) The construction of a facility that services and maintains helicopters where at least seventy-five percent of the helicopters serviced and maintained annually in the facility are equipped with quiet technology.

Your Committee received testimony in support of this measure from the Department of Transportation, Blue Hawaiian, and Aircraft Owners and Pilots Association. Your Committee received testimony in opposition to this measure from Jack Harter Helicopters. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that this measure will provide tax parity for smaller aviation operators and support the aviation maintenance workforce in the State. This measure also seeks to reduce aviation noise in communities by incentivizing aircraft service and maintenance facilities to service and maintain more helicopters that are equipped with quiet technology.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 74, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Hussey-Burdick, Quinlan).

SCRep. 669 Economic Development on H.B. No. 82

The purpose of this measure is to:

- (1) Improve accessibility for providers to receive income tax credits for acting as preceptors;
- (2) Add licensed dietitians, physician assistants, and social worker to the list of preceptors; provided that any recognized preceptor may train any eligible student to become eligible for the preceptor tax credit;

- (3) Include dietitian, physician assistant, and social worker students in the definition of "eligible student"; and
- (4) Revise the membership of the Preceptor Credit Assurance Committee to include the Director of Health.

Your Committee received testimony in support of this measure from the Department of Health, University of Hawai'i System, Hawai'i State Center for Nursing, Kaiser Permanente Hawai'i, Hawai'i Pacific Health, Hawaii Medical Association, Hawai'i Primary Care Association, Hawai'i Pacific University Physician Assistant Program, Hawai'i Academy of Physician Assistants, Hawai'i – American Nurses Association, National Association of Social Workers – Hawai'i, Hawai'i Association of Professional Nurses, and four individuals. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that there is a persistent shortage of health care providers in the State, particularly primary care providers. Your Committee further finds that the health care preceptor income tax credit incentivizes volunteer preceptors to offer professional instruction, training, and supervision to students and residents seeking careers as health care providers in Hawaii. Your Committee further finds that through the existing preceptor tax credit, many providers have trained eligible students, but only a small subset of providers met the tax credit's eligibility requirements because of ambiguity regarding the requirement for uncompensated precepting and the primary care qualifying criterion for the preceptor. This measure increases eligibility for the tax credit by expanding the definition of "preceptor" to include additional medical specialties and increase the pool of potential preceptors to support the development and training of students in primary care.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 82, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Hussey-Burdick, Quinlan).

SCRep. 670 Economic Development on H.B. No. 284

The purpose of this measure is to temporarily exempt from the general excise tax all of the gross proceeds or income received from the sale of any product resulting from the cultivation and production of unprocessed taro or of any value-added product of which the primary ingredient is taro or taro leaf.

Your Committee received testimony in support of this measure from the Department of Agriculture, Office of the Mayor of the County of Maui, Hawai'i Farmers Union United, Hawai'i Farm Bureau, Hawai'i Food+ Policy, and two individuals. Your Committee received comments on this measure from the Office of Hawaiian Affairs, Department of Taxation, and Tax Foundation of Hawaii.

Your Committee finds that the temporary general excise tax exemption created by this measure will reduce the tax burden on taro farmers and help to create stronger economic incentives for new taro farmers, improve the livelihoods of existing taro farmers, and reduce the cost of poi for consumers in the Hawaii.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 284, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 284, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Hussey-Burdick, Quinlan).

SCRep. 671 Economic Development on H.B. No. 852

The purpose of this measure is to expand the types of business activity eligible for participation in Hawaii's Enterprise Zone Program to include the processing of value-added agricultural products grown within an enterprise zone and the development or production of renewable energy.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Ulupono Initiative; Hawai'i Farm Bureau; Hawaii Clean Power Alliance; Hawai'i Gas; and Hawaii Food Industry Association. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee finds that Hawaii's Enterprise Zone Program was established to stimulate certain types of business activity and increase employment in targeted areas of Hawaii through tax and other incentives. Your Committee further finds that agricultural-related businesses account for roughly half of all businesses in the Enterprise Zone Program. Your Committee believes that including the processing of value-added agricultural products that are grown within an enterprise zone as an eligible business activity under the Enterprise Zone Program will support the production of value-added products in the State and strengthen the local economy.

Your Committee also finds that including the development or production of renewable energy as an eligible business activity under the Enterprise Zone Program will reduce the overall cost of renewable energy projects and enable greater ratepayer savings.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 852, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Hussey-Burdick, Quinlan).

SCRep. 672 Economic Development on H.B. No. 886

The purpose of this measure is to temporarily eliminate the home mortgage interest deduction for second homes under the state income tax law.

Your Committee received testimony in support of this measure from two individuals. Your Committee received testimony in opposition to this measure from the Hawai'i Association of REALTORS. Your Committee received comments on this measure from the Department of Budget and Finance, Department of Taxation, and Tax Foundation of Hawaii.

Your Committee finds that the State is currently undergoing a housing shortage crisis. Your Committee further finds that the temporary elimination of the home mortgage interest deduction for second homes will disincentivize the ownership of a second home and increase the housing supply in the State.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 886, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Hussey-Burdick, Quinlan).

SCRep. 673 Economic Development on H.B. No. 1426

The purpose of this measure is to:

- (1) Establish a food and product innovation network with the Agribusiness Development Corporation; and
- (2) Appropriate funds for food and product innovation facilities on the islands of Molokai, Oahu, and Hawaii as part of the food and product innovation network.

Your Committee received testimony in support of this measure from the Department of Agriculture, University of Hawai'i Community Colleges, Agribusiness Development Corporation, Ulupono Initiative, Hawai'i Farm Bureau, and Hawaii Food Industry Association.

Your Committee finds that the establishment of a statewide network of open-access food and value-added product development facilities is critical to meeting the State's agricultural and economic diversification goals. Your Committee further finds that this network will allow businesses in the State to capitalize globally on the "made in Hawaii", "produced in Hawaii", or "processed in Hawaii" brand; create world-class products; and scale up new products from research and development to manufacturing and commercialization using a diverse suite of manufacturing equipment and industry expertise.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1426, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Hussey-Burdick, Quinlan).

SCRep. 674 Economic Development on H.B. No. 491

The purpose of this measure is to:

- (1) Establish within the Department of Business, Economic Development, and Tourism a two-year Leave Grant Pilot Program to help small businesses offer their employees paid family leave and paid sick leave; and
- (2) Appropriate funds to fund the grants and for administrative expenses of the Leave Grant Pilot Program.

Your Committee received testimony in support of this measure from the Chamber of Commerce Hawaii and two individuals. Your Committee received comments on this measure from the Department of Budget and Finance; Department of Business, Economic Development, and Tourism; and Maui Chamber of Commerce.

Your Committee finds that with the cost of living in Hawaii rising substantially, paid family and sick leave would reduce financial stress and enhance the overall economic security of Hawaii residents. However, your Committee notes that offering paid leave benefits may add significant financial costs to businesses, particularly small businesses. Your Committee believes that a pilot program that helps offset the additional associated costs of paid leave benefits will help more businesses offer paid leave benefits to their employees.

Your Committee recognizes that the pilot program proposed by this measure will be a major undertaking and finds that a careful study of the potential costs of the pilot program is needed before such an undertaking.

Accordingly, your Committee has amended this measure by:

- (1) Deleting language that establishes and appropriates funds for a Leave Grant Pilot Program;
- (2) Requiring the Department of Labor and Industrial Relations to conduct an actuarial study on a potential leave grant pilot program to help small businesses with up to one hundred employees offer their employees paid family leave and sick leave;
- (3) Appropriating an unspecified amount of funds for the actuarial study; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$100,000 for the Department of Labor and Industrial Relations to conduct the actuarial study.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 491, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 491, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, 1 (Pierick). Excused, 1 (Hussey-Burdick).

SCRep. 675 Agriculture & Food Systems/Health & Homelessness on H.B. No. 1266

The purpose of this measure is to allow wild game to be donated as food.

Your Committees received testimony in support of this measure from Kanalani Ohana Farm; Maui County Farm Bureau; Hawaii Cattlemen's Council, Inc.; Hawai'i Farm Bureau; Hawai'i Food Bank; and seven individuals. Your Committees received testimony in opposition to this measure from one individual.

Your Committees find that across the State, invasive species such as axis deer, are creating havoc in agriculture and various ecosystems. Your Committees further find that wild game provides an inexpensive source of protein that can be used for Hawaii's residents in need. Your Committees believe that allowing for the donation of wild game to under-resourced communities will provide them with high-quality sources of protein while also creating an outlet for efforts to remove invasive species, such as deer, goat, sheep, and pigs, from the environment.

Your Committees have amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Agriculture & Food Systems and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1266, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1266, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chairs on behalf of the Committees.
Agriculture & Food Systems: Ayes, 5. Noes, none. Excused, 2 (Lowen, Ward).
Health & Homelessness: Ayes, 5. Noes, none. Excused, 3 (Mizuno, Nishimoto, Garcia).

SCRep. 676 Agriculture & Food Systems on H.B. No. 209

The purpose of this measure is to require the Department of Agriculture to include a statement on desecration laws in the plant and animal declaration form.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee finds that visitors to Hawaii should be made aware of desecration laws and one of the most effective ways to do so is by including a statement on the Department of Agriculture's plant and animal declaration form, which must be completed before arrival in the State.

Your Committee has amended this measure by:

- (1) Adding a preamble;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 209, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 209, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 677 Agriculture & Food Systems on H.B. No. 308

The purpose of this measure is to establish the Sustainable Food Systems Working Group within the Department of Agriculture to develop an Interagency Food Systems Plan.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Hawai'i Tourism Authority, Hawai'i Climate Change Mitigation and Adaptation Commission, Hawai'i Farm Bureau, Hawaii Food Industry Association, Hawai'i Foodbank, Hawai'i Public Health Institute, North Shore Economic Vitality Partnership, Hawai'i Farmers Union United, Kanalani Ohana Farm, Kohana Family Farms, Kauai Climate Action Coalition, Climate Protectors Hawai'i, and fifteen individuals. Your Committee received comments on this measure from the Office of Hawaiian Affairs, Department of Agriculture, Department of the Attorney General, and Ulupono Initiative.

Your Committee finds that developing a more sustainable food system for Hawaii represents an opportunity to create a new food economy that integrates the objectives of "green" job creation, sustainable economic development, land stewardship, food security, environmental protection, and climate change resiliency with community health and well-being.

Your Committee has amended this measure by:

- (1) Modifying the membership of the Sustainable Food Systems Working Group, including by:
 - (A) Adding a representative of the Office of Hawaiian Affairs, to be selected by the Chairperson of the Board of Trustees of the Office of Hawaiian Affairs;
 - (B) Adding the Food Access Coordinators of the City and County of Honolulu and the counties of Hawaii, Maui, and Kauai; and
 - (C) Adding four farmers, with each farmer representing one of the counties of Hawaii, Kauai, Maui, or the City and County of Honolulu, to be selected by the Chairperson of the Board of Agriculture;
- (2) Requiring the Interagency Food Systems Plan to incorporate the county food access plans;
- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 308, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 308, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 678 Agriculture & Food Systems on H.B. No. 619

The purpose of this measure is to establish a tax credit for qualified small farms that donate certain food products or prepared foods to food banks and food pantries.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau, Ulupono Initiative, Hawai'i Farmers Union United, and six individuals. Your Committee received comments on this measure from the Department of Agriculture, Department of the Attorney General, Department of Taxation, and Tax Foundation of Hawaii.

Your Committee finds that this measure supports local food producers in their efforts to donate food through food banks and food pantries to individuals who are food-insecure.

Your Committee has amended this measure by:

- (1) Specifying that in order to be eligible for the tax credit, a qualified farm must donate an eligible food product or prepared food to food banks or food pantries located in the State;
- (2) Modifying the term "qualified small farm" to "qualified farm" by deleting the \$250,000 monetary threshold and removing the requirement that the farm be located in Hawaii;
- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it choose to deliberate on this measure, to consider a definition for the phrase "indigenous to native Hawaiian culture".

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 619, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 619, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 679 Agriculture & Food Systems on H.B. No. 1182

The purpose of this measure is to appropriate funds to the Department of Agriculture for the preparation of an environmental impact statement to drill non-potable water wells on individual parcels at Panaewa Agricultural Park.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau. Your Committee received testimony in opposition to this measure from the Department of Agriculture.

Your Committee finds that Hawaii's farms need affordable and reliable water for irrigation to sustain themselves and that this measure contributes to that effort.

Your Committee has amended this measure by:

- (1) Clarifying that the Department of Agriculture is responsible for preparing the environmental impact statement and that the lessees would perform the drilling of non-potable water wells on the individual parcels; and
- (2) Changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1182, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1182, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 680 Agriculture & Food Systems on H.B. No. 609

The purpose of this measure is to appropriate \$250,000 to the Department of Agriculture for three full-time equivalent (3.0 FTE) inspectors to perform meat inspection services.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau; Maui County Farm Bureau; Hawaii Cattlemen's Council, Inc.; and four individuals. Your Committee received testimony in opposition to this measure from Animal Rights Hawai'i. Your Committee received comments on this measure from the Department of Agriculture and one individual.

Your Committee finds that a restoration of the state meat inspection program, which was discontinued in the mid-1990s due to cuts in budget and staffing, could help increase capacity, diversify options, and reduce congestion in the processing of locally produced meat.

Your Committee has amended this measure by:

- (1) Clarifying that the purpose of the appropriation is for the meat inspection program under chapter 159, Hawaii Revised Statutes, including three full-time equivalent (3.0 FTE) inspectors to perform meat inspection services;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee requests your Committee on Finance, should it choose to deliberate on this measure, to consider increasing the appropriation amount to \$1,000,000, as requested by the Department of Agriculture.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 609, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 609, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 681 Judiciary & Hawaiian Affairs on H.B. No. 537

The purpose of this measure is to:

- (1) Subject electronic smoking devices and e-liquid products to an additional tax; and
- (2) Require retailers and wholesalers of electronic smoking devices and e-liquid products to register with the Department of the Attorney General.

Your Committee received testimony in support of this measure from the Hawaii COPD Coalition, Hawai'i Public Health Institute, Campaign for Tobacco-Free Kids, Hawai'i Children's Action Network Speaks!, Hawaii Substance Abuse Coalition, Hawai'i Primary Care Association, Hawai'i Nurses' Association, Opportunity Youth Action Hawai'i, Hawaii Dental Association, Hawai'i Public Health Association, Coalition for a Tobacco-Free Hawaii's Youth Council, Papa Ola Lokahi, Student Health Advisory Council, Hawaii Health & Harm Reduction Center, and sixteen individuals. Your Committee received testimony in opposition to this measure from Retail Merchants of Hawaii, Americans for Tax Reform, Hawaii Smokers Alliance, and eleven individuals. Your Committee received comments on this measure from the Department of the Attorney General, Department of Taxation, Department of Health, Tax Foundation of Hawaii, and one individual.

Your Committee finds that the use of electronic smoking devices among youth and young adults in the State is a public health concern. Hawaii has the third highest electronic smoking device usage rate in the nation with one in three public high school students and more than one in six public middle school students reporting that they are regularly vaping. Establishing a stringent tax on electronic smoking devices and e-liquid products will disincentivize vaping, particularly among the youth and young adults in the State.

Your Committee further finds that the intent of this measure would be more effectively achieved by including electronic smoking devices and e-liquids under the definition of "tobacco products" for purposes of cigarette tax and tobacco tax law. This would combine the regulation of electronic smoking devices and e-liquids with the retail tobacco permitting process and wholesale licensing process under the Department of Taxation.

Accordingly, your Committee has amended this measure by deleting its contents and:

- (1) Including electronic smoking devices and e-liquids under the definition of "tobacco products" for purposes of cigarette tax and tobacco tax law; and
- (2) Repealing the Electronic Smoking Device Retailer Registration Unit under the Department of the Attorney General.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 537, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 537, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, 1 (Kong). Excused, 1 (Ganaden).

SCRep. 682 Judiciary & Hawaiian Affairs on H.B. No. 1355

The purpose of this measure is to establish the civil infraction of trespass onto real property and monetary penalties therefor.

Your Committee received testimony in support of this measure from the Office of the Public Defender; Wasa Electrical Services, Inc.; NAIOP Hawaii; Community Associations Institute Legislative Action Committee; Hawaii Regional Council of Carpenters; Pacific Resource Partnership; Nan Inc; Form Partners LLC; American Savings Bank; and five individuals. Your Committee received testimony in opposition to this measure from the James Campbell Corporation, Hawaii Cattlemen's Council, Hawai'i Farm Bureau, Momentum Development Company, and three individuals. Your Committee received comments on this measure from the Judiciary.

Your Committee finds that the civil infraction of trespass onto real property established by this measure is similar to the existing offense of simple trespass under the Hawaii Penal Code. Your Committee further finds that simple trespass is currently adjudicated as a criminal offense even though it is a violation. Your Committee believes that judicial efficiency would be better served by amending the offense of simple trespass to make it a civil infraction of trespass onto real property and establishing monetary penalties therefor.

Accordingly, your Committee has amended this measure by:

- (1) Amending the offense of simple trespass to incorporate the civil infraction of trespass onto real property and monetary penalties therefor;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1355, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1355, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 683 Judiciary & Hawaiian Affairs on H.B. No. 202

The purpose of this measure is to authorize the State Historic Preservation Division of the Department of Land and Natural Resources to contract its review of proposed state projects, projects on privately owned historic property, and projects affecting historic properties to third-party consultants, if the Division is unable to complete its review within sixty days.

Your Committee received testimony in support of this measure from the Department of Design and Construction of the City and County of Honolulu; Associated Builders and Contractors, Hawaii Chapter; NAIOP Hawaii; and Maui Chamber of Commerce. Your Committee received comments on this measure from the Department of Land and Natural Resources and one individual.

Your Committee finds that State Historic Preservation Division's review of proposed projects is an important safeguard to ensure that historic properties and cultural resources are identified and appropriate treatment measures are in place during planning and design work, which then limits surprises or delays during construction. However, the existing process for reviewing projects has faced a severe backlog. This measure will alleviate that backlog by allowing a third-party consultant to complete timely reviews when the State Historic Preservation Division is unable to do so.

Your Committee has amended this measure by:

- (1) Deleting language requiring the Department of Land and Natural Resources to obtain approval from the appropriate island burial council before retaining the services of a third-party consultant; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 202, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 202, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ganaden).

SCRep. 684 Judiciary & Hawaiian Affairs on H.B. No. 525

The purpose of this measure is to implement the 2022 amendments to the Uniform Commercial Code proposed by the Uniform Law Commission.

Your Committee received testimony in support of this measure from the Commission to Promote Uniform Legislation.

Your Committee finds that the Uniform Commercial Code provides commercial law rules for broad categories of transactions, such as the sale or lease of goods, negotiable instruments, bank deposits and collection, investment properties, and more. The adoption of the Uniform Commercial Code in every state allowed the development of strong interstate markets. This measure will ensure the integrity of commerce conducting in the State by implementing an updated Uniform Commercial Code.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 525, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 525, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ganaden).

SCRep. 685 Judiciary & Hawaiian Affairs on H.B. No. 277

The purpose of this measure is to increase the fines for violating motor vehicle insurance requirements.

Your Committee received testimony in support of this measure from one individual. Your Committee received testimony in opposition to this measure from the Office of the Public Defender and one individual. Your Committee received comments on this measure from one individual.

Your Committee finds that there is an increasing number of individuals driving in the State without proper motor vehicle insurance coverage. This poses a threat to not only the individual driving the motor vehicle, but to the other drivers and property owners should the individual get into an accident. Your Committee further finds that the existing penalties for driving without motor vehicle insurance are too low to act as a successful deterrent to driving without proper insurance. This measure will increase the fines for violating motor vehicle insurance requirements, thereby ensuring the safety and welfare of drivers in the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 277, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 277, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, 2 (Ganaden, Kong). Excused, 1 (Ichiyama).

SCRep. 686 Judiciary & Hawaiian Affairs on H.B. No. 1442

The purpose of this measure is to:

- (1) Expand the Criminal Justice Diversion Program;
- (2) Amend the allowable period of court-ordered assisted community treatment and considerations for extensions;
- (3) Allow courts to require certain probation violators to undergo mental health evaluation and treatment as a condition of continued probation;
- (4) Require the Department of Health to contract with behavioral health crisis centers; and
- (5) Appropriate funds to restore funding for probation officer services for the Mental Health Court.

Your Committee received testimony in support of this measure from the Judiciary; Hawaii Correctional System Oversight Commission; Department of Health; Honolulu Police Department; Hawaii Substance Abuse Coalition; Institute for Human Services, Inc.; and three individuals. Your Committee received comments on this measure from the Department of the Attorney General, Office of the Public Defender, and Department of the Prosecuting Attorney of the City and County of Honolulu.

Your Committee finds that this measure would support criminal justice diversion programming to ensure that individuals who interact with the justice system receive the appropriate treatment for their behavioral health challenges.

Your Committee has amended this measure by clarifying that a defendant may, rather than shall, be subject to revocation of probation and incarceration if the defendant fails to complete the treatment program required by the court or the court determines that the defendant cannot benefit from any other suitable treatment program.

Your Committee notes the concerns raised in the Department of the Attorney General's testimony and encourages the Judiciary to work with the Department together on this measure.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider the amendments proposed in the Department of Health's testimony to:

- (1) Add language to the measure that acknowledges the need for locations that will have an increased number of evaluations to be fully operational prior to program implementation;
- (2) Establish five full-time equivalent court-based clinician positions, which would cost \$575,000 annually; and
- (3) Insert an effective date of July 1, 2024, for this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1442, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1442, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (Kong). Noes, none. Excused, 1 (Ichiyama).

SCRep. 687 Judiciary & Hawaiian Affairs on H.B. No. 834

The purpose of this measure is to recognize American Sign Language as a fully developed, autonomous, natural language with its own grammar, syntax, vocabulary, and cultural heritage.

Your Committee received testimony in support of this measure from the Hawai'i Civil Rights Commission, Disability and Communication Access Board, Hawaii Disability Rights Center, and ten individuals.

Your Committee finds that American Sign Language is a distinct language with its own culture and identity. This measure recognizes American Sign Language as it is the most predominant sign language of deaf communities in the United States.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 834, H.D. 1, and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 688 Judiciary & Hawaiian Affairs on H.B. No. 1430

The purpose of this measure is to establish an Institute of Indigenous Education, Science, and Outreach within the University of Hawaii at Hilo through a collaboration between the University of Hawaii at Hilo Imiloa Astronomy Center and University of Hawaii at Hilo Hawaiian language college.

Your Committee received testimony in support of this measure from the University of Hawai‘i at Hilo, Ke Kula ‘O Nāwahīokalani‘ōpu‘u, Kupuna for the Mo‘opuna, ‘Aha Pūnana Leo, Ke Kula ‘O Nāwahīokalani‘ōpu‘u Iki, Pūnana Leo o Moloka‘i, Pūnana Leo o Waimea, Pūnana Leo o Kaua‘i, Pūnana Leo o Wai‘anae, Pūnana Leo o Ko‘olau Poko, Pūnana Leo o Kona, Pūnana Leo o Maui, Pūnana Leo o Waiālua, Pūnana Leo o Mānoa, Pūnana Leo o Hāna, Pūnana Leo o Nu‘uanu, Pūnana Leo o Hilo, Pūnana Leo o Lahaina, Ka La‘i a ‘Ehu, and numerous individuals.

Your Committee finds that Hawaiian language proficiency requires many more hours of study than is currently provided through standard Hawaiian language study outside of the University of Hawaii at Hilo Hawaiian language college. Your Committee further finds that establishing an institute would better serve the unique needs of indigenous and marginalized groups and allow for year-round scheduling to increase opportunities to develop Hawaiian language proficiency. This measure will assist in developing more Hawaiian language medium education teachers and in the proper development of a Hawaiian language medium early education pathway.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1430, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 689 Judiciary & Hawaiian Affairs on H.B. No. 1037

The purpose of this measure is to update the statutes regarding the Statewide Interoperable Communications Executive Committee to reflect the migration of the Office of Homeland Security from the Department of Defense to the Department of Law Enforcement.

Your Committee received testimony in support of this measure from the Department of Defense, Department of Law Enforcement, Office of Homeland Security, and one individual.

Your Committee finds that this is a housekeeping measure to reflect the scheduled transfer of the Office of Homeland Security from the Department of Defense to the Department of Law Enforcement on January 1, 2024, pursuant to part V of Act 278, Session Laws of Hawaii 2022.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1037, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1037, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 690 Judiciary & Hawaiian Affairs on H.B. No. 1081

The purpose of this measure is to clarify the penalty to be assessed on any person who intentionally operates a care facility without a certificate or license.

Your Committee received testimony in support of this measure from the Department of Health.

Your Committee finds that repealing the specific penalties for persons who intentionally operate a care facility without a certificate or license will provide the Department of Health with greater flexibility to impose administrative penalties for violations.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1081, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 691 Judiciary & Hawaiian Affairs on H.B. No. 982

The purpose of this measure is to stabilize and increase funding for the Tobacco Enforcement Unit within the Department of the Attorney General by amending:

- (1) The amount of funds that the Tobacco Enforcement Special Fund may carry over at the end of each fiscal year;
- (2) The Cigarette Tax Stamp Fee and the percentage of that fee allotted to the Tobacco Enforcement Special Fund; and
- (3) The sum of monies received from the Tobacco Master Settlement Agreement annual payment to the Tobacco Enforcement Special Fund.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Department of Health, Department of Taxation, Hawai‘i Primary Care Association, American Cancer Society Cancer Action Network, and Coalition for a Tobacco-Free Hawai‘i. Your Committee received testimony in opposition to this measure from the Hawaii Smokers Alliance and three individuals. Your Committee received comments on this measure from the Tax Foundation of Hawaii.

Your Committee finds that the Tobacco Enforcement Special Fund supports the Department of the Attorney General's Tobacco Enforcement Unit, which administers, monitors, and enforces the Tobacco Master Settlement Agreement and related laws. Your Committee further finds that amounts of the cigarette tax stamp revenues deposited into the Tobacco Enforcement Special Fund have dropped noticeably in recent years, with the downward trend expected to continue. This measure ensures that the Tobacco Enforcement Special Fund contains sufficient amounts to maintain the Tobacco Enforcement Unit's ability to diligently enforce the Tobacco Master Settlement Agreement, remain in compliance as a settling state, and not jeopardize annual settlement agreement payments to the State.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider the testimony from the Department of the Attorney General requesting increasing the amount of funds that the Tobacco Enforcement Special Fund can carry over at the end of the fiscal year to \$750,000; increasing the amount of tobacco settle monies deposited in the Tobacco Enforcement Special Fund to \$750,000; and inserting an effective date of July 1, 2023.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 982, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 692 Judiciary & Hawaiian Affairs on H.B. No. 611

The purpose of this measure is to include customary and traditional subsistence farming conducted by a Native Hawaiian cultural practitioner within:

- (1) The Hawaii Right to Farm Act as a protected activity;
- (2) The state land use laws as an allowable activity in agricultural districts; and
- (3) The Hawaii State Planning Act as a policy of the State for achieving the State's agricultural objectives.

Your Committee received testimony in support of this measure from the Office of Planning and Sustainable Development, Office of Hawaiian Affairs, Hawai'i Farm Bureau, Hawai'i Farmers Union United, Hawai'i Food+ Policy, 'Apoākea Native Hawaiian Innovation Institute, and two individuals.

Your Committee finds that recognizing customary and traditional subsistence farming under the Right to Farm Act, land use laws, and Hawaii State Planning Act is in line with the constitutionally mandated protections for agricultural self-sufficiency and Native Hawaiian rights customarily and traditionally exercised for subsistence.

Your Committee has amended this measure by:

- (1) Removing the residence or dwelling restriction from the definition of "customary and traditional subsistence farming";
- (2) Clarifying that one of the State's policies under the Hawaii State Planning Act's agricultural objectives is to perpetuate the practice of customary and traditional subsistence farming; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 611, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 611, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 693 Judiciary & Hawaiian Affairs on H.B. No. 1508

The purpose of this measure is to appropriate funds for certain departments and agencies to provide grants to tax-exempt nonprofit organizations that have experience and expertise in supporting and advancing Native Hawaiian communities.

Your Committee received testimony in support of this measure from one member of the Maui County Council, the Council for Native Hawaiian Advancement, and three individuals. Your Committee received testimony in opposition to this measure from the Center for Hawaiian Sovereignty Studies. Your Committee received comments on this measure from the Department of the Attorney General; Department of Budget and Finance; Department of Business, Economic Development, and Tourism; and 'Apoākea Native Hawaiian Innovation Institute.

Your Committee finds that this measure supports Native Hawaiian communities and culture by tailoring assistance programs to benefit these communities, while capitalizing on organizations with experience providing assistance and support to Native Hawaiian communities.

Your Committee has amended this measure by:

- (1) Directly appropriating funds to the Department of Business, Economic Development, and Tourism and the Department of Land and Natural Resources, rather than appropriating funds to provide grants, to improve Native Hawaiian communities and culture through various assistance services;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider appropriation amounts of:

- (1) \$2,000,000 for the purpose of improving Native Hawaiian communities and culture by providing a virtual marketplace that supports local artisans and businesses to adapt to e-commerce;
- (2) \$1,000,000 for the purpose of improving Native Hawaiian communities and culture by providing a physical co-working space and an innovation, entrepreneur, and resource center that provides workshops, counseling, loan assistance, and broadband access; and
- (3) \$1,000,000 for the repatriation and reburials of Native Hawaiians nationally and internationally.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1508, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1508, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 694 Judiciary & Hawaiian Affairs on H.B. No. 1385

The purpose of this measure is to:

- (1) Establish a framework for designating certain public lands for redevelopment;
- (2) Amend generally applicable lease requirements for public lands to promote redevelopment;
- (3) Designate public lands on the Waiakea Peninsula on the island of Hawaii as the Waiakea Peninsula Redevelopment District; and
- (4) Appropriate funds for the Waiakea Peninsula Redevelopment District Revolving Fund.

Your Committee received testimony in support of this measure from two individuals. Your Committee received testimony in opposition to this measure from the Department of Land and Natural Resources, League of Women Voters of Hawaii, Kūpuna for the Mo'opuna, and two individuals. Your Committee received comments on this measure from the Department of Budget and Finance and the Office of Hawaiian Affairs.

Your Committee finds that because of the policies guiding the management of public lands with commercial, industrial, resort, hotel, apartment, or motel uses, there has been little incentive for lessees to make major improvements to their infrastructure. The lack of improvements in many of these areas has resulted in dilapidation, deterioration, or obsolescence of buildings and structures. Your Committee believes this measure will help rejuvenate public lands over time, beginning with public lands on the Waiakea Peninsula.

Your Committee has amended this measure by:

- (1) Clarifying that the planning committee has the power and duty to prepare or cause to be prepared plans, specifications, design criteria, landscaping, and estimates of costs for the development, construction, reconstruction, improvement, rehabilitation, or repair of any project contained in the redevelopment plan for the designated district, and from time to time modify the plans, specifications, design criteria, landscaping, or estimates;
- (2) Clarifying that the Board of Land and Natural Resources must submit its report to the Governor and the Legislature, no later than twenty days prior to the convening of the regular session immediately following the submission of the plan to the Board, with a request for the required appropriations or bond authorization as applicable;
- (3) Changing the appropriations to unspecified amounts; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$500,000 for deposit into the Waiakea Peninsula Redevelopment District Revolving Fund and \$250,000 out of the Waiakea Peninsula Redevelopment District Revolving Fund for each fiscal year for the Waiakea Peninsula Redevelopment District.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1385, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1385, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 695 Judiciary & Hawaiian Affairs on H.B. No. 1128

The purpose of this measure is to:

- (1) Provide that, in any island with a population of five hundred or less:
 - (A) Hawaiian language shall be recognized as the sole indigenous language of the Hawaiian Islands;
 - (B) Public schools may offer a course in Hawaiian language; and
 - (C) Every effort shall be made to accommodate Hawaiian speakers; and
- (2) Require and appropriate funds for the State Public Charter School Commission to study the Hawaiian language, publish resource materials for native speakers of the Hawaiian language, consult stakeholders, and submit a report to the Legislature.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs, Department of Accounting and General Services, Ka Leo o na Kupa, Kaunalewa, and sixteen individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Education and one individual.

Your Committee finds that there are communities of Hawaiian language native speakers, such as on Niihau, who have continuously used Hawaiian as their primary language. This measure supports native speakers by requiring efforts to provide translations of public documents, notices, and medical records and interpreters for social and legal services in a version of Hawaiian best suited for them.

Your Committee has amended this measure by:

- (1) Defining "Hawaiian language," "native speakers," and "new speakers" consistently throughout the measure; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$50,000 for the State Public Charter School Commission to conduct the study, publish resource materials for native speakers, consult stakeholders, and draft its report to the Legislature.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1128, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1128, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 696 Judiciary & Hawaiian Affairs on H.B. No. 824

The purpose of this measure is to create a medical release program for certain ill or impaired inmates.

Your Committee received testimony in support of this measure from the Hawaii Correctional System Oversight Commission, Community Alliance on Prisons, and three individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Public Safety and Hawaii Paroling Authority.

Your Committee finds that long sentences and an aging prison population can lead to a growing number of elderly inmates, some of whom have serious illnesses or impairments and require a significant amount of medical care. Medical release has been used in other jurisdictions to allow certain inmates who pose a low risk to public safety to be released, and your Committee finds medical release to be a compassionate alternative that would allow these individuals to live out their remaining days outside of a correctional facility.

Your Committee has amended this measure by:

- (1) Clarifying that an inmate must pose a low risk to public safety to be eligible for the medical release program;
- (2) Requiring that requests for medical release be accompanied by a recommendation for medical release by a physician who is licensed to practice medicine in the State;
- (3) Deleting language that would have required the Director of Public Safety to appoint an advocate for any inmate who requests medical release and is unable, due to incapacitation or debilitation, to advocate on the inmate's own behalf;
- (4) Deleting language that would have allowed the revocation of an inmate's medical release to be used as a factor in determining eligibility for future parole or release;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$368,996 per fiscal year for one full time equivalent physician (1.0 FTE) and one full time equivalent (1.0 FTE) advanced practice registered nurse II.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 824, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 824, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 697 Education/Economic Development on H.B. No. 1049

The purpose of this measure is to:

- (1) Establish an income tax credit for teacher expenses;
- (2) Add an inflation index for income tax brackets, personal exemption amount, and standard deduction amounts;
- (3) Increase the amounts for the income tax brackets, personal exemption amounts, and standard deduction amounts for the 2023 tax year;
- (4) Increase the adjusted gross income amounts for the qualification for low-income tax credits; and
- (5) Increase the amount of certain income tax credits that a taxpayer may be eligible for.

Your Committees received testimony in support of this measure from the Office of the Governor, Department of Education, Department of Taxation, Department of Budget and Finance, Hawaii State Teachers Association, Holomua Collaborative, Hawaii Appleseed Center for Law & Economic Justice, Hawaii Children's Action Network Speaks!, Early Childhood Action Strategy, Hawaiian Host Group, Commit to Keiki, HPM Building Supply, and numerous individuals. Your Committees received testimony in opposition to this measure from two individuals. Your Committees received comments on this measure from the Tax Foundation of Hawaii and Grassroot Institute of Hawaii.

Your Committees find that in a recent survey conducted by the Hawaii State Teachers Association to its members, educators reported spending anywhere from \$75 to \$400 of their own money annually on various classroom supplies. Your Committees further find that in addition to spending personal funds on classroom supplies, educators also have to consider the high costs of living in Hawaii, such as healthcare and housing. This measure helps alleviate the financial burden of paying for classroom and school supplies that teachers face by providing financial support through an income tax credit.

Your Committees further find that the high cost of living in Hawaii has made it difficult for low- and middle-income households and working families to afford basic necessities. This measure seeks to improve the lives of people throughout the State, especially families and individuals who are coping with the difficult cost of living and quality of life challenges.

Your Committees have amended this measure by:

- (1) Amending the definition of "qualifying taxpayer" to include prekindergarten teachers employed by the Department of Education, a charter school, or a private school;
- (2) Further amending the income tax credit for household renters;
- (3) For tax years beginning on or after January 1, 2024, modifies the personal exemption and itemized deduction amounts based on a cost-of-living adjustment factor rather than by an inflation adjustment;
- (4) For tax years beginning on or after January 1, 2024, modifies the child and dependent care credit, household renters credit, and refundable food/excise credit based on a cost-of-living adjustment factor rather than by an inflation adjustment;
- (5) Providing that the income tax credit for expenses for household and dependent care services necessary for gainful employment, income tax credit for household renters, and refundable food/excise tax credit shall be disallowed if a final administrative or judicial decision was made that the taxpayer committed fraud with respect to the credits;
- (6) Changing its effective date to June 30, 3000; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider the fiscal impacts this measure may have on the State as a whole and on individual taxpayers to determine if this measure should move forward.

As affirmed by the records of votes of the members of your Committees on Education and Economic Development that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1049, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1049, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Education: Ayes, 8. Noes, none. Excused, 1 (Garcia).

Economic Development: Ayes, 5. Noes, none. Excused, 2 (Hussey-Burdick, Pierick).

SCRep. 698 Health & Homelessness on H.B. No. 249

The purpose of this measure is to:

- (1) Establish the Hawaii Child Nutrition Programs within the Office of the Auditor;
- (2) Fund grant-based programs to be administered through the Hawaii Child Nutrition Programs; and
- (3) Appropriate funds for the establishment of three positions within the Hawaii Child Nutrition Programs to support the State's programmatic goals.

Your Committee received testimony in support of this measure from the Hawaii Child Nutrition Programs, Hawai'i Public Health Institute, Local Food Coalition, Hawai'i Food+ Policy, Hawaii Appleseed Center for Law and Economic Justice, Center for Getting Things Started, and three individuals. Your Committee received comments on this measure from the Department of Education and Office of the Auditor.

Your Committee finds that the Hawaii Child Nutrition Programs is the state agency link between the United States Department of Agriculture Food and Nutrition Service and local program operators and plays a critical role in ensuring the State meets its programmatic goal of providing at least thirty percent locally grown food in the State's public schools by 2030. Currently, the Hawaii Child Nutrition Programs is attached to the Department of Education under the Board of Education. Your Committee finds that it would be more appropriate for the Hawaii Child Nutrition Programs to be independent from the Department of Education to allow the Hawaii Child Nutrition Programs to conduct compliance audits and fiscal reviews without interference from the Department of Education's School Food Services Branch.

Your Committee has amended this measure by:

- (1) Establishing the Hawaii Child Nutrition Programs Agency in the Department of Human Services, and transferring all associated positions, books and records, and other relevant materials accordingly, rather than the Office of the Auditor;
- (2) Clarifying the grant program established by this measure is for all schools in the State that participate in the United States Department of Agriculture Child Nutrition Programs, rather than just the State's public schools;
- (3) Clarifying that the Farm to School Coordinator shall head only the Farm to School Division within the Hawaii Child Nutrition Programs Agency, rather than the Agency as a whole;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 249, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 249, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 699 Health & Homelessness on H.B. No. 487

The purpose of this measure is to:

- (1) Extend the sunset date of Trauma-Informed Care Task Force established by Act 209, Session Laws of Hawaii 2021, to June 30, 2025; and
- (2) Beginning July 1, 2025, transfer the Office of Wellness and Resilience from the Office of the Governor to the Department of Human Services and formalize the Trauma-Informed Care Task Force as an advisory committee within the Office of Wellness and Resilience, to be known as the Wellness and Resilience Advisory Board.

Your Committee received testimony in support of this measure from the Office of Wellness and Resilience in the Office of the Governor, Department of Health, Hawai'i Health & Harm Reduction Center, Hawaii Primary Care Association, Hawai'i Children's Action Network Speaks!, Hawai'i Youth Services Network, HawaiiKidsCAN, Kamehameha Schools, and one individual. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that Act 209, Session Laws of Hawaii 2021, established a Trauma-Informed Care Task Force to address early adverse childhood experiences that can negatively impact the development in children through the development of a statewide framework for trauma-informed care. Your Committee further finds that there is an ongoing need to provide comprehensive, coordinated, and culturally sensitive services to address the disproportionate health and economic impacts on low-income families, children, and youth caused by the COVID-19 pandemic. Formalizing the Trauma-Informed Care Task Force as an advisory committee within the Office of Wellness and Resilience will allow committee members and community stakeholders to help guide the Office of Wellness and Resilience, to ensure that state agencies move toward a collaboration, shared purpose of trauma-informed care system reform.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 487, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 487, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 700 Health & Homelessness on H.B. No. 1097

The purpose of this measure is to update the Uniform Controlled Substances Act for consistency with amendments in the federal Controlled Substances Act.

Your Committee received testimony in support of this measure from the Department of Law Enforcement and Department of Public Safety. Your Committee received comments on this measure from three individuals.

Your Committee finds that this measure updates the State's Uniform Controlled Substances Act to incorporate amendments made to the federal Controlled Substances Act that were temporarily permitted in Hawaii by the temporary designation of several new controlled substances by the Department of Public Safety in 2022. This measure also amends the Uniform Controlled Substances Act to mirror recent changes to the federal Controlled Substances Act.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1097, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1097, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 701 Health & Homelessness on H.B. No. 70

The purpose of this measure to prohibit the sale and distribution of certain cannabis-based products.

Specifically, this measure:

- (1) Establishes that no person shall sell or hold, offer, or distribute for sale any hemp product that contains cannabinoids created through isomerization, including Delta 8 tetrahydrocannabinol; and
- (2) Includes Delta 8 cis or trans tetrahydrocannabinol, and their optical isomers, among the controlled substances under Schedule I of the Uniform Controlled Substances Act.

Your Committee received testimony in support of this measure from the Department of Health; Department of Law Enforcement; Department of Public Safety; Honolulu Police Department; and Aloha Green Holdings, Inc.

Your Committee received testimony in opposition to this measure from the Drug Policy Forum of Hawaii, Marijuana Policy Project, and one individual.

Your Committee finds that Delta 8 tetrahydrocannabinol is found in the *Cannabis sativa* plant. The substance has psychoactive and intoxicating effects, similar to Delta 9 tetrahydrocannabinol, which is responsible for the "high" people may experience from using cannabis. Delta 8 tetrahydrocannabinol is not found in significant amounts in the cannabis plant. However, hemp products, if not manufactured properly, could expose consumers to higher levels of the substance. The United State Food and Drug Administration has noted that Delta 8 tetrahydrocannabinol products have may be marketed in ways that put public health at risk, and that concerns exist over variability in product information and product labeling, the inclusion of cannabinoid and terpene content, and variable Delta 8 tetrahydrocannabinol concentrations.

Your Committee also finds that, although current state law already classifies Delta 8 cis or trans tetrahydrocannabinol, and their optical isomers, as Schedule I controlled substances, this status is unclear because they are listed as their synonyms Delta 6 cis or trans tetrahydrocannabinol, and their optical isomers.

Your Committee has amended this measure by:

- (1) Inserting language to clarify that Delta 8 cis or trans tetrahydrocannabinol, and their optical isomers, are alternative names for Delta 6 cis or trans tetrahydrocannabinol, and their optical isomers;
- (2) Providing that the new prohibition imposed upon hemp products shall not be construed to prohibit a medical cannabis dispensary licensed pursuant to Chapter 329D, Hawaii Revised Statutes, from selling or holding, offering, or distributing for sale cannabis or manufactured cannabis products that contain naturally-occurring Delta 8 tetrahydrocannabinol;
- (3) Changing the effective date to June 30, 3000, to facilitate further discussion on the measure; and
- (4) Making technical nonsubstantive changes for purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 70, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 70, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 702 Health & Homelessness on H.B. No. 1301

The purpose of this measure is to appropriate funds to the University of Hawaii Cancer Center for a multi-ethnic cohort study focusing on the social determinants of health, lifestyles, environmental exposures, and resilience factors of Native Hawaiians, Pacific Islanders, and Filipinos.

Your Committee received testimony in support of this measure from the University of Hawai'i Cancer Center, University of Hawai'i at Mānoa John A. Burns School of Medicine, Hawai'i Primary Care Association, American Cancer Society Cancer Action Network, Leukemia & Lymphoma Society, and eleven individuals. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that the University of Hawaii Cancer Center is the only National Cancer Institute-designated cancer center in Hawaii and the Pacific region and conducts cancer research focusing on Native Hawaiians, Pacific Islanders, and Filipinos. National data typically aggregate health information for Native Hawaiians, Pacific Islanders, and Filipinos, which ignores the rich cultural and lifestyle diversity of these populations and mask their marked differences in cancer incidence and outcomes. Your Committee also finds that although cancer incidence and mortality rates have decreased in Hawaii over the last decade, the disparities between ethnic populations continue to be of concern. Furthermore, due to gaps in available data, the specific reasons behind these disparities remain unknown. This measure appropriates funds for a multi-ethnic cohort study to help capture relevant information and address research gaps.

Your Committee has amended this measure by:

- (1) Inserting language identifying this measure as a matter of statewide concern;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1301, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1301, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 703 Health & Homelessness on H.B. No. 1340

The purpose of this measure is to establish the Beneficial Treatments Advisory Council to review, evaluate, and recommend new medicinal treatments for mental health.

Your Committee received testimony in support of this measure from the Office of Wellness and Resilience of the Office of the Governor, Clarity Project, Hawai'i Psychological Association, Harvest Garden LLC, Beyond Mental Health, and numerous individuals. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that research being conducted on the use of alternative therapies to treat mental health disorders has shown promising outcomes. This measure establishes the Beneficial Treatments Advisory Council, which ensures a continuing venue is available to discuss new therapies and make data-informed decisions on addressing and devoting resources to complex social issues like mental health.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1340, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1340, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 704 Health & Homelessness on H.B. No. 1254

The purpose of this measure is to appropriate funds to establish a homelessness coordinator position within the Department of Land and Natural Resources on the island of Maui.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources.

Your Committee finds that homelessness continues to be one of the State's most significant and challenging social problems that requires continuous resources and coordinated efforts at all levels. This measure ensures that the Department of Land and Natural Resources remains a key partner in effectively responding to homeless individuals on the Department's lands, while continuing to protect the State's natural resources.

Your Committee has amended this measure by:

- (1) Establishing and appropriating funds for additional homelessness coordinator positions within the Department of Land and Natural Resources for Oahu, Kauai, and Hawaii island;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1254, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1254, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 705 Health & Homelessness on H.B. No. 1396

The purpose of this measure is to establish and appropriate funds for a pilot program within the Environmental Management Division of the Department of Health to work with each county to identify a priority area to expand the county sewage system or other centralized treatment system to connect individual properties in the priority area and reduce or eliminate cesspools in the identified area.

Your Committee received testimony in support of this measure from the Department of Health, University of Hawai'i Sea Grant College Program, University of Hawai'i Water Resources Research Center, Hawai'i Climate Change Mitigation and Adaptation Commission, Office of the Mayor of the County of Kauai, Department of Environmental Management of the County of Hawai'i, Hawai'i Association of REALTORS, WAI: Wastewater Alternative & Innovations, Rotary Club Hanalei Bay, Hawai'i Reef and Ocean Coalition, Ulupono Initiative, and three individuals.

Your Committee finds that planning and coordination between State and county agencies, communities, and affected residents will greatly assist in the timely conversion of cesspools across the State and ensure an adequate supply of materials, workers, and equipment for those involved in the replacement of cesspools. The Cesspool Conversion Working Group recently reported that a vast majority of cesspool owners cannot afford the upgrade of their cesspool to an advanced form of wastewater treatment. Because it is critical to human and environmental health that the State's cesspools be eliminated as soon as possible, it is important that a multitude of solutions and mechanisms for financial assistance be explored. A pilot program that provides upfront planning funds, a tax credit to alleviate financial burden on homebuyer, and commitment of additional personnel resources within the Department of Health would help meet these needs.

Accordingly, your Committee has amended this measure by:

- (1) Inserting language to create a Cesspool Conversion Section within the Department of Health's Wastewater Branch that is dedicated to facilitating the conversion of cesspools within the State;
- (2) Establishing and appropriating funds for an unspecified number of new full-time equivalent permanent positions within the Cesspool Conversion Section for fiscal years 2023-2024 and 2024-2025 and an additional unspecified number of full-time equivalent positions for fiscal year 2024-2025;
- (3) Inserting language re-establishing the Cesspool Upgrade, Conversion, or Connection Income Tax Credit;
- (4) Inserting language requiring the disclosure of certain material fact information regarding cesspools on real property to be included in mandatory seller disclosures for real property transactions; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider establishing two full-time equivalent positions within the Cesspool Conversion Section for fiscal year 2023-2024 and two additional full-time equivalent positions for fiscal year 2024-2025.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1396, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1396, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 706 Health & Homelessness on H.B. No. 1201

The purpose of this measure is to establish:

- (1) Noise generated by helicopters in excess of a certain decibel level as a public nuisance and a source of noise pollution in violation of the State's noise pollution law; and
- (2) Fines and a private right of action for individuals to sue helicopter owners and operators for creating a public nuisance.

Your Committee received testimony in support of this measure from two individuals. Your Committee received testimony in opposition to this measure from Jack Harter Helicopters, Aircraft Owners and Pilots Association, and Helicopter Association International. Your Committee received comments on this measure from the Department of Health and Department of the Attorney General.

Your Committee finds that noise pollution is a serious public health issue. Studies show a direct link between excessive noise and health issues, such as stress-related illnesses, high blood pressure, speech interference, hearing loss, sleep disruption, and lost productivity. Your Committee further finds that helicopters are significant contributors to noise pollution. This measure is intended to address excessive noise caused by helicopters by establishing a maximum allowable decibel level for noise generated by helicopters.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1201, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1201, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 707 Health & Homelessness on H.B. No. 899

The purpose of this measure is to designate September of every year as Fetal Alcohol Spectrum Disorder Awareness Month to promote public awareness of the risks of alcohol consumption during pregnancy.

Your Committee received testimony in support of this measure from the State Council on Developmental Disabilities, Hawaii Fetal Alcohol Spectrum Disorders FASD Action Group, Hawaii Disability Rights Center, and five individuals.

Your Committee finds that alcohol consumption during pregnancy has been recognized as the leading preventable cause of birth defects and developmental disorders in the United States. Your Committee further finds that as many as forty thousand babies are born in the United States each year with fetal alcohol spectrum disorder, an umbrella term used to describe the range of often lifelong physical and cognitive deficits that may be experienced by persons whose mothers drank alcohol during pregnancy.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 899, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 899, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 708 Water & Land/Energy & Environmental Protection on H.B. No. 755

The purpose of this measure is to:

- (1) Authorize the Department of Land and Natural Resources to adopt rules to prevent and respond to the introduction of aquatic nuisance species from incidental discharges of a vessel other than ballast water and hull fouling;
- (2) Contemplate the relationship between the federal Vessel Incidental Discharge Act of 2018, as amended, and state law;
- (3) Provide penalties that will deter violations and prevent the introduction of aquatic nuisance species; and
- (4) Update outdated terminology.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources, Coordinating Group on Alien Pest Species, and one individual.

Your Committees find that aquatic nuisance species can have significant adverse impacts on Hawaii's economy, public health, and ecosystem. Particularly, Hawaii's native aquatic species are vulnerable to the impacts of aquatic nuisance species due to a high rate of endemism. This measure ensures that the Department of Land and Natural Resources will have the authority to address incidental discharges other than ballast water and hull fouling in order to minimize the introduction of new species, which could have devastating effects on the State's coral reef and other aquatic species.

Your Committees have amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Water & Land and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 755, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 755, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 8. Noes, none. Excused, none.

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Ward).

SCRep. 709 Water & Land/Higher Education & Technology on H.B. No. 1136

The purpose of this measure is to authorize the issuance of general obligation bonds and appropriate bond funds to repair and replace the sewer system and repair the seawall and pier, which are critical to prevent damage to rare coral and water systems, and to continue operations at the Hawaii Institute of Marine Biology facility at Moku o Lo'e (Coconut Island).

Your Committees received testimony in support of this measure from the Hawaii State Aha Moku, Hawaii Institute of Marine Biology, University of Hawai'i System, Hawai'i Reef and Ocean Coalition, He'eia National Estuarine Research Reserve, Koolau Foundation, and numerous individuals.

Your Committees find that the facility at Moku o Lo'e is a world-renowned institute in Kaneohe Bay that welcomes communities and students to participate in place-based science and indigenous resource management approaches. This measure ensures the upkeep and maintenance of Moku o Lo'e that is critical to the continuance of learning and advanced research.

Your Committees have amended this measure by:

- (1) Changing the appropriations to unspecified amounts;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$10,000,000 for sewage system repair and replacement and \$2,000,000 for the plan and design of seawall and pier repairs and replacement at Moku o Lo'e.

As affirmed by the records of votes of the members of your Committees on Water & Land and Higher Education & Technology that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1136, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1136, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 7. Noes, none. Excused, 1 (Morikawa).

Higher Education & Technology: Ayes, 7. Noes, none. Excused, 2 (Todd, Garcia).

SCRep. 710 Water & Land/Labor & Government Operations on H.B. No. 1183

The purpose of this measure is to exempt parking lot operations at state parks and operation of concessions at certain state parks from the bidding requirements for concessions operated on public property.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources, Hui Maka'āinana o Makana, and one individual.

Your Committees find that many state parks are considered "hot spots" by visitors due to the sites' popularity, which may result in overcrowding and a negative experience for residents and visitors. To address these issues, the Department of Land and Natural Resources' Division of State Parks has developed several management tools, which have been effective in reversing decades of overcrowding, abuse of natural resources, and negative impacts to the surrounding residential communities. Exempting parking lot operations at state parks from the bidding requirements for concessions operated on public property will allow for long-term management partnerships to be enacted through community and place-based nonprofit organizations and ensure that the State's natural resources are responsibly managed and maintained.

Your Committees have amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Water & Land and Labor & Government Operations that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1183, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1183, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 7. Noes, none. Excused, 1 (Hashem).

Labor & Government Operations: Ayes, 7. Noes, none. Excused, none.

SCRep. 711 Water & Land on H.B. No. 84

The purpose of this measure is to:

- (1) Make explicit the counties' authority to enact ordinances to amortize or phase out permitted, nonconforming, or otherwise allowed short-term rentals in any zoning classification; and
- (2) Include swapping, bartering, or exchange of a residential dwelling in the definition of "short-term rental".

Your Committee received testimony in support of this measure from the Department of Planning and Permitting of the City and County of Honolulu, Keep It Kailua, Hawaii Lodging & Tourism Association, and three individuals. Your Committee received testimony in opposition to this measure from Airbnb, Ocean Breeze Hideaway, Lezarde Travel LLC, Lahaina Sun Villa, Experience Volcano Hawai'i, David M W Adams Inc., Seas The Day O22, A&J Management Team LLC, Rainbow Inn, The Ohana Aina Association, Hilo Homes, Maui Paradise Properties, Rental By Owner Awareness Association, Kihei Oasis, Private Homes Hawaii, Maui Vacation Rental Association, The Viewhouse in Lanikai, Ali'i Resorts LLC, 808 Buddha LLC, Kona Coast Property Management, Destination Residences Hawaii, Vertigo Associates, Friends of Kuilima, Maui Chamber of Commerce, Hawaii Legal Short Term Rental Alliance, Hale Kiana BnB, Maui Professional Rental Management Association, and numerous individuals. Your Committee received comments on this measure from the Hawai'i Tourism Authority and one individual.

Your Committee finds that from 2009 to 2019, the State experienced an increase in visitor arrivals from six million to over ten million, a 59.5 percent increase in arrivals without a corresponding increase in accommodations. These additional visitors likely stayed in non-traditional units, including short-term vacation rentals. This measure supports county zoning efforts and enforcement by allowing the counties to eliminate short-term rentals on residential and agricultural zoned lands.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 84, H.D. 1, and recommends that it be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (Ganaden, Morikawa, Souza). Noes, none. Excused, 2 (Chun, Hashem).

SCRep. 712 Water & Land on H.B. No. 670

The purpose of this measure is to specify that a simple majority of affirmative votes by members of the Land Use Commission is required for any boundary amendment.

Your Committee received testimony in support of this measure from the Hawai'i Association of REALTORS and Land Use Research Foundation of Hawaii. Your Committee received testimony in opposition to this measure from the Office of Hawaiian Affairs and Kupuna for the Mo'opuna. Your Committee received comments on this measure from the Land Use Commission and Grassroot Institute of Hawaii.

Your Committee finds that under existing law, six out of the nine members on the Land Use Commission must affirmatively vote to approve any boundary amendment. This measure intends to reduce the State's excessive permit approval times by allowing a simple majority of affirmative votes by members of the Land Use Commission for any boundary amendment.

Your Committee has amended this measure by:

- (1) Clarifying that a simple majority of the members serving on the Land Use Commission is necessary for any boundary amendment; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 670, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 670, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Chun, Hashem).

SCRep. 713 Water & Land on H.B. No. 758

The purpose of this measure is to authorize the Department of Land and Natural Resources to issue special activity permits for the purpose of recognizing and protecting individuals exercising their Native Hawaiian traditional and customary rights.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawaii State Aha Moku, and one individual. Your Committee received testimony in opposition to this measure from the Office of Hawaiian Affairs, Center for Hawaiian Sovereignty Studies, and one individual.

Your Committee finds that despite the protections afforded by article XII, section 7, of the Hawaii State Constitution, individuals who choose to exercise their rights to gather aquatic resources in ways that contravene state fishing laws are subjected to the risk of civil and criminal citation and arrest before being afforded an opportunity to confirm their traditional and customary rights. Allowing for permits to be issued by the Department of Land and Natural Resources for the purpose of exercising traditional and customary fishing practices would provide a less burdensome avenue for individuals to lawfully exercise traditional and customary fishing practices.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Judiciary and Hawaiian Affairs, should it deliberate on this measure, to consider the concerns raised by the Office of Hawaiian Affairs and Hawaii State Aha Moku in their written testimony.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 758, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 758, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Ganaden). Noes, none. Excused, none.

SCRep. 714 Water & Land on H.B. No. 1162

The purpose of this measure is to:

- (1) Establish a Visitor Impact Fee Program within the Department of Land and Natural Resources, to collect a fee for a license to visit a state park, forest, hiking trail, or other state natural area;
- (2) Establish, and appropriate funds into and out of, the Visitor Impact Fee Special Fund; and
- (3) Require the Department of Business, Economic Development, and Tourism to conduct a study on the potential revenues expected to be generated by the Visitor Impact Fee Program.

Your Committee received testimony in support of this measure from the Office of the Governor, Department of Land and Natural Resources, Hawai'i Tourism Authority, Surfrider Maui Chapter, Wild Kids, Conservation International, Kanu Hawai'i, Kua'āina Ulu 'Auamo, Kupu, Surfrider Foundation Hawai'i, The Nature Conservancy, Hawai'i Alliance for Community-Based Economic Development, Sustainable Coastlines Hawai'i, Blue Planet Foundation, Hawai'i Reef and Ocean Coalition, Hawai'i Forest & Trail, Trust for Public Land, Hawai'i Alliance for Progressive Action, Hawai'i Youth Climate Coalition, Wastewater Alternatives & Innovations, National Tropical Botanical Garden, Young Progressives Demanding Action, The Conservationist Collective, Pono Hawai'i Initiative, Parley for the Oceans, Resources Legacy Fund, Malama Pupukea-Waimea, Hawai'i Land Trust, Mālama Learning Center, Papahānaumokuākea Marine Debris Project, Kuleana Coral Restoration, Zero Waste Hawai'i Island, Travel2Change, Mālama Maunaloa, Kailua Beach

Adventures, Good Food Movement, Care About Climate, Protea Zero Waste Store, Kailua Beach Adventures, Agripelago, Native Ecosystem Services, Delphi Cinema, Keep it Simple Honolulu, North Shore Community Land Trust, Hawai'i Wildlife Fund, Kingdom Pathways, Kokonut Coalition, Climate Protectors Hawaii, Hyperspective, Imua Alliance, Hui Maka'āinana O Makana, Kingdom Pathways, Maui Hotel & Lodging Association, Hui o Ho'ohouua, Hawai'i Lodging & Tourism Association, Sustainable Coastlines Hawai'i, and numerous individuals. Your Committee received testimony in opposition to this measure from three individuals. Your Committee received comments on this measure from the Department of the Attorney General, Kohala Coast Resort Association, Tax Foundation of Hawaii, and three individuals.

Your Committee finds that the natural resources of the State sustain all life on the island and are huge economic assets and prime tourist attractions. However, due to the natural beauty of the State, much of these natural resources are overused, specifically by visitors, and maintenance efforts are often underfunded. Your Committee notes that the establishment of visitor impact fees in other tourism-focused economies have allowed for greater investment in these natural resources. Your Committee believes that the State will benefit greatly from imposing a visitor impact fee to ensure that the State's natural resources are properly maintained.

Your Committee has amended this measure by:

- (1) Clarifying the purpose of the Visitor Impact Fee Program;
- (2) Specifying that areas subject to the Visitor Impact Fee Program are certain state-owned areas, as designated by rule by the Board of Land and Natural Resources;
- (3) Deleting language that would have authorized the Department of Land and Natural Resources to charge a separate entrance fee, in addition to the visitor impact fee;
- (4) Clarifying that the amount of the visitor impact fee may be increased if the Board of Land and Natural Resources finds that the current fee is insufficient to offset visitor impacts to the State's natural and cultural resources;
- (5) Requiring the Board of Land and Natural Resources to only approve projects for grant funding from the Visitor Impact Fee Special Fund that offset the impact to natural and cultural resources caused by licensees;
- (6) Clarifying projects that qualify for grant funding from the Visitor Impact Fee Special Fund;
- (7) Deleting language that would have qualified a project that advances the State's ability to protect natural resources through the establishment, stability, and growth of an environmentally responsible workforce for grant funding and cost-matching funds from the Visitor Impact Fee Special Fund;
- (8) Clarifying that the Board of Land and Natural Resources may allocate monies from the Visitor Impact Fee Special Fund to provide cost-matching funds for federal grants that offset the impact to natural and cultural resources caused by licensees;
- (9) Authorizing the Board of Land and Natural Resources, with the permission of the Governor, to transfer monies from the Visitor Impact Fee Special Fund to other state departments and agencies;
- (10) Clarifying that the Department of Land and Natural Resources shall use best efforts to provide grant recipients with access to any state land or natural resources for purposes of the Visitor Impact Fee Program;
- (11) Requiring, rather than authorizing, the Department of Land and Natural Resources to adopt rules for the Visitor Impact Fee Program;
- (12) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (13) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1162, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1162, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 715 Water & Land on H.B. No. 1163

The purpose of this measure is to specify that the Hawaii Historic Preservation Special Fund may be administered by the Comptroller, with an advisory group, to repair and maintain historic government properties, except properties maintained through a separate, dedicated funding source.

Your Committee received testimony in support of this measure from the Historic Hawai'i Foundation. Your Committee received testimony in opposition to this measure from the Department of Land and Natural Resources. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that some of the most significant historic properties in Hawaii are under the jurisdiction and stewardship of the State. These places are icons for residents and visitors. The dedicated and diversified funding source provided in this measure would allow for the appropriate maintenance and care for and the long-term sustainability of these precious public assets.

Your Committee has amended this measure by:

- (1) Keeping the Hawaii Historic Preservation Special Fund under the administration of the Department of Land and Natural Resources, instead of transferring it to the Department of Accounting and General Services;
- (2) Deleting the proposed advisory committee for the Hawaii Historic Preservation Special Fund;
- (3) Specifying that one percent of certain state fund appropriations for capital improvements designated for the construction cost element of the construction or renovation of state buildings must be deposited into the Hawaii Historic Preservation Special Fund;
- (4) Establishing a grant program to assist owners of certified historic structures that are privately owned who do not qualify for an income tax credit under section 235-110.97, Hawaii Revised Statutes;
- (5) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1163, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1163, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 716 Water & Land on H.B. No. 1211

The purpose of this measure is to increase the conveyance tax rate for certain properties.

Your Committee received testimony in support of this measure from Catholic Charities Hawai'i, Partners in Care, Democratic Party of Hawai'i Education Caucus, Imua Alliance, Hope Services Hawai'i, and two individuals. Your Committee received testimony in opposition to this measure from the Hawai'i Association of REALTORS, Land Use Research Foundation of Hawaii, NAIOP Hawaii, and two individuals. Your Committee received comments on this measure from the Department of Taxation, Tax Foundation of Hawaii, Grassroot Institute of Hawaii, and two individuals.

Your Committee finds that additional state revenues are greatly needed to address Hawaii's affordable-housing crisis and to end homelessness.

Accordingly, your Committee has amended this measure by:

- (1) Establishing a Homeless Services Fund;
- (2) Adding exemptions from the conveyance tax for:
 - (A) Real property for the development or acquisition of affordable housing for qualified persons and subject to a government assistance program approved and certified by the Hawaii Housing Finance and Development Corporation and administered or operated by the Corporation, or any of its instrumentalities, corporate or otherwise, under certain conditions;
 - (B) Real property with a value of less than \$2,000,000 that is conveyed to first-time homebuyers who have resided in the State for at least five years and will occupy the real property as their primary residence; and
 - (C) Real property that is conveyed to a nonprofit organization that will hold the property in an undeveloped state and for conservation purposes in perpetuity;
- (3) Eliminating the cap on the amount of conveyance tax collections allocated to the Land Conservation Fund;
- (4) Eliminating the cap on the amount of conveyance tax collections allocated to the Rental Housing Revolving Fund;
- (5) Allocating ten percent of conveyance tax collections to the Homeless Services Fund;
- (6) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that the Department of Taxation suggested amending the measure to apply to transfers of interests in real property dated after December 31, 2023, to provide the Department and Bureau of Conveyances sufficient time to update any relevant forms, instructions, and computer processing systems to account for the increased rates in the conveyance tax.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1211, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1211, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Chun, Hashem).

SCRep. 717 Water & Land on H.B. No. 1267

The purpose of this measure is to require the Department of Land and Natural Resources to develop and implement an improved management system for the Ka'ena Point State Park, Mākuā, and Keawa'ula regions on the Wai'anae coast of O'ahu.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawaii State Aha Moku, Protectors of Paradise, The Outdoor Circle, Friends of Hanauma Bay, and three individuals. Your Committee received testimony in opposition to this measure from four individuals.

Your Committee finds that the Ka'ena Point State Park, Mākuā, and Keawa'ula regions are significant for their beauty, cultural and historical significance, and exceptional value to the Hawaiian community. Your Committee further finds that in 2016, due to years of overuse and abuse from illegal driving on the beach, unmanaged camping, harmful fishing and gathering practices, and other recreational uses that created unacceptable, potentially hazardous accumulations of dangerous rubbish and human waste, portions of these regions were closed to overnight access. The intent was to reopen these areas with a proper management system in place that encompasses Hawaiian management values in balancing public use with the preservation of the 'āina, wildlife, and cultural resources. This measure would require the Department of Land and Natural Resources to develop and implement such a management system.

Your Committee has amended this measure by:

- (1) Removing the requirement that the Department of Land and Natural Resources deem Ka'ena Point State Park, Mākuā, and Keawa'ula regions to be a top priority for the development and implementation of an improved management system, as the Department has a responsibility to all park units and does not want a specific park unit to be singled out as a top priority via legislation;
- (2) Deleting the appropriation to the Department of Land and Natural Resources to develop and implement a management system for Ka'ena Point State Park, Mākuā, and Keawa'ula regions;
- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1267, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1267, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Chun, Hashem).

SCRep. 718 Education on H.B. No. 744

The purpose of this measure is to:

- (1) Require school booster clubs to be audited on a regular basis by the Department of Education's Internal Audit Office or the Department of Accounting and General Services; and
- (2) Require the audited school booster club to reimburse the auditing entity with the costs of the audit.

Your Committee received comments on this measure from the Department of Education and Department of Accounting and General Services.

Your Committee finds that, although school booster clubs are independent organizations that are separate from the Department of Education, school booster clubs are publicly perceived as being overseen by the Department and the specific schools to which they are connected. As such, these booster clubs benefit financially from those affiliations. Your Committee further finds that additional oversight is needed for school booster clubs to ensure that funds intended for public schools are not misused and ensure compliance with federal and state laws.

Your Committee has amended this measure by:

- (1) Requiring the Department of the Attorney General's Tax and Charities Division, rather than the Department of Education or Department of Accounting and General Services, to audit the school booster clubs;
- (2) Requiring the audits only for school booster clubs that raise more than \$50,000;
- (3) Changing its effective date to June 30, 3000; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 744, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 744, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Quinlan). Noes, 1 (Garcia). Excused, 1 (Todd).

SCRep. 719 Education on H.B. No. 936

The purpose of this measure is to require the Department of Education to include the teaching of financial literacy in the personal transitional plan requirement for each student, beginning with the 2024-2025 school year.

Your Committee received testimony in support of this measure from the NGPF Mission 20230 Fund, Associated Students of the University of Hawai'i, Maui Chamber of Commerce, and thirteen individuals. Your Committee received comments on this measure from the Department of Education and Board of Education.

Your Committee finds that financial education can empower students to plan for their futures; however, not all students are receiving the financial education needed to succeed later in their lives. Your Committee further finds that a lack of financial literacy can hinder an individual's ability to achieve financial prosperity and stability. This measure ensures the teaching of financial literacy in the existing personal transition plan course requirement in Department of Education schools thereby helping prepare students for financial independence through the development of fiscal responsibility and financial management skills.

Your Committee has amended this measure by:

- (1) Clarifying that the Department of Education shall include financial literacy, rather than require the teaching of financial literacy, in the personal transition plan requirement for each student;
- (2) Appropriating an unspecified amount for the establishment of a position dedicated to financial literacy within the Office of Curriculum and Instructional Design of the Department of Education;
- (3) Changing its effective date to June 30, 3000; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 936, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 936, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Perruso). Noes, none. Excused, 1 (Todd).

SCRep. 720 Education on H.B. No. 77

The purpose of this measure is to clarify that public charter school teachers and other personnel employed by public charter schools who are under the same pay schedule as the Department of Education's teachers and personnel are included in collective bargaining unit (5).

Your Committee received testimony in support of this measure from the Hawaii State Teachers Association and ten individuals. Your Committee received comments on this measure from the Office of Collective Bargaining; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

Your Committee finds that collective bargaining unit (5) includes public charter school teachers and other personnel employed by public charter schools under the same pay schedule as the Department of Education's teachers and personnel. However, existing state law does not explicitly mention charter schools, creating confusion about the extent to which charter school teachers and other charter school personnel are included under the collective bargaining laws of the State. This measure addresses the confusion by explicitly adding charter school teachers and other personnel employed by public charter schools under the same pay schedule by the Department of Education to the State's collective bargaining laws.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 77, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 721 Education on H.B. No. 961

The purpose of this measure is to:

- (1) Appropriate funds for the Preschool Open Doors Program to expand access to preschool and implement program changes required by previous acts of the Legislature;
- (2) Open the Preschool Open Doors Program application process to eligible three-year-old children;
- (3) Expand the Executive Office on Early Learning's Public Pre-Kindergarten Program to serve three-year-old children;
- (4) Expand the types of entities from which a Preschool Open Doors service provider may obtain accreditation; and
- (5) Authorize the Preschool Open Doors Special Fund to accept federal funds.

Your Committee received testimony in support of this measure from the Office of the Lieutenant Governor, Department of Human Services, Executive Office on Early Learning, Early Learning Board, Hui for Excellence in Education, Hawaii Association of Independent Schools, Hawaii Council of Private Schools, Stonewall Caucus of the Democratic Party of Hawaii, Kamehameha Schools, Early Childhood Action Strategy, Commit to Keiki, and two individuals. Your Committee received testimony in support of the intent of this measure from the University of Hawai'i System and Hawai'i Children's Action Network Speaks!, and one individual.

Your Committee finds that providing children access to high-quality preschools will better prepare them for success in the future. Your Committee further finds that to meet the education needs of young children, the Executive Office on Early Learning implemented the Public Pre-Kindergarten Program and provides free public pre-kindergarten options in thirty-seven classrooms across thirty-four Department of Education campuses. Your Committee notes that child care subsidies and tuition assistance programs, such as Preschool Open Doors, help eligible families afford child care and preschool tuition rates, thereby alleviating the financial burden many families face when attempting to access early learning opportunities. This measure expands both programs and will provide more families with access to affordable high-quality early learning opportunities.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 961, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 722 Water & Land/Labor & Government Operations on H.B. No. 203

The purpose of this measure is to allow the State Historic Preservation Division to offer more competitive wages for its staff by authorizing the division to employ professional and technical staff who are exempt from civil service laws.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources. Your Committees received testimony in opposition to this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

Your Committees note testimony from the Hawaii Government Employees Association indicating that the civil service system must be more flexible and competitive and that the State could raise the pricing of the professional and technical staff of the State Historic Preservation Division. Raising pricing could allow the State to offer a more competitive salary and promote better retention of critical staff. Your Committees have requested additional information from the Executive Branch to explore this option and will continue to work closely with the Executive Branch this session to make a determination on whether an exemption from civil service for these positions is needed.

Your Committees have amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Water & Land and Labor & Government Operations that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 203, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 203, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 7; Ayes with Reservations (Morikawa). Noes, none. Excused, 1 (Hashem).

Labor & Government Operations: Ayes, 7; Ayes with Reservations (Matayoshi, Garrett, Kapela, Martinez, Sayama, Tam, Alcos). Noes, none. Excused, none.

SCRep. 723 Water & Land/Labor & Government Operations on H.B. No. 1032

The purpose of this measure is to convert the Emergency Management Specialist series positions at level IV and higher in the Hawaii Emergency Management Agency from civil service status to exempt status.

Your Committees received testimony in support of this measure from the state Department of Defense and Hawai'i Emergency Management Agency. Your Committees received testimony in opposition to this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

Your Committees note testimony from the Hawaii Government Employees Association indicating that the civil service system must be more flexible and competitive and that the State could raise the pricing of the professional and technical staff of the Hawaii Emergency Management Agency. Raising pricing could allow the State to offer a more competitive salary and promote better retention of critical staff. Your Committees have requested additional information from the Executive Branch to explore this option and will continue to work closely with the Executive Branch this session to make a determination on whether an exemption from civil service for these positions is needed.

Your Committees have amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Water & Land and Labor & Government Operations that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1032, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 1032, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 7; Ayes with Reservations (Ganaden, Morikawa). Noes, none. Excused, 1 (Hashem).
 Labor & Government Operations: Ayes, 7; Ayes with Reservations (Kapela, Tam, Alcos). Noes, none. Excused, none.

SCRep. 724 Health & Homelessness/Corrections, Military & Veterans on H.B. No. 406

The purpose of this measure is to:

- (1) Require the Department of Health and Oahu Regional Health Care System to develop a strategic plan for the utilization of all Oahu Regional Health Care System facilities and report to the Legislature prior to the Regular Session of 2024;
- (2) Extend the assimilation of the Daniel K. Akaka State Veterans Home from the Department of Defense to the Oahu Regional Health Care System to June 30, 2024; and
- (3) Require the Oahu Regional Health Care System to provide a progress report to the Legislature regarding construction of and the hiring of an operator for the Daniel K. Akaka State Veterans Home.

Your Committees received testimony in support of this measure from the Oahu Regional Health Care System. Your Committees received comments on this measure from the Department of Health.

Your Committees find that the Daniel K. Akaka State Veterans Home was initially slated to be completed in the spring of 2023. However, due to COVID-19 impacts on parts production, shipping, and other supply chain issues, the facility is now expected to be completed sometime in 2024. Act 285, Session Laws of Hawaii 2022, set the deadline for the transfer of the Daniel K. Akaka State Veterans Home from the Department of Defense to the Oahu Regional Health Care System on June 30, 2023. In light of the delays on the project, this measure provides for an extension of that deadline and a progress report on the construction of and the hiring of an operator for the Daniel K. Akaka State Veterans Home.

Your Committees have amended this measure by:

- (1) Amending the progress report requirement to be a joint report by the Oahu Regional Health Care System and the Department of Defense to the Legislature regarding construction of and the hiring of an operator for the Daniel K. Akaka State Veterans Home;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Health & Homelessness and Corrections, Military & Veterans that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 406, H.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B. No. 406, H.D. 2, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Health & Homelessness: Ayes, 8. Noes, none. Excused, none.

Corrections, Military & Veterans: Ayes, 8. Noes, none. Excused, none.

SCRep. 725 Health & Homelessness on H.B. No. 278

The purpose of this measure is to appropriate funds for the Executive Office on Aging to create an Alzheimer's disease and related dementia public health campaign.

Your Committee received testimony in support of this measure from AARP Hawai'i; Alzheimer's Association – Hawaii; United Public Workers, AFSCME Local 646, AFL-CIO; Hawaii Primary Care Association; Hawai'i Family Caregiver Coalition; Kūpuna Caucus of the Democratic Party of Hawai'i; Iron Workers Stabilization Fund; Gimme A Break; and sixteen individuals. Your Committee received comments on this measure from the Executive Office on Aging.

Your Committee finds that Alzheimer's disease is a large and growing epidemic that has a huge impact in the State. According to data from the Alzheimer's Association, 29,000 people aged sixty-five and older are living with Alzheimer's disease, 6.7 percent of people aged forty-five and older have subjective cognitive decline, and 52,000 family caregivers bear the burden of caring for someone with Alzheimer's disease in Hawaii. Your Committee further finds that public health campaigns raise awareness of important health issues and stimulate groups or individuals to seek information and services. Increasing public awareness of early diagnosis may also lead to changing the course of this disease and promote behaviors that improve public health.

Your Committee has amended this measure by:

- (1) Inserting language establishing an Alzheimer's Working Group to plan and implement a public health campaign for awareness of Alzheimer's disease and other related dementias;
- (2) Inserting an appropriation of an unspecified amount for the Alzheimer's Working Group;
- (3) Changing the appropriation for the Executive Office on Aging to create an Alzheimer's disease and related dementias public health campaign to an unspecified amount;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$1,000,000 for the Alzheimer's Working Group and \$1,000,000 for the Alzheimer's disease and related dementias public health campaign.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 278, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 278, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 726 Health & Homelessness on H.B. No. 378

The purpose of this measure is to:

- (1) Prohibit the issuance or renewal of a controlled substance registration for a methadone clinic or substance use disorder services clinic if the clinic is within seven hundred fifty feet of a school; and

- (2) Allow the revocation or suspension of a controlled substance registration if the registrant is a methadone clinic or substance use disorder services clinic that has located or relocated within seven hundred fifty feet of a school.

Your Committee received testimony in support of this measure from sixteen individuals. Your Committee received testimony in opposition to this measure from the Department of Public Safety, Department of Law Enforcement, Hawaii Substance Abuse Coalition, Hawai'i Society of Addiction Medicine, Hawai'i Health & Harm Reduction Center, Drug Policy Forum of Hawaii, CHAMP Inc., The Kaimana Company Holdings LLC, and numerous individuals. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that there is a need to balance the interests of public safety, particularly the safety of school children, with the needs of those receiving treatment for substance use disorders. This measure is intended to balance these concerns.

Your Committee acknowledges that continued discussion in this area is needed and believes interested stakeholders from all sides should engage in conversations on this issue.

Accordingly, your Committee has amended this measure by:

- (1) Establishing a Substance Use Disorder Services Clinic Working Group to collaborate and consult on issues relating to addiction recovery and public safety;
- (2) Extending the time by which a methadone clinic or substance use disorder services clinic must comply with the requirements of this measure to three years, rather than one year;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 378, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 378, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 727 Health & Homelessness on H.B. No. 617

The purpose of this measure is to:

- (1) Establish an Oral Health Task Force to review information on the status of oral health in the State and make recommendations to improve oral health infrastructure in Hawaii; and
- (2) Appropriate funds for the hiring of staff to facilitate the work of the task force and develop a public dental health program in the State.

Your Committee received testimony in support of this measure from the Department of Health, Hawaii State Council on Developmental Disabilities, University of Hawai'i at Mānoa Nancy Atmospera-Walch School of Nursing, Hawai'i Oral Health Coalition, Hawaii Disability Rights Center, Hawaii Dental Service, Hawai'i Children's Action Network Speaks!, Papa Ola Lokahi, The Queen's Health System, Hawaii Island Community Health Center, Hawaii Dental Hygienists' Association, AlohaCare, and eight individuals. Your Committee received comments on this measure from Department of Human Services and Hawaii Dental Association.

Your Committee finds that the State's public oral health infrastructure is inadequate to meet the needs of its people. The legislature further finds that only two hundred forty Federally Qualified Health Centers and general practice dentists are active in Medicaid in Hawaii and with the reinstatement of dental benefits for adults insured by Medicaid in 2022, demand for oral health providers will only increase. Additionally, most of the primary and specialty oral health providers are in the urban areas of the City and County of Honolulu, making access to oral health care more difficult for individuals in rural areas and on the neighbor islands. Your Committee finds that this measure is intended to identify key elements and additional staff resources that are necessary to rebuild Hawaii's oral health infrastructure.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 617, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 617, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 728 Health & Homelessness on H.B. No. 1448

The purpose of this measure is to

- (1) Authorize Department of Education schools to stock bronchodilators and spacers for emergency use during a potentially life-threatening asthma episode; and
- (2) Establish training standards for Department of Education employees who volunteer to administer bronchodilators.

Your Committee received testimony in support of this measure from the University of Hawai'i System, American Lung Association, Hawaii Medical Association, Hawai'i Public Health Association, Hawai'i Children's Action Network Speaks!, Hawai'i Public Health Institute, AlohaCare, and four individuals. Your Committee received comments on this measure from the Department of Health, Department of the Attorney General, and Department of Education.

Your Committee finds that infants and very young children make up the majority of asthma-related medical emergencies and hospitalizations in the State. According to 2020 data from the Hawaii Behavioral Risk Factor Surveillance System, one in thirteen children in Hawaii have asthma. Although the asthma mortality rate has declined over the past ten years, there was an average of twenty-two deaths per year from asthma in Hawaii between 2013 and 2015. Your Committee believes that as asthma attacks can occur at any time and often without warning, allowing schools to stock bronchodilators and train school employees in proper administration will improve access to quick-relief, lifesaving medication for any child.

Your Committee has amended this measure by:

- (1) Clarifying that public schools must follow the Department of Education's protocols that enable a school health aide or other authorized employees and agents to administer bronchodilators;
- (2) Clarifying that the qualified health care professionals who can provide training in the proper administration of bronchodilators and use of spacers include licensed physicians, physician assistants, and advanced practice registered nurses;
- (3) Specifying that the good faith immunity from liability applies to physician assistants and advanced practice registered nurses, in addition to physicians and pharmacies; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes the concern raised in testimony that requiring every person who volunteers to administer a bronchodilator in an emergency situation may unintentionally require every employee or agent of the Department of Education to be trained in the use of bronchodilators. Your Committee requests your Committee on Finance, should it deliberate on this measure, to consider limiting the training only to designated volunteers.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1448, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1448, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 729 Health & Homelessness on H.B. No. 950

The purpose of this measure is to:

- (1) Extend the time period that the Family Court may order continued assisted community treatment from one year to two years; and
- (2) Reduce the time period that the Family Court needs to determine whether assisted community treatment should continue from one hundred eighty days to one hundred days.

Your Committee received testimony in support of this measure from two individuals. Your Committee received comments on this measure from the Department of Health; Institute for Human Services Inc.; and Hawaii Disability Rights Center.

Your Committee finds that extending the time period for the Family Court to order continued assisted community treatment for individuals with severe mental illness or severe substance abuse issues from one year to two years will increase the likelihood that these individuals will receive early intervention and appropriate care and treatment in the least restrictive setting.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 950, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 950, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 730 Health & Homelessness on H.B. No. 1154

The purpose of this measure is to amend the Uniform Probate Code to allow courts to appoint emergency guardians for respondents who reside in psychiatric facilities, hospitals, and homeless shelters.

Your Committee received testimony in support of this measure from the Institute for Human Services, Inc.; and two individuals. Your Committee received testimony in opposition to this measure from the Commission to Promote Uniform Laws and O'ahu Lived Experience Council. Your Committee received comments on this measure from the Governor's Coordinator on Homelessness, Department of Health, Department of the Attorney General, Judiciary, Hawaii Disability Rights Center, and The Queen's Health System.

Your Committee finds that clarifying the circumstances under which a guardian should be appointed to make appropriate health care decisions for an individual will ensure the individual receives timely and appropriate care.

Your Committee has amended this measure by:

- (1) Inserting language requiring that certain patients subject to emergency hospitalization be assessed to determine whether a surrogate or guardian is needed to make appropriate health care decisions for the patient;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1154, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1154, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 731 Health & Homelessness on H.B. No. 1156

The purpose of this measure is to:

- (1) Authorize the provision of long-acting psychotropic medication to patients who are subject to emergency examination or emergency hospitalization;
- (2) Authorize a psychiatric facility or hospital where a patient is held to request the Director of Health to file a petition for an order for treatment over the patient's objection;
- (3) Require the Director of Health to review a request for such petition expeditiously and either pursue a petition or convene an administrative panel;
- (4) Expand who may join in a petition for a request for treatment over a patient's objection under certain circumstances; and

- (5) Expand the administration of treatment over a patient's objection to include persons who are in the custody of the Director of Health at any hospital, subject to a court order regarding fitness to proceed for a criminal trial, subject to an application for involuntary hospitalization, and subject to an emergency examination.

Your Committee received testimony in support of this measure from the Institute for Human Services, Inc.; and two individuals. Your Committee received testimony in opposition to this measure from the Hawaii Disability Rights Center and one individual. Your Committee received comments on this measure from the Department of Health, Judiciary, and The Queen's Health Systems.

Your Committee finds that methods to establish authorization to treat are important to ensure the application of services to those persons who would benefit from treatment over their objection. Expediting the processes for obtaining authorization for treatment over objection, finalizing petitions for assisted community treatment, and reducing the time to initiate treatment will also enable individuals who have lost their decisional capacity to receive access to much-needed, timely treatment and care.

Your Committee has amended this measure by:

- (1) Authorizing psychiatrists or advanced practice registered nurses, after examination of a person for assisted community treatment indication, to request the Director of Health to file an assisted community treatment petition;
- (2) Authorizing interested parties to petition the Director of Health to file an Assisted Community Treatment petition on behalf of the interested party;
- (3) Requiring the Family Court to file a final order on a petition for Assisted Community Treatment to be filed within thirty days of the date the petition is filed;
- (4) Authorizing the Family Court to use online hearings for assisted community treatment petitions;
- (5) Authorizing the subject of a petition to stipulate to a proposed order for treatment and the Family Court to enter the stipulated order without an evidentiary hearing;
- (6) Requiring the Department of Health to report to the Legislature prior to the Regular Session of 2025, on the number of requests for petitions for Assisted Community Treatment submitted to the Director of Health;
- (7) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1156, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1156, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 732 Health & Homelessness on H.B. No. 885

The purpose of this measure is to appropriate funds for the development and implementation of statewide media, education, and training activities for policies related to emergency examination and hospitalization and assisted community treatment for those in need of mental health intervention.

Your Committee received testimony in support of this measure from the Department of Health, Hawaii Disability Rights Center, and two individuals. Your Committee received comments on this measure from one individual.

Your Committee finds that although the State has policies in place to initiate emergency examination and hospitalization and assisted community treatment for certain individuals in need of mental health intervention, these policies are not currently being fully implemented. Your Committee further finds that additional education and training may result in an increase in the successful implementation of these interventions and provide better health outcomes for individuals experiencing severe mental health crises.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$100,000.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 885, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 885, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 733 Consumer Protection & Commerce on H.B. No. 914

The purpose of this measure is to:

- (1) Require the Department of Health to prioritize complaint allegations based on severity for inspections of state-licensed or state-certified care facilities;
- (2) Clarify who is prohibited from knowingly referring or transferring patients to an uncertified or unlicensed care facility; and
- (3) Repeal the provision that a landlord, under specified conditions, shall not be deemed to be providing home care services or operating a care facility that requires a license.

Your Committee received testimony in support of this measure from the Department of Health. Your Committee received testimony in opposition to this measure from the Hawaii Substance Abuse Coalition.

Your Committee finds that the prevalence of unlicensed care homes and facilities in the State continues to pose significant health and consumer protection issues for Hawaii's elderly and vulnerable populations. The Department of Health continues to take enforcement actions to protect the public, which are critical components of the State's regulatory efforts for consumer protection. This measure aims to provide additional safeguards for the public, protect aged and

vulnerable persons, and ensure quality of care by expanding the Department of Health's ability to more thoroughly investigate complaints and enforce the requirement that all residential care homes and other health care facilities, agencies, and organizations be licensed.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 914, H.D. 1, and recommends that it be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Gates).

SCRep. 734 Consumer Protection & Commerce on H.B. No. 181

The purpose of this measure is to implement the recommendation of the Cesspool Conversion Working Group to accelerate the dates for required upgrades, conversions, or connections of priority level 1 cesspools and priority level 2 cesspools by requiring:

- (1) Priority level 1 cesspools to be upgraded, converted, or connected before January 1, 2030; and
- (2) Priority level 2 cesspools to be upgraded, converted, or connected before January 1, 2035.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources; Department of Health; Hawai'i Climate Change Mitigation and Adaptation Commission; Hawai'i Green Infrastructure Authority; Department of Environmental Management of the County of Hawai'i; WAI: Wastewater Alternatives & Innovations; Hawai'i Reef and Ocean Coalition; Friends of Hanauma Bay; Surfriider Foundation, Hawai'i Region; Kingdom Pathways; and six individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Hawai'i Association of REALTORS.

Your Committee finds that cesspools are a major source of pollution to Hawaii's waters. Cesspools discharge untreated sewage, which may reach the groundwater and flow into drinking water sources, streams, and the ocean. Since approximately ninety-five percent of all drinking water in the State comes from groundwater sources, these discharges pose a serious risk of harm to public health and the environment.

Your Committee further finds that the Legislature, through Act 125, Session Laws of Hawaii 2017, mandated the upgrade or conversion of all cesspools in the State to certain wastewater management systems or connection to a sewerage system by 2050. However, the Cesspool Conversion Working Group, established by Act 132, Session Laws of Hawaii 2018, recommended an accelerated conversion for those cesspools that pose greater environmental risk. This measure implements that recommendation.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 181, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, 1 (Pierick). Excused, 1 (Gates).

SCRep. 735 Consumer Protection & Commerce on H.B. No. 198

The purpose of this measure is to:

- (1) Establish the Low- to Moderate-Income Electric Vehicle Rebate Program and electric vehicle subaccount to encourage the purchase and use of electric vehicles by low- to moderate-income households and nonprofit organizations providing assistive services to low- to moderate-income households; and
- (2) Establish and appropriate funds into the electric vehicle subaccount.

Your Committee received testimony in support of this measure from the Department of Transportation, Hawaii State Energy Office, Hawai'i Climate Change Mitigation and Adaptation Commission, Office of Economic Development of the County of Kaua'i, Alliance for Automotive Innovation, Hawaiian Electric, Blue Planet Foundation, Ulupono Initiative, Big Island Electric Vehicle Association, Climate Protectors Hawaii, 350Hawaii.org, and fifteen individuals. Your Committee received testimony in opposition to this measure from three individuals. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that electric vehicles reduce reliance on fossil fuels while promoting the State's goal of reducing the emission of greenhouse gases. However, the costs associated with electric vehicles prevent their widespread adoption among low- and moderate-income households. This measure promotes access to and adoption of these modes of clean transportation by households most in need and nonprofit organizations who provide health, social, financial, energy conservation, and other services to these households.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 198, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Onishi). Noes, 1 (Pierick). Excused, 1 (Gates).

SCRep. 736 Consumer Protection & Commerce on H.B. No. 520

The purpose of this measure is to establish the Access to Local Food Act to allow cottage food operations to sell cottage food products, under certain conditions, upon receiving a permit from the Department of Health.

Your Committee received testimony in support of this measure from Hawai'i Farmers Union United, Institute for Justice, Hawai'i Farm Bureau, and two individuals. Your Committee received comments on this measure from the Grassroot Institute of Hawaii.

Your Committee finds that the escalating cost of living places great financial burdens on local residents to afford basic necessities, such as food. Your Committee further finds that cottage food operations, which produce homemade food sold directly to consumers, provide an opportunity for residents to access fresh food at affordable prices. However, under existing law, cottage foods are not broadly available to consumers due to regulatory barriers. This measure establishes a regulatory framework that allows consumers to access cottage foods.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 520, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Gates).

SCRep. 737 Consumer Protection & Commerce on H.B. No. 193

The purpose of this measure is to:

- (1) Amend the State's energy-efficiency portfolio standards by:
 - (A) Raising the goal from four thousand three hundred gigawatt hours to six thousand gigawatt hours;
 - (B) Extending the final deadline from 2030 to 2045; and
 - (C) Basing the goals on cumulative persisting electricity savings rather than electricity use reductions; and
- (2) Authorize the Public Utilities Commission to establish interim goals.

Your Committee received testimony in support of this measure from the Public Utilities Commission; Hawaii State Energy Office; Office of Economic Development of the County of Kaua'i; Office of Climate Change, Sustainability, and Resiliency of the City and County of Honolulu; Hawai'i Energy; Blue Planet Foundation; Ulupono Initiative; Climate Protectors Hawaii; Hawaii Solar Energy Association; and three individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that the Energy-Efficiency Portfolio Standards have been a successful policy for the State, serving as a critical component in support of the State's clean energy and decarbonization goals. Since the standards were established, they have generated many successful energy-saving programs for Hawaii's residents and businesses. According to the Market Potential Study (2020), the State is on track to meet and exceed the established 2030 target of four thousand three hundred gigawatt hours of energy savings. This measure challenges the State to further exceed the goal by establishing a new long-term goal of six thousand gigawatt hours by 2045.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 193, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, 1 (Pierick). Excused, 1 (Gates).

SCRep. 738 Consumer Protection & Commerce on H.B. No. 650

The purpose of this measure is to amend the Our Care, Our Choice Act to:

- (1) Authorize advanced practice registered nurses to practice medical aid in dying in accordance with their scope of practice and prescribing authority;
- (2) Authorize advanced practice registered nurses with a psychiatric or clinical nurse specialization to provide counseling to a qualified patient;
- (3) Reduce the mandatory waiting period between oral requests from twenty days to five days; and
- (4) Provide an expedited pathway for terminally ill qualified patients who are not expected to survive the mandatory waiting period.

Your Committee received testimony in support of this measure from Department of Health, Compassion & Choices, Hawai'i Association of Professional Nurses, Hawaii Society of Clinical Oncology, Hawai'i Psychological Association, Hawaiian Islands Association for Marriage and Family Therapy, Stonewall Caucus of the Democratic Party of Hawai'i, and numerous individuals. Your Committee received testimony in opposition to this measure from Hawaii Family Forum and two individuals. Your Committee received comments on this measure from the Board of Nursing, Hawai'i State Center for Nursing, and Hawaii Medical Association.

Your Committee finds that the Our Care, Our Choice Act allows mentally capable, terminally ill adults with six months or less to live to voluntarily request and receive prescription medication that allows the person to die in a peaceful, humane, and dignified manner. However, the lack of provider access in certain areas is preventing patients from accessing or diminishing their chances to complete the medical aid in dying process. This measure opens access to medical aid in dying for those terminally ill patients who wish to access the full range of end-of-life care options.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 650, H.D. 1, and recommends that it be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, 1 (Pierick). Excused, 1 (Gates).

SCRep. 739 Consumer Protection & Commerce on H.B. No. 551

The purpose of this measure is to:

- (1) Prohibit the sale of flavored tobacco products and the mislabeling of e-liquids as nicotine-free;
- (2) Authorize the Department of Health to appoint, commission, or contract for services of inspectors to enforce the flavored tobacco ban;
- (3) Establish two full-time equivalent program specialist positions and one full-time equivalent hearings officer position to administer inspections and enforcement related to this measure; and
- (4) Appropriate funds.

Your Committee received testimony in support of this measure from the Department of the Attorney General; Department of Health; Department of Education; University of Hawai'i Cancer Center; two members of the Hawai'i County Council; American Heart Association; Hawaii State Teachers Association; American Cancer Society Cancer Action Network; Coalition for a Tobacco-Free Hawaii Youth Council; Hawaii State Youth Commission; University of Hawaii Student Health Advisory Council; Campaign for Tobacco-Free Kids; Tobacco-Free Kids Action Fund; Hawai'i Youth Services Network; Kaiser Permanente Hawai'i; Hawaii Health & Harm Reduction Center; Waimānalo Health Center; We Are One, Inc.; Hamakua Cougars; AlohaCare; Hawaii Substance Abuse Coalition; Hawaii Primary Care Association, Hawai'i Children's Action Network Speaks!; Hawai'i Public Health Association; Opportunity Youth Action Hawai'i; Hawaii COPD Coalition; Hawaii Association of Independent Schools; Pioneering Healthier Communities Initiative; Hawaii Dental Association; Coalition for a Drug-Free Hawaii; American Lung Association; Papa Ola Lokahi; Hawai'i Community Foundation; and numerous individuals.

Your Committee received testimony in opposition to this measure from the Taxpayers Protection Alliance; Retail Merchants of Hawaii; Consumer Choice Center; Cigar Association of America, Inc.; Reason Foundation; Hawaii Smokers Alliance; Volcano; Americans for Tax Reform; Aloha Petroleum; Minit Stop; Par Hawaii; and twelve individuals.

Your Committee finds that the use of flavored tobacco products and electronic smoking devices by youth have swelled to epidemic levels. The usage rate of electronic smoking devices amongst youth in the State is prevalent with 30.6 percent of public high school students and eighteen percent of public middle school students reporting that they use electronic smoking devices. The usage rate is even more concerning on the neighbor islands, where thirty-four percent of students in Hawaii County and thirty-two percent in Kauai County are reported to be regular users.

Your Committee further finds that an expansive catalog of flavors is one of the main reasons why the use of tobacco products and electronic smoking devices by youth continues to rise. Electronic smoking devices and flavored tobacco products have been glamorized and promoted in a manner to appeal to youth, using flavors like candy, fruit, Maui mango, and shaka strawberry. The majority of youth who use electronic smoking devices report using a flavored product. This measure seeks to address the youth tobacco and vaping epidemic by prohibiting the sale and distribution of flavored tobacco products and mislabeling of e-liquid products and provides the Department of Health with the administrative authority needed to enforce this ban.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 551, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Gates).

SCRep. 740 Consumer Protection & Commerce on H.B. No. 562

The purpose of this measure is to establish an exemption from applicable county permit requirements for repetitive construction projects for facilities under the control of the Department of Education, University of Hawaii, or School Facilities Authority.

Your Committee received testimony in support of this measure from the School Facilities Authority. Your Committee received comments on this measure from the Department of Land and Natural Resources and Department of Education.

Your Committee finds that the county permitting process coordinates work with fire, water, electrical, and various other county approvals. This measure would streamline the permitting process for projects under the control of certain state agencies.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 562, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10; Ayes with Reservations (Onishi). Noes, none. Excused, 1 (Gates).

SCRep. 741 Consumer Protection & Commerce on H.B. No. 71

The purpose of this measure is to require landlords, lessors, or plaintiffs in a summary possession action to submit a general excise tax license in good standing as a condition to the issuance of a writ of possession.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Judiciary, Tax Foundation of Hawaii, and one individual.

Your Committee finds that rental properties serve a valuable role in providing housing. This measure provides some assurance that a landlord who exercises the remedy of summary possession is in good standing with general excise tax law requirements.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 71, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 71, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Gates).

SCRep. 742 Consumer Protection & Commerce on H.B. No. 955

The purpose of this measure is to:

- (1) Extend until July 1, 2025, the exemption from licensure as a midwife for persons acting as birth attendants; and
- (2) Include the North American Registry of Midwives portfolio evaluation process as proof of successful completion of a formal midwifery education and training program for certified professional midwives.

Your Committee received testimony in support of this measure from the Maui County Council, one member of the Hawai'i County Council, Pacific Birth Collective, Hawaii Homebirth Collective, Maui Midwifery, Mālama Nā Pua O Haumea, Aoki Birthing Care, JB Entertainment Corporation, UpCountry Doctor, Living Adjusted Family Wellness Center, North American Registry of Midwives, McCall Taylor LLC, Ho'opae Pono Peace Project, Hawaii Midwifery Council, BEST Birth Hawaii, Hawkinson Designs, Hemsley Familia GodTrust, itsjayphotos, and numerous individuals. Your Committee received testimony in opposition to this measure from Midwives Alliance of Hawai'i, Zen Den Midwifery, and numerous individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Island Mamas Midwifery, Grassroot Institute of Hawaii, and two individuals.

Your Committee finds that under the portfolio evaluation process, a candidate for certification as a midwife proves that the candidate has completed a rigorous approved educational route, attended at least fifty-five births under the supervision of a registered preceptor, demonstrated clinical skills, and passed an examination. Under existing law, this pathway is not an approved pathway for licensure to engage in the practice of midwifery in the State. This measure will allow persons who achieve certification through the portfolio evaluation process to be qualified for licensure as a certified professional midwife in the State.

Your Committee has amended this measure by:

- (1) Reinserting the word "midwife" in "qualified midwife preceptor", as qualified midwife preceptor is a defined term; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 955, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 955, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10; Ayes with Reservations (Tam). Noes, none. Excused, 1 (Gates).

SCRep. 743 Consumer Protection & Commerce on H.B. No. 1236

The purpose of this measure is to:

- (1) Allow a bank to invest, in aggregate, up to two percent of the bank's total assets in limited partnerships, limited liability partnerships, limited liability companies, and corporations formed to invest in affordable housing properties; and
- (2) Require prior approval from the Commissioner of Financial Institutions to exceed that amount.

Your Committee received testimony in support of this measure from the Chamber of Commerce Hawaii, HPM Building Supply, EAH Housing, Highridge Costa Development Company, Central Pacific Bank, NAIOP Hawaii, Housing Hawaii's Future, General Contractors Association of Hawaii, Ahe Group, and Maui Chamber of Commerce. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that a housing crisis exists in the State. Your Committee further finds that existing law limits the amount a bank may invest in entities formed to invest in residential properties that qualify for the federal Low Income Housing Tax Credit. This measure increases the existing statutory limit, which will encourage banks to invest more into affordable housing projects.

Your Committee has amended this measure by inserting a sunset date of June 30, 2025.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1236, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1236, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Gates).

SCRep. 744 Consumer Protection & Commerce on H.B. No. 1217

The purpose of this measure is to clarify and strengthen the State's medical use of cannabis laws by:

- (1) Prohibiting the cultivation, production, manufacturing, distribution, or dispensing of medical cannabis except by persons authorized under the State's Medical Cannabis Patient Registry Program or Medical Cannabis Dispensary Program;
- (2) Restricting the number of qualifying patients who may use the same grow site to cultivate cannabis to five individuals; and
- (3) Prohibiting a primary caregiver from receiving cannabis or cannabis products as compensation for acting as the primary caregiver to a qualifying patient.

Your Committee received testimony in support of this measure from the Department of Health; Aloha Green Holdings, Inc.; Cure Oahu; and two individuals. Your Committee received testimony in opposition to this measure from the Hawaii Patients Union, Cannabis Society of Hawai'i, Maine Craft Cannabis Association, Oahu Cannabis Farms Alliance, and numerous individuals.

Your Committee finds that the law governing the medical use of cannabis needs to be further clarified to address existing gaps that allow for controversial practices. This measure implements those necessary clarifications.

Your Committee has amended this measure by:

- (1) Exempting from the limitation against more than five qualifying patients using any location to cultivate cannabis those qualifying patients who obtain a written exemption from the Department of Health; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1217, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1217, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Gates).

SCRep. 745 Consumer Protection & Commerce on H.B. No. 1382

The purpose of this measure is to:

- (1) Allow for the donation of livestock or wild game meat as food, under certain conditions; and
- (2) Establish a Meat Processing Task Force to develop and implement a master plan to expand the meat processing capacity in the State to allow for meat from axis deer and other wild game to be processed for distribution by nonprofit food distribution services.

Your Committee received testimony in support of this measure from the Department of Agriculture; Agribusiness Development Corporation; Office of the Mayor of the County of Maui; one member of the Maui County Council; Hawaii Cattlemen's Council, Inc.; Maui County Farm Bureau; Hawai'i Farmers Union United; Hawai'i Farm Bureau; and two individuals. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that there is a need for increased protein donation capacity to feed local under-resourced populations. Existing law prohibits the donation of meat. However, wild game, which in many areas of the State are invasive species, can be a significant source of protein to provide essential food to those in need. This measure allows for the donation of livestock and wild game meat.

Your Committee has amended this measure by:

- (1) Clarifying that the wild meat must be processed in accordance with federal law;
- (2) Placing the Meat Processing Task Force within the Department of Agriculture for administrative purposes; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1382, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1382, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Gates).

SCRep. 746 Consumer Protection & Commerce on H.B. No. 1110

The purpose of this measure is to:

- (1) Create a mileage-based road usage charge to replace state motor fuel taxes for electric vehicles, to be developed by the Department of Transportation;
- (2) Eliminate the annual state vehicle registration surcharge for electric vehicles;
- (3) Allow electric vehicle owners a choice of paying a registration surcharge or a per-mile road usage charge until 2033;
- (4) Amend certain requirements for motor vehicle registration applications and certificates of inspection; and
- (5) Appropriate funds for the initial implementation of the mileage-based road usage charge.

Your Committee received testimony in support of this measure from the Climate Protectors Hawaii, AAA Hawaii, Ulupono Initiative and six individuals. Your Committee received testimony in opposition to this measure from four individuals. Your Committee received comments on this measure from the Department of Transportation, Hawaii State Energy Office, Hawaii Automobile Dealers' Association, Tax Foundation of Hawaii, and Big Island Electric Vehicle Association.

Your Committee finds that the majority of the funding for the State's maintenance and improvements to roadways derives from the fuel tax. However, because of increasing vehicle fuel efficiency and the increasing adoption of electric vehicles, fuel tax revenue has trended downward and is expected to continue to decline in the coming years. This measure provides a mechanism to require vehicles that do not contribute to the fuel tax revenues to contribute to the maintenance of the roadways in the State.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1110, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1110, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Gates).

SCRep. 747 Consumer Protection & Commerce on H.B. No. 389

The purpose of this measure is to establish a carbon sequestration income tax credit for the capture and disposal of qualified carbon oxides.

Your Committee received testimony in support of this measure from the Hawai'i Climate Change Mitigation and Adaptation Commission and one individual. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from the Department of Health and Department of Taxation.

Your Committee finds that the State has declared there to be a climate emergency. The State has established several goals in order to mitigate the effects of climate change, including the establishment of a renewable portfolio standard, zero emissions clean economy target, and clean ground transportation goal. However, additional efforts are needed to incentivize projects that will further mitigate the effects of climate change. This measure incentivizes the development of projects that will sequester carbon oxides from the atmosphere.

Your Committee notes that if this measure is enacted by the Legislature, the Department of Health will need to adopt administrative rules to certify the metric tons. Furthermore, the Department of Health should adopt rules that will allow the operations of these projects while protecting the State's water sources.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 389, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 389, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Gates).

SCRep. 748 Consumer Protection & Commerce on H.B. No. 949

The purpose of this measure is to:

- (1) Establish and appropriate funds for a Solar Energy Storage System Loan Program to provide asset limited, income constrained, employed households with low-interest loans to purchase and install residential solar energy storage systems; and
- (2) Establish and appropriate funds for a Renewable Energy System Installation Loan Program to provide low- and moderate-income families with low-interest loans to purchase and install residential photovoltaic and energy storage systems, including battery storage systems.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs, Hawai'i Green Infrastructure Authority, Hawaiian Electric, Ulupono Initiative, Climate Protectors Hawaii, 350Hawaii.org, Hawaii Solar Energy Association, and five individuals. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that residential photovoltaic and energy storage systems reduce a resident's reliance on fossil fuel energy production while promoting the State's goal of shifting energy production to renewable energy sources. However, the costs associated with photovoltaic and energy storage systems prevent their adoption by many low- and moderate-income households. This measure promotes access to and adoption of these essential systems by those most in need.

Your Committee has amended this measure by clarifying that asset limited, income constrained, employed households qualify for the Renewable Energy System Installation Loan Program.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to further examine the appropriateness of using a revolving fund for the Solar Energy Storage System Loan Program and Renewable Energy System Installation Loan Program.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 949, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 949, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10; Ayes with Reservations (Onishi). Noes, none. Excused, 1 (Gates).

SCRep. 749 Consumer Protection & Commerce on H.B. No. 1359

The purpose of this measure is to amend the existing regulatory framework for hemp production in the State by:

- (1) Repealing redundant regulations;
- (2) Amending the hemp law in a manner that recognizes the unique constraints of Hawaii farmers, while protecting human health;
- (3) Allowing licensed hemp producers to sell hemp biomass;
- (4) Requiring transparency in labeling of hemp products to identify the percentage of Hawaii-grown hemp or hemp product in all hemp products;
- (5) Requiring and appropriating funds for the Department of Health to hire or consult a toxicologist or consultant familiar with hemp industry standards for the purpose of setting defined action limits or exposure levels for different types of hemp products; and
- (6) Extending the State's hemp processor law through July 1, 2027.

Your Committee received testimony in support of this measure from the Hawai'i Hemp Farmers Association, Kauai Hemp Company, Mulkern Landscaping & Nursery, Hemp Solutions Kauai, and sixteen individuals. Your Committee received comments on this measure from the Department of Agriculture, Department of Health, and Department of the Attorney General.

Your Committee finds that hemp is a versatile, high-value crop with many recognized uses. Your Committee further finds that Act 14, Session Laws of Hawaii 2020, authorized the cultivation of hemp and the production and sale of hemp products in the State. However, hemp cultivation and production in the State have faced significant barriers in regulation that have stifled industry growth. This measure balances the interests of industry growth and protection of human health by reducing redundant regulatory barriers while ensuring appropriate protections are in place.

Your Committee has amended this measure by:

- (1) Deleting language requiring labels to indicate the percentage of Hawaii-grown hemp or hemp products; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1359, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1359, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Gates).

SCRep. 750 Consumer Protection & Commerce on H.B. No. 1439

The purpose of this measure is to:

- (1) Establish a Pre-Litigation Mediation Pilot Program; and
- (2) Establish an Emergency Rent Relief Program.

Your Committee received testimony in support of this measure from the Judiciary, Department of Human Services, Hawaii Public Housing Authority, Hawaii Appleseed Center for Law & Economic Justice, Hawai'i State Coalition Against Domestic Violence, Planning for Community LLC, Papa Ola Lokahi, Family Promise of Hawai'i, Ku'ikahi Medication Center, Hawai'i Children's Action Network Speaks!, and ten individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that the economic downturn as a result of the COVID-19 pandemic threatened the housing status of many tenants who became unable to afford rent. Your Committee further finds that Act 57, Session Laws of Hawaii 2021 (Act 57), through the combination of a robust pre-litigation mediation process with rental relief, effectively stymied the predicted wave of evictions and achieved better outcomes for local families struggling to make ends meet. Because of Act 57's intervention, eighty-five percent of cases mediated settled without litigation and, within the First Circuit, eighty-five percent of settlements resulted in tenants remaining in the dwelling. This measure continues the most effective provisions of Act 57 to stabilize the housing status of tenants and provides funds for an Emergency Rent Relief Program, which will help families who are again struggling to pay rent now that the federal pandemic rental subsidies have ended.

Your Committee has amended this measure by:

- (1) Clarifying that the rules for the Emergency Rent Relief Program shall prohibit a tenant from participating in the Program more than once; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1439, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1439, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, 1 (Pierick). Excused, 1 (Gates).

SCRep. 751 Consumer Protection & Commerce on H.B. No. 1409

The purpose of this measure is to:

- (1) Extend the family leave period to employees who are unable to perform their employment duties because the employee has given birth to a child who is required to stay in a neonatal intensive care unit; and
- (2) Require the Department of Health to amend its administrative rules to ensure that neonatal care is included as a related medical condition on par with pregnancy, childbirth, or related medical conditions.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations, Early Childhood Action Strategy, Hawai'i Children's Action Network Speaks!, and five individuals.

Your Committee finds that in 2020, one in ten babies born in the State was preterm, which is a birth that occurs before thirty-seven completed weeks of gestation. These babies spend extended time in neonatal intensive care units, resulting in parents spending weeks or months in the care units to care for their children. This measure provides parents in these situations with up to eight weeks of family leave during a calendar year to take care of their children.

Your Committee has amended this measure by:

- (1) Clarifying that an employee who suffers from a total inability to perform the duties of the employee's employment resulting from the birth of a child who is required to stay in a neonatal intensive care unit, is entitled to additional family leave for up to eight weeks; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1409, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1409, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Gates).

SCRep. 752 Consumer Protection & Commerce on H.B. No. 1295

The purpose of this measure is to establish and appropriate funds for a grant program within the Department of Agriculture to assist chicken farmers in meeting the costs of raising chickens for human consumption.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Farmers Union United, and Hawai'i Farm Bureau.

Your Committee finds that escalating supply chain costs have placed great financial burdens on farmers in the State. For poultry farmers, who are a critical source of lean protein and eggs, these escalating supply chain costs have resulted in feed costs increasing several fold. This has forced two egg farms to close since 2007. This measure provides much-needed support to a critical sector of local agriculture and food production through a grant program.

Your Committee has amended this measure by:

- (1) Expanding the grant program to farmers who raise chickens for egg laying;
- (2) Unspecifying the maximum number of chickens a qualified applicant can raise to qualify for the grant program; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1295, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1295, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Gates).

SCRep. 753 Consumer Protection & Commerce on H.B. No. 329

The purpose of this measure is to require solar conduit and electrical panel readiness for new residential construction and electric vehicle readiness when an electrical panel and parking area are installed.

Your Committee received testimony in support of this measure from the Hawaii Climate Change Mitigation and Adaptation Commission, Blue Planet Foundation, Kauai Climate Action Coalition, Climate Protectors Hawaii, Ulupono Initiative, 350Hawaii.org, Big Island Electric Vehicle Association, Hawaii Solar Energy Association, and nineteen individuals. Your Committee received testimony in opposition to this measure from NAIOP Hawaii and one individual. Your Committee received comments on this measure from the Building Industry Association of Hawaii.

Your Committee finds that electric vehicles and photovoltaic systems reduce reliance on fossil fuels while promoting the State's goal of reducing the emission of greenhouse gases. However, home construction is not required to be ready to support these key clean energy technologies. Your committee further finds that the installation of the infrastructure to support these technologies is more cost-efficient when completed during the construction of a new home, rather than retrofitting after construction has been completed. This measure promotes the adoption of these clean energy technologies by requiring new residential construction to be photovoltaic and electric vehicle ready.

Your Committee has amended this measure by:

- (1) Limiting the additional requirements placed on new construction by this measure to buildings exclusively occupied by residential units offered for sale at fair market value; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 329, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 329, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Onishi). Noes, 1 (Pierick). Excused, 1 (Gates).

SCRep. 754 Consumer Protection & Commerce on H.B. No. 920

The purpose of this measure is to allow the counties to adopt a county building code distinct from the state building code and applicable only to single-family dwellings, additional dwelling units, duplexes, and non-commercial structures that have no more than a certain square footage of living area.

Your Committee received testimony in support of this measure from the Office of the Mayor of the County of Hawai'i, one member of the Maui County Council, and Building Industry Association Hawaii. Your Committee received testimony in opposition to this measure from the Subcontractors Association of Hawaii. Your Committee received comments on this measure from HPM Building Supply.

Your Committee finds that under existing law, the State Building Code Council adopts the state building codes with the counties adopting, in whole or in part, the state building codes. Your Committee further finds that the counties and their building needs are distinct from one another. This measure provides greater flexibility to the counties, which will allow the counties to nimbly adopt a code more adaptive to their circumstances.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 920, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11; Ayes with Reservations (Amato, Lowen, Onishi). Noes, none. Excused, none.

SCRep. 755 Consumer Protection & Commerce on H.B. No. 1121

The purpose of this measure is to exempt one hundred percent of the gain realized by a fee simple owner from the sale of a leased fee interest in units within a condominium project, cooperative project, or planned unit development to the association of apartment owners or residential cooperative housing corporation of the leasehold units.

Your Committee received testimony in support of this measure from the Hawaii Council of Associations of Apartment Owners, Palehua Townhouse Association, Mauna Luan, and four individuals. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that capital gains taxes are a major deterrent in selling leased fee interests. Your Committee further finds that many residents who reside in leasehold units face the risk of losing their housing when the leases expire. As a mechanism to stabilize housing for these individuals, the Legislature enacted Act 166, Session Laws of Hawaii 2007 (Act 166), to provide an income tax exemption to incentivize lessors to sell the leased-fee interests to their lessees. The exemption was extended until December 31, 2017. This measure will reinstate the tax exemption established by Act 166, which will allow more conversions from leasehold to fee simple and increase the availability of for-sale units in condominium projects, cooperative projects, and planned community developments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1121, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 756 Consumer Protection & Commerce on H.B. No. 1245

The purpose of this measure is to appropriate funds to the Department of Health for the purchase of one advanced life support ambulance and related equipment to be based in Central Maui, and to fund pay-related personnel costs for state-certified emergency medical services personnel.

Your Committee received testimony in support of this measure from one member of the Maui County Council, American Medical Response, and two individuals. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that it is critically important for the State to ensure its residents have prompt access to emergency health care. Your Committee further finds that, while emergency response times remain low in Maui County, the County's expected population growth warrants additional emergency services, including an advanced life support ambulance and related equipment and emergency personnel. This measure therefore appropriates funds to ensure that the residents of Central Maui retain timely access to emergency health care.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1245, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 757 Consumer Protection & Commerce on H.B. No. 565

The purpose of this measure is to establish and appropriate funds for the State Self-Insurance Against Property and Casualty Risks Special Fund to provide the State with self-insurance coverage against property and casualty risks.

Your Committee received comments on this measure from the Department of Accounting and General Services and Department of Budget and Finance.

Your Committee finds that the State currently purchases third-party insurance through its risk management and insurance administration to cover the State's property and casualty risks. Property and casualty insurance provides risk mitigation to minimize the State's loss exposure. Your Committee further finds that the State's property and casualty insurance premium costs are significant and subject to increases. This measure is intended to save the State the cost of its annual insurance premiums for property and casualty risks.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 565, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11; Ayes with Reservations (Amato). Noes, none. Excused, none.

SCRep. 758 Consumer Protection & Commerce on H.B. No. 346

The purpose of this measure is to:

- (1) Require that the design of new state facilities be electric vehicle charger-ready;
- (2) Require the Hawaii State Energy Office, in consultation with the Department of Accounting and General Services and Department of Transportation, to determine the priority order for retrofitting state facilities, based on certain factors including location, expected future demand, estimated costs, other make-ready work, other planned improvements, and other relevant factors;
- (3) Establish the goal of the State to retrofit state facilities to be electric vehicle charger-ready; and
- (4) Appropriate funds for the Department of Accounting and General Services to install or contract for the installation of retrofits and electric vehicle charging systems at the selected state facilities.

Your Committee received testimony in support of this measure from the Department of Transportation, Department of Accounting and General Services, Hawai'i Climate Change Mitigation and Adaptation Commission, Hawai'i State Energy Office, Hawaiian Electric, Hawaii Automobile Dealers' Association, Blue Planet Foundation, Ulupono Initiative, Big Island Electric Vehicle Association, 350Hawaii.org, and sixteen individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that electric vehicles reduce residents' reliance on fossil fuels while promoting the State's goal of reducing the emission of greenhouse gases. The cost of designing new facilities to be electric vehicle-charger ready is significantly less than the cost of retrofitting facilities after construction for electric vehicle charging. Therefore, your Committee further finds that the State should lead by example in encouraging the transition to cleaner transportation by designing all of its new facilities to be electric vehicle charger-ready and expanding workplace charging availability in its facilities.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 346, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 759 Consumer Protection & Commerce on H.B. No. 1030

The purpose of this measure is to increase the carryover balance of the Public Utilities Commission Special Fund from \$1,000,000 to \$3,000,000.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs, Public Utilities Commission, Hawaiian Electric, and Ulupono Initiative. Your Committee received comments on this measure from one individual.

Your Committee finds that the Public Utilities Commission Special Fund is the primary source of funding for the Public Utilities Commission and Department of Commerce and Consumer Affairs' Division of Consumer Advocacy. Under existing law, all funds in excess of \$1,000,000 in the special fund at the end of June of each year are transferred to the general fund. The current carryover balance of \$1,000,000 is the only means for the Commission to meet its financial obligations until the first major infusion of public utility fees in August; thereafter, fees are collected on a staggered basis. The current carryover balance was established in 1994 and has never been modified, even though the Commission's responsibilities and operational costs have grown significantly since that time. Your Committee further finds that the \$1,000,000 carryover balance is no longer sufficient to meet the Commission's start-of-year expenses, including statutory obligations and payroll.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1030 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 760 Consumer Protection & Commerce on H.B. No. 977

The purpose of this measure is to amend the State's procurement laws relating to purchases of health and human services by abolishing the Community Council on Purchase of Health and Human Services.

Your Committee received testimony in support of this measure from the Department of Accounting and General Services, Department of Human Services, and State Procurement Office.

Your Committee finds that the Community Council on Purchase of Health and Human Services was established with the purpose of providing input and advising the State Procurement Administrator in developing rules, infrastructure, and procedures for procuring health and human services. Your Committee further finds that the administrative rules for the law governing the procurement of health and human services are established and that the Community Council has not convened since April 22, 2010. This measure therefor eliminates an obsolete section and body that is no longer needed.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 977, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 761 Consumer Protection & Commerce on H.B. No. 1250

The purpose of this measure is to protect Hawaii-grown mamaki tea by:

- (1) Imposing labeling requirements for mamaki tea grown in the State; and
- (2) Appropriating funds to the Department of Agriculture to administer the mamaki tea labeling requirements.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Farm Bureau, Rancho Aloha Coffee Farm, and one individual.

Your Committee finds that mamaki is a shrub endemic to Hawaii and is a common host plant for caterpillars of the Kamehameha butterfly, the official state insect. Your Committee further finds that the mamaki tea industry is fairly new and would benefit from protections against deceptive or misleading labels. This measure establishes labeling requirements and provides resources to the Department of Agriculture to ensure that labels purporting that all or a portion of the mamaki tea was grown in Hawaii are true and accurate.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1250, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Gates).

SCRep. 762 Consumer Protection & Commerce on H.B. No. 521

The purpose of this measure is to:

- (1) Authorize and decriminalize the sale of raw milk and raw milk products directly to consumers for human consumption, subject to certain conditions; and
- (2) Authorize the sale of raw goat milk for pet consumption, subject to certain conditions.

Your Committee received testimony in support of this measure from The Pet Depot, Weston A. Price Foundation, and nine individuals. Your Committee received testimony in opposition to this measure from the Department of Health, Department of Agriculture, Hawai'i Farm Bureau, and one individual.

Your Committee finds that raw milk is milk that has not undergone the process of pasteurization, which is the process by which milk is mildly heated to destroy pathogens. Your Committee further finds that there is a consumer demand for raw milk due to its taste and health benefits. However, under existing administrative rules, milk is only available to the public if it has undergone the process of pasteurization. Your Committee notes that goat milk is similarly prohibited unless it has undergone the process of pasteurization. This measure is intended to provide consumers and their pets with more milk beverage choices.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 521 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10; Ayes with Reservations (Tam). Noes, 1 (Onishi). Excused, none.

SCRep. 763 Consumer Protection & Commerce on H.B. No. 197

The purpose of this measure is to:

- (1) Require the Department of Health to establish a Refrigerant Management Program to reduce emissions of high global warming potential refrigerants and any refrigerant that is an ozone depleting substance from stationary, commercial, and industrial refrigeration equipment and adopt rules for the regulation of the use of such refrigerants;
- (2) Require the State Building Code Council to establish codes and standards consistent with the goal of reducing greenhouse gas emissions associated with hydrofluorocarbons when updating the state building code;
- (3) Specify that no law, rule, ordinance, or code, including the state building code, shall prohibit or limit the use of a refrigerant that is designated as acceptable for use under federal law; and
- (4) Appropriate funds for the Refrigerant Management Program.

Your Committee received testimony in support of this measure from the Department of Health, Hawai'i Climate Change Mitigation and Adaptation Commission, Hawaii Environmental Change Agents' Decarbonization of Buildings Task Force, Climate Protectors Hawai'i, 350Hawaii.org, Kauai Climate Action Coalition, and seven individuals.

Your Committee finds that the United States Environmental Protection Agency phased out the production and import of chlorofluorocarbons and most hydrochlorofluorocarbons, commonly used as refrigerants, because of their potential to deplete the upper ozone layer, and these refrigerants were ultimately replaced with hydrofluorocarbons. However, your Committee further finds that some types of hydrofluorocarbons are potent greenhouse gases with very high global warming potentials contributing to climate change. Your Committee believes that the State needs to take the initiative to prevent harmful chemicals from leaking into the atmosphere by establishing a Refrigerant Management Program.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 197, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 764 Consumer Protection & Commerce on H.B. No. 1348

The purpose of this measure is to protect macadamia nut farmers in the State and the premium brand of goods grown and produced in Hawaii by:

- (1) Applying the labeling requirement for macadamia nuts partially sourced from Hawaii to situations in which the labeling on a consumer package, by any other means including in the company name or use of image, represents the origin of the macadamia nuts as being from the State;
- (2) Requiring the country of origin to be included on the label of a consumer package of raw or processed macadamia nuts; and
- (3) Allowing a private right of action for violations.

Your Committee received testimony in support of this measure from the Department of Agriculture; Hawaiian Macadamia Nut Orchards; Kauai County Farm Bureau; Onomea LLC; New Hawaii Macnut Company; Hawaiian Macadamia Nut Services, LLC; Rancho Aloha Coffee Farm; Kuwale Ridge Farms; Ka Ohana O Na Pua; Beyond Organic Consulting, Inc.; K Maier Farms; Maui Farmers Union United; Hawai'i Farm Bureau; Macadamia Growers of Hawai'i; Kiolakaa Orchards, LLC; Royal Hawaiian Orchards; Yamada Enterprises, Inc.; Kona Coffee Farmers Association; Ka'u Farms Management LLC; Hamakua Macadamia Nut Company; Ahualoa Family Farms LLC; The Locavore Store; Kanalani Ohana Farm; Huahua Farm; Island Harvest Inc.; and numerous individuals.

Your Committee finds that Hawaii is currently the fifth largest producer of macadamia nuts in the world, but the macadamia nut industry faces significant environmental and economic pressures, including competition from out-of-State and foreign macadamia nut growers. Your Committee further finds that certain businesses may be using company names with Hawaiian words or images of Hawaii to mislead consumers into thinking that the macadamia nuts in their products were grown in Hawaii when in fact they were not. This measure bolsters the State's existing protections on the labelling of the origin of macadamia nuts to protect the Hawaii brand.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1348, H.D. 1, and recommends that it be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 10; Ayes with Reservations (Belatti). Noes, 1 (Onishi). Excused, none.

SCRep. 765 Consumer Protection & Commerce on H.B. No. 1326

The purpose of this measure is to:

- (1) Establish the Hawaii Zero Waste Initiative;
- (2) Establish the Packaging Waste Advisory Council;
- (3) Require the Department of Health to develop a statewide needs assessment to determine the resources required to reduce packaging waste by seventy percent of the baseline amount;
- (4) Require the Department of Health to develop a producer-funded waste reduction and reuse plan to implement a packaging waste reduction and reuse program;
- (5) Require the Department of Health to submit annual reports to the Legislature; and
- (6) Appropriate funds.

Your Committee received testimony in support of this measure from the Department of Health; Hawai'i Climate Change Mitigation and Adaptation Commission; County of Hawai'i Department of Environmental Management; Adaptations Inc.; Big Island Coffee Roasters; Blackmountainbeauty; Coconut

Trader; CupZero; DeliverZero, Inc.; EarthEx, LLC; FoodWare; Hawaii Island Ocean Advocates; Hilo Bottle Shop; Kale'a Farms; Koko Kai Foods LLC; Muuse; NO POHO; Ocean Kind HI; Pop Culture Artisan Pops; Protea Zero Waste Store; SKY Kombucha; SUPERFUN Studio; The Conservationist Collective; The Locavore Store; Village Seeds Design LLC; Volcano Previous Plastic, LLC; Zero Waste Hale; 350Hawaii.org; Blue Ocean Warriors; Christienne de Tournay Zero Waste Consultancy; Don't Waste Durham; Faith Alliance for Climate Solutions; Going Home Hawaii; Hanai Kaiaulau; Hawai'i Alliance for Progressive Action; Hawai'i Wildlife Fund; Ho'omalau Ke Kai; Just Zero; Kingdom Pathways; Perpetual; Plastic Pollution Coalition; Re-use Hawai'i; Sheffield Saves; Surfrider Foundation, Hawai'i Region; The Last Plastic Straw; Upstream; Zero Waste Hawai'i Island; Zero Waste Maui Coalition; Hawai'i Reef and Ocean Coalition; Climate Protectors Hawai'i; Kokua Na Aina; Big Island Reef Keepers Hui; E-bikes Big Island LLC; Zero Waste Kaua'i; Sierra Club of Hawai'i; Product Stewardship Institute; Pali Nana; and numerous individuals. Your Committee received testimony in opposition to this measure from the Wine Institute; American Institute for Packaging and the Environment; Island Plastic Bags, Inc.; Household & Commercial Products Association; American Beverage Association; Consumer Brands Association; The Toy Association; American Chemistry Council; Hawaii Food Manufacturers Association; and Flexible Packaging Association. Your Committee received comments on this measure from the Department of Budget and Finance and one individual.

Your Committee finds that packaging waste is a significant pollutant and addressing packaging waste will benefit the State and protect the environment, economy, and public health. This measure lays the foundation for Hawaii to transition from a linear waste management system to a circular economy that prioritizes waste source reduction, reuse, refill, and composting and holds producers accountable for the cost of disposal of their products and packaging.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1326, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11; Ayes with Reservations (Belatti, Onishi). Noes, none. Excused, none.

SCRep. 766 Consumer Protection & Commerce on H.B. No. 933

The purpose of this measure is to require the Public Utilities Commission to use Universal Service Fund monies to provide free telecommunications access to certain information for individuals with print disabilities.

Your Committee received testimony in support of this measure from the Disability and Communication Access Board, National Organization of Parents of Blind Children, National Federation of the Blind of Hawaii, and two individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Department of Human Services, Public Utilities Commission, and Hawaiian Telcom.

Your Committee finds that access to time-sensitive information, such as certain information in public notices, emergency alerts, job opportunities, and daily newspapers, is vitally important and may be difficult for persons with print disabilities. This measure ensures that persons with print disabilities have timely telephonic access to such information.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 933, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 767 Consumer Protection & Commerce on H.B. No. 963

The purpose of this measure is to:

- (1) Appropriate \$33,000,000 to provide required matching funds for the Broadband Equity, Access, and Deployment program;
- (2) Appropriate \$95,000,000 in fiscal year 2023-2024 from funds the State received from the federal Infrastructure Investment and Jobs Act; and
- (3) Make unspecified general fund appropriations for the 2023-2025 fiscal biennium to provide additional matching funds for federal broadband-related programs.

Your Committee received testimony in support of this measure from the Office of the Lieutenant Governor; Department of Budget and Finance; Department of Business, Economic Development, and Tourism; University of Hawai'i System; State Council on Developmental Disabilities; AARP Hawai'i; Hawai'i Primary Care Association; and Maui Chamber of Commerce.

Your Committee finds that the coronavirus disease 2019 pandemic brought to light the need for broadband infrastructure and digital equity throughout the State. Your Committee further finds that the federal government has identified having robust broadband infrastructure as a priority and has dedicated funding for digital equity programs across the country. This measure appropriates state funds as a match for those federal funds in order to expand broadband services and digital equity in the State.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 963, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 768 Consumer Protection & Commerce on H.B. No. 1408

The purpose of this measure is to:

- (1) Establish the Digital Equity Grant Program to award grants to applicants to deploy digital equity projects to covered populations in the State; and
- (2) Appropriate funds for the Digital Equity Grant Program.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; University of Hawai'i System; Hawaii State Council on Developmental Disabilities; Hawai'i Climate Change Mitigation and Adaptation Commission; AARP Hawai'i; Charter Communications; Kapolei Chamber of Commerce; Hawaiian Telcom; Hawaii Broadband Hui; and one individual. Your Committee received comments on this measure from the Office of Information Practices.

Your Committee finds that the coronavirus disease 2019 pandemic brought to light the need for digital equity throughout the State. Your Committee further finds that the federal government has identified having robust broadband infrastructure as a priority and has dedicated funding for digital equity programs across the country. This measure would establish a program to provide grants for the optimal use of expected federal funding, thereby allowing the State to improve adoption of broadband services by residents who are most in need of those services to access essential services and fully participate in society, democracy, and the economy.

Your Committee has amended this measure by:

- (1) Inserting a definition for "broadband infrastructure";
- (2) Specifying that projects that include the deployment of broadband infrastructure are ineligible for a grant under the Digital Equity Grant Program; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1408, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1408, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 769 Consumer Protection & Commerce on H.B. No. 381

The purpose of this measure is to repeal the cutoff date established by Act 196, Session Laws of Hawaii 2018, that allowed the use of funds in the Condominium Education Trust Fund initially dedicated to supporting voluntary binding arbitration to be used for other educational purposes.

Your Committee received testimony in support of this measure from the Hawai'i Real Estate Commission; Palehua Townhouse Association; Legislative Action Committee of The Community Associations Institute, Hawaii Chapter; Hawaii Council of Associations of Apartment Owners; Mauna Luan; and four individuals. Your Committee received testimony in opposition to this measure from the Chamber of Sustainable Commerce and five individuals.

Your Committee finds that Act 196, Session Laws of Hawaii 2018 (Act 196), temporarily expanded the scope of the Condominium Education Trust Fund to cover voluntary binding arbitration between interested persons and amended the conditions that mandate mediation and exceptions to mandatory mediation. Your Committee further finds that these alternative dispute resolution remedies were found to be successful and made permanent by Act 57, Session Laws of Hawaii 2020 (Act 57). However, the cutoff date established by Act 196 for the authorized use of funds initially dedicated to supporting voluntary binding arbitration was not made permanent and is scheduled to sunset on June 30, 2023. This measure therefore repeals the cutoff date established by Act 196 to ensure that Condominium Education Trust Fund monies that were initially dedicated to supporting voluntary binding arbitration can continue to be used for the other statutory educational purposes.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 381, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 381, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, 1 (Amato). Excused, none.

SCRep. 770 Consumer Protection & Commerce on H.B. No. 24

The purpose of this measure is to remove the discretion for water carriers to secure prior approval of the Public Utilities Commission to enter into long-term leases of more than three years and leverage leases.

Your Committee received testimony in support of this measure from Young Brothers, LLC; Matson Navigation Company, Inc.; and Hawaii Harbor Users Group. Your Committee received testimony in opposition to this measure from the Department of Commerce and Consumer Affairs. Your Committee received comments on this measure from the Public Utilities Commission.

Your Committee finds that existing law relating to the Public Utilities Commission's regulatory approval process for water carriers could be interpreted to require the Commission to approve long-term leases of any type or amount, which could result in delays in the transport of necessary goods throughout the State. Your Committee notes that no other entity regulated by the Public Utilities Commission is required to obtain the Commission's approval before entering into a lease of more than three years. This measure ensures that consumers receive their goods in a timely manner and provides parity in the lease approval processes across entities regulated by the Public Utilities Commission.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 24, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11; Ayes with Reservations (Amato, Hussey-Burdick, Lowen). Noes, none. Excused, none.

SCRep. 771 Consumer Protection & Commerce on H.B. No. 978

The purpose of this measure is to amend the State's procurement laws relating to the purchase of health and human services to promote procurement efficiency, program success, and government accountability.

Your Committee received testimony in support of this measure from the Department of Accounting and General Services, Department of Human Services, and State Procurement Office.

Your Committee finds that there is a need to increase efficiencies in government procurement of health and human services. This measure allows agencies to establish and use their own lists of qualified providers as needed, specifically for the provision of health and human services, and expedites the competitive procurement of health and human services purchases of less than \$100,000. This measure will thereby reduce the administrative costs and burden to the State and provider community.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 978, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 772 Consumer Protection & Commerce on H.B. No. 748

The purpose of this measure is to, beginning December 31, 2026, prohibit the manufacture, sale, offer for sale, distribution for sale, and distribution for use of any food packaging, food service ware, cosmetic, or personal care product that contains perfluoroalkyl and polyfluoroalkyl substances, with certain exceptions.

Your Committee received testimony in support of this measure from the Department of Health, Our Revolution Hawaii, Climate Protectors Hawai'i, Hawaii Reef & Ocean Coalition, and six individuals. Your Committee received testimony in opposition to this measure from the Personal Care Products Council, Chamber of Sustainable Commerce, and American Chemistry Council. Your Committee received comments on this measure from the Maui Chamber of Commerce.

Your Committee finds that the Legislature enacted Act 152, Session Laws of Hawaii 2022, to prohibit, beginning July 1, 2024, the manufacture, sale, and distribution of food packaging and class B firefighting foam containing intentionally introduced perfluoroalkyl and polyfluoroalkyl substances, also known as PFAS or forever chemicals. However, in light of the November 2022 spill of approximately one thousand one hundred gallons of firefighting foam containing PFAS at the Red Hill Bulk Fuel Storage Facility, your Committee believes that further action is needed to prevent future releases of these substances into the environment and drinking water sources. This measure will further protect residents against toxic chemicals by expanding the range of PFAS-containing consumer products subject to the prohibition.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 748, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 748, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 773 Consumer Protection & Commerce on H.B. No. 1082

The purpose of this measure is to make various amendments to the laws governing the medical use of cannabis, including:

- (1) Specifying who may have access to the waiting room within a retail dispensing location of a medical cannabis dispensary;
- (2) Expanding the types of manufactured cannabis products that may be sold by medical cannabis dispensaries;
- (3) Establishing system access and integration requirements for the computer software tracking system used by medical cannabis dispensaries;
- (4) Allowing dispensaries to have a second sign;
- (5) Clarifying the Department of Health's rulemaking authority;
- (6) Amending the licensing fee structure for medical cannabis dispensaries;
- (7) Prohibiting packaging for cannabis and manufactured cannabis products that includes the image of any cartoon character or is designed to appeal to minors;
- (8) Clarifying when third parties may access retail dispensing locations and medical cannabis production centers and the conditions under which access must occur;
- (9) Clarifying penalties for violations of the medical cannabis dispensaries law;
- (10) Clarifying the required contents of the annual reports by the Department of Health; and
- (11) Requiring the Department of Business, Economic Development, and Tourism to submit a report to the Legislature of an analysis on aggregated de-identified information regarding the medical cannabis registry and dispensary programs.

Your Committee received testimony in support of this measure from Aloha Green Holdings Inc., Maui Grown Therapies, Metrc, and Cure Oahu. Your Committee received comments on this measure from the Department of Health; Division of Financial Institutions of the Department of Commerce and Consumer Affairs; Department of the Attorney General; Department of Business, Economic Development, and Tourism; Akamai Cannabis Consulting; and one individual.

Your Committee finds that amendments are needed to the State's Medical Cannabis Dispensary Program to enhance the ability of the Department of Health to regulate medical cannabis dispensaries, while also improving patient and public safety. This measure better serves the needs of qualifying patients by allowing caregivers to assist patients in waiting rooms of retail dispensary locations, preserves the Department's interim rulemaking authority to ensure the Department is able to timely respond to public health and safety concerns, and clarifies penalties for violations to facilitate enforcement of dispensary compliance.

Your Committee also finds that transparency and accurate data collection is key to a successful and safe cannabis tracking system. This measure makes changes to the current reporting structure for medical cannabis dispensaries to further this intent. Finally, your Committee notes that in addition to structural issues already impacting the cannabis industry nationwide, the medical cannabis market has, like many other industries, been subject to the recent impacts of inflation and labor shortage issues within business operations and with its vendors. This measure reduces administrative barriers and assists medical cannabis dispensaries with streamlining operations and resources and helps ensure dispensaries remain in operation and continue to meet the needs of qualifying patients.

Your Committee has amended this measure by:

- (1) Removing language prohibiting packaging for cannabis and manufactured cannabis products that includes the image of any cartoon character or is designed to appeal to minors;
- (2) Removing language requiring the Department of Health to amend rules regarding the Medical Cannabis Dispensary Program if there is a likelihood of a severe economic impact on stakeholders; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1082, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 1082, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 774 Consumer Protection & Commerce on H.B. No. 907

The purpose of this measure is to authorize reimbursement services provided through telehealth by way of an interactive telecommunications system.

Your Committee received testimony in support of this measure from AARP Hawai'i; Hawaii Primary Care Association; The Hawaiian Islands Association for Marriage and Family Therapy; National Association of Social Workers -- Hawai'i; Hawai'i Psychological Association; Alzheimer's Association; Hawaii Substance Abuse Coalition; Hawai'i Pacific Health; American Cancer Society Cancer Action Network; Hawaii Medical Association; Epilepsy Foundation of Hawaii; Pacific Behavioral Health; Wai Kahe Counseling; Clinical Psychology Services, LLC; Pacific Psychology Partners, Inc.; and eighteen individuals. Your Committee received comments on this measure from the Department of the Attorney General, Department of Human Services, Department of Commerce and Consumer Affairs, and Hawaii Medical Service Association.

Your Committee finds that the use and expansion of telehealth services and technology in the State have been recognized as a way to increase access and reduce delays to health care, particularly in rural areas of the State. Many of the highest-risk patients reside in medically underserved areas, are part of medically underserved populations, or reside in federally-designated health professional shortage areas. Telehealth via telephonic communication benefits many in these communities.

Your Committee further finds that the federal Centers for Medicare and Medicaid Services adopted guidance relating to telehealth services. This measure aligns state laws regarding reimbursements for telehealth services with the guidance provided by the Centers for Medicare and Medicaid Services.

Your Committee has amended this measure by:

- (1) Clarifying that reimbursements for diagnosis, evaluation, or treatment of a mental health disorder delivered through an interactive telecommunications system shall meet requirements under federal regulations; and
- (2) Clarifying that the exemption for certain communications from the definition of telehealth does not apply if such communication is allowed under the federal regulations regarding interactive telecommunications systems.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 907, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.B. No. 907, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 775 Judiciary & Hawaiian Affairs on H.B. No. 984

The purpose of this measure is to clarify, revise, and update Hawaii's firearms laws by:

- (1) Prohibiting firearms in certain locations and premises;
- (2) Requiring licensees who publicly carry firearms to obtain liability insurance coverage beginning January 1, 2025;
- (3) Requiring possession and disclosure of a license to carry;
- (4) Prohibiting leaving an unsecured firearm in a vehicle unattended;
- (5) Prohibiting consuming or being under the influence of alcohol, an intoxicating liquor, or a controlled substance when carrying a firearm;
- (6) Prohibiting carrying or possessing firearms on certain private property open to the public without express authorization;
- (7) Amending the requirements for, and revocation of, firearms permits and licenses; and
- (8) Amending the disqualification of persons from owning, possessing, or controlling a firearm.

Your Committee received testimony in support of this measure from the Department of the Attorney General; Honolulu Police Department; Retail Merchants of Hawaii; Everytown for Gun Safety; Moms Demand Action; Students Demand Action; Hawaii Bankers Association; Everytown Veteran Advisory Council; Indivisible Hawaii; Church of the Crossroads; Saint Luke's Episcopal Church Honolulu; Giffords; Brady Hawaii; Moms Demand Action for Gun Sense in America Hawaii Chapter; Hawaii Coalition to Prevent Gun Violence; Institute for Human Services, Inc.; Healthcare Association of Hawaii; and numerous individuals. Your Committee received testimony in opposition to this measure from the Maui Police Department, National Rifle Association, Hawaii Federation of Republican Women, Pu'uloa Rifle and Pistol Club, Hawaii Firearms Coalition, Active Self Protection, Hawaii Tactical Division LLC., Young Guns, and numerous individuals. Your Committee received comments on this measure from the Kauai Police Department and Hawai'i Primary Care Association.

Your Committee finds that the United States Supreme Court held under *New York State Rifle & Pistol Ass'n, Inc. v. Bruen*, 142 S.Ct. 2111 (2022) that the Second Amendment provides for an individual right to keep and bear arms for lawful purposes. However, your Committee further finds that this ruling is not a regulatory straitjacket and allows states to enact firearms regulations, such as prohibiting carrying firearms in sensitive locations and requiring those who carry firearms be law-abiding, responsible citizens. Your Committee believes extensive amendments are needed to the State's existing firearms laws to ensure the safety and welfare of citizens as a result of *Bruen*.

Your Committee has amended this measure by:

- (1) Amending the locations and premises where carrying or possessing a firearm is prohibited to include:
 - (A) The adjacent parking areas of any voting service center or other polling place; and
 - (B) Any public gathering, public assembly, or special event conducted on property open to the public;
- (2) Clarifying when persons are exempt from certain firearms prohibitions;
- (3) Deleting the requirement that licensees who publicly carry firearms obtain liability insurance coverage beginning January 1, 2025;
- (4) Deleting the requirement that the safe storage depository required for securely locking firearms in unattended vehicles be fire resistant;
- (5) Deleting the authority for the counties to impose requirements that exceed the statewide provisions, including prohibitions against carrying or possessing a firearm in additional locations or premises within that county;
- (6) Requiring the Department of the Attorney General to publish an annual report on licenses to carry;
- (7) Adding a blank term of enhanced sentencing for persons who carry or possess a firearm in certain prohibited locations and premises when not licensed or exempt;
- (8) Requiring the name, address, and phone number for the transferor and transferee of a firearm;
- (9) Clarifying that a party aggrieved by a firearm permit denial is entitled to judicial review after a hearing and final decision;

- (10) Clarifying that the license for concealed carry applies statewide;
- (11) Extending the duration of licenses to carry to four years;
- (12) Requiring an applicant for a license to carry to identify any health care providers who possess or may possess any records that have a bearing on the mental health of the applicant;
- (13) Clarifying that licensing authorities must consider whether a person would present a danger to the community when making determinations on whether a person lacks the essential character or temperament to be entrusted with a firearm;
- (14) Allowing a designee of the chief of police to notify an applicant of the denial of their application for a license to carry;
- (15) Expanding the qualified immunity for physicians, psychologists, and psychiatrists who provide information on applicants for firearms permits to include physician assistants and advanced practice registered nurses and clarifying that the qualified immunity applies when information is provided on applicants for firearms licenses;
- (16) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (17) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 984, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 984, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, 2 (Kong, Souza). Excused, 1 (Ganaden).

SCRep. 776 Judiciary & Hawaiian Affairs on H.B. No. 136

The purpose of this measure is to require each house of the Legislature to post a report of the legislative allowance expenditures for each member of the respective house on the Legislature's website.

Your Committee received testimony in support of this measure from the Hawai'i State Ethics Commission, Commission to Improve Standards of Conduct, League of Women Voters of Hawaii, and one individual.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. This measure will increase transparency and accessibility to information related to the expenditure of taxpayer monies.

Your Committee has amended this measure by:

- (1) Requiring each house to post the report on an annual basis rather than a rolling basis; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 136, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 136, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 777 Finance on H.B. No. 1514

The purpose of this measure is to appropriate funds to provide for the expenses of the Legislature, Auditor, Legislative Reference Bureau, Ombudsman, and Hawaii State Ethics Commission.

Your Committee received testimony in support of this measure from the Office of the Auditor, Legislative Reference Bureau, Office of the Ombudsman, Hawai'i State Ethics Commission, League of Women Voters of Hawaii, and one individual. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that this measure appropriates sufficient funds to defray the necessary expenses of the Senate and House of Representatives up to June 30, 2024, including session and nonsession expenses. Your Committee further finds that this measure also appropriates sufficient funds to defray the necessary expenses of the Office of the Auditor, Legislative Reference Bureau, Office of the Ombudsman, and Hawaii State Ethics Commission for fiscal year 2023-2024.

Your Committee has amended this measure by including a necessary declaration of procedures for making an appropriation in excess of the general fund expenditure ceiling for fiscal year 2022-2023 pursuant to Section 9 of Article VII of the Hawaii State Constitution and Sections 37-91 and 37-93, Hawaii Revised Statutes.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1514, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1514, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Morikawa, Poepoe).

SCRep. 778 Finance on H.B. No. 25

The purpose of this bill is to effectuate its title.

H.B. No. 25 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the action to report out H.B. No. 25, as amended herein, and recommends that it be recommitted to your Committee on Finance, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 25, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 779 Finance on H.B. No. 27

The purpose of this bill is to effectuate its title.

H.B. No. 27 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the action to report out H.B. No. 27, as amended herein, and recommends that it be recommitted to your Committee on Finance, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 27, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 780 Finance on H.B. No. 28

The purpose of this bill is to effectuate its title.

H.B. No. 28 was introduced as a short-form bill, which is sometimes referred to as a "vehicle" bill primarily used to introduce a bill containing only a general idea as to the purpose of the bill without specific details in the long form.

Your Committee has amended the bill to provide the substantive contents of the bill in long form so that a public hearing may be properly held on its substantive contents.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the action to report out H.B. No. 28, as amended herein, and recommends that it be recommitted to your Committee on Finance, for the purpose of holding a public hearing thereon, in the form attached hereto as H.B. No. 28, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 781 Judiciary & Hawaiian Affairs on H.B. No. 132

The purpose of this measure is to:

- (1) Establish definitions for purposes of electronic voting; and
- (2) Specify additional requirements and procedures that election officials must comply with when using an electronic voting system, including procedures for conducting the post-election, pre-certification audit.

Your Committee received testimony in support of this measure from the Office of Elections. Your Committee received testimony in opposition to this measure from the Hawaii Federation of Republican Women and numerous individuals.

Your Committee finds that this measure clarifies the use of electronic voting systems for the purpose of marking and counting ballots as well as auditing election results.

Your Committee has amended this measure by:

- (1) Retaining language that requires the post-election, pre-certification audit to be of a random sample of no less than ten percent of the precincts; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 132, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 132, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 782 Judiciary & Hawaiian Affairs on H.B. No. 141

The purpose of this measure is to require each state legislator to include within the legislator's disclosure of financial interests the names of certain lobbyists with whom the legislator has a relationship.

Your Committee received testimony in support of this measure from the Hawai'i State Ethics Commission, Commission to Improve Standards of Conduct, League of Women Voters of Hawaii, All Hawaii News, and two individuals.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. This measure will increase transparency and potentially uncover conflicts of interest or self-dealing.

Your Committee has amended this measure by:

- (1) Changing the effective date to January 1, 2025; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 141, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 141, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 783 Water & Land on H.B. No. 146

The purpose of this measure is to add to the membership of the State Fire Council and to the membership of advisory committees that the State Fire Council may appoint.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawaii State Fire Council, Maui Fire Department, and Honolulu Fire Department.

Your Committee finds that the Hawaii State Aircraft Rescue Fire Fighting Unit and the Division of Forestry and Wildlife of the Department of Land and Natural Resources communicate and collaborate with the county fire departments on a regular basis during emergency incidents and non-emergency administrative matters and may provide a unique perspective to the State Fire Council. This measure will assist the State Fire Council in accomplishing its functions.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 146, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 784 Judiciary & Hawaiian Affairs on H.B. No. 542

The purpose of this measure is to minimize bid challenges, costs, and delays of public works construction projects for five years by:

- (1) Allowing a bidder of a public works construction project to clarify and correct immaterial or technical issues for up to twenty-four hours after the bid submission deadline, which shall be complementary and in addition to the time allowed by the Procurement Policy Board to correct or withdraw inadvertently erroneous bids;
- (2) Requiring that bids for construction be publicly opened no sooner than twenty-four hours after the bid submission deadline; and
- (3) Defining "immaterial or technical information".

Your Committee received testimony in support of this measure from the Subcontractors Association of Hawaii, General Contractors Association of Hawaii, and Hawaii Operating Engineers Industry Stabilization Fund Political Action Committee. Your Committee received testimony in opposition to this measure from the State Procurement Office; Painting Industry of Hawaii Labor Management Cooperation Trust Fund; Hawaii Tapers Market Recovery Trust Fund; Hawaii Glaziers, Architectural Metal Glassworkers Local Union 1889 AFL-CIO Stabilization Trust Fund; Carpet, Linoleum and Soft Tile Local Union 1926 Market Recovery Trust Fund; and Hawaii Building & Construction Trades Council. Your Committee received comments on this measure from the Department of Accounting and General Services and Contractors License Board.

Your Committee finds that this measure is intended to permit the bidder to ensure that all subcontractors who have submitted bids to the general contractor have met all of the requirements to perform work on state and county projects, including licensing, bonding, and insurance requirements, as applicable. By providing a modest amount of time after bid closing, this measure will reduce the likelihood of errors that can increase the cost of public works projects for the State.

Your Committee has amended this measure by:

- (1) Changing the repeal date to June 30, 2026; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 542, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 542, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10; Ayes with Reservations (Ganaden, Kong). Noes, none. Excused, none.

SCRep. 785 Judiciary & Hawaiian Affairs on H.B. No. 463

The purpose of this measure is to lower the threshold for disclosure of campaign expenditures by noncandidate committees to \$100.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Campaign Spending Commission.

Your Committee finds that campaign spending disclosure requirements provides voters with useful information, deters corruption and avoids the appearance of such conduct, and facilitates the enforcement of the law. This measure enhances election transparency by lowering the threshold for campaign spending expenditure disclosures for noncandidate committees to \$100.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 463 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 786 Judiciary & Hawaiian Affairs on H.B. No. 1058

The purpose of this measure is to require an adopted individual to be considered a child of both the adopted and natural parents for the sole purpose of determining familial relationships, including for purposes of the Hawaiian Homes Commission Act.

Your Committee received testimony in support of this measure from the Department of Hawaiian Home Lands and one individual. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that adoption alters how individuals are related, which may disqualify an otherwise qualified successor. This measure would allow an adopted individual and the individual's natural family to continue having the same familial relationship for the purposes of successorship. This measure does not affect the blood quantum requirements under the Hawaiian Homes Commission Act, 1920, as amended, or the Department of Hawaiian Home Lands' administrative rules.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1058, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1058, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 787 Judiciary & Hawaiian Affairs on H.B. No. 1039

The purpose of this measure is to amend Act 278, Session Laws of Hawaii 2022, to:

- (1) Specify that the Statewide Law Enforcement Training Complex will be located at the First Responder Technology Campus, rather than the Mililani Technology Park;
- (2) Transfer the responsibility and management of certain private security contracts from the Department of Law Enforcement to the Department of Health, Department of Human Services, and Department of Defense, for their respective facilities;
- (3) Modify the transfer of the personnel and functions of the Department of the Attorney General to the Department of Law Enforcement;
- (4) Clarify that the Attorney General's status as the Chief Legal and Law Enforcement Officer of the State is not amended or abrogated by Act 278, Session Laws of Hawaii 2022; and
- (5) Make certain clarifying amendments.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Department of Law Enforcement, Department of Human Services, and Hawai'i Office of Homeland Security.

Your Committee finds that Act 278, Session Laws of Hawaii 2022, established the Department of Law Enforcement to consolidate and administer various criminal law enforcement and investigative functions of the State. This measure makes several clarifying amendments to ensure that the proper responsibilities, personnel, and functions are transferred to the Department of Law Enforcement before it becomes fully operational on January 1, 2024.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1039, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1039, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 788 Judiciary & Hawaiian Affairs on H.B. No. 981

The purpose of this measure is to authorize a fingerprint-based criminal history background check by the county police departments of applicants for licenses to sell, offer to sell, distribute, or otherwise transfer electric guns or cartridges.

Your Committee received testimony in support of this measure from the Department of the Attorney General and two individuals. Your Committee received testimony in opposition to this measure from the Honolulu Police Department, Hawaii Firearms Coalition, and numerous individuals.

Your Committee finds that the county police departments currently verify an applicant's Hawaii criminal conviction record through the Hawaii Criminal Justice Data Center. This measure would allow the county police departments to conduct a further search for convictions in other states using the National Crime Information Center.

Your Committee has amended this measure by:

- (1) Clarifying the required information from applying entities and their responsible persons for applications to sell, offer to sell, distribute, or otherwise transfer electric guns or cartridges;
- (2) Clarifying the requirement for fingerprinting and photographing the responsible persons of applying entities, including when the requirement may be waived and who is responsible for all applicable fees;
- (3) Prohibiting the issuance of a license to sell, offer to sell, distribute, or otherwise transfer electric guns or cartridges when the applicant or responsible person has any conviction for any felony offense;
- (4) Defining the terms "applying entity" and "responsible person";
- (5) Clarifying the police department's authority to conduct criminal history record checks on responsible persons for licenses to sell, offer to sell, distribute, or otherwise transfer electric guns or cartridges; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 981, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 981, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, 2 (Kong, Souza). Excused, 1 (Ganaden).

SCRep. 789 Judiciary & Hawaiian Affairs on H.B. No. 792

The purpose of this measure is to grant the circuit court, when sentencing a minor for a criminal offense, the discretion to:

- (1) Impose a sentence that includes a period of incarceration that is as much as fifty percent shorter than any mandatory minimum; and
- (2) In certain cases, decline to impose a mandatory enhanced sentence.

Your Committee received testimony in support of this measure from the Office of the Public Defender, Opportunity Youth Action Hawai'i, Community Alliance on Prisons, Human Rights for Kids, and one individual. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that individuals who commit crimes when under the age of eighteen should be treated differently from adults based on their brain development, impulse and behavioral control, vulnerability to negative influences and pressures, and limited control over their home settings and living conditions, which can be traumatic and abusive. This measure provides circuit courts with greater judicial discretion when sentencing these individuals in cases involving mandatory minimum sentences and mandatory enhanced sentences.

Your Committee has amended this measure by:

- (1) Expanding the circuit court's discretion to include adults convicted of a felony criminal offense that was committed before reaching the age of majority; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 792, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 792, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 790 Judiciary & Hawaiian Affairs on H.B. No. 426

The purpose of this measure is to:

- (1) Establish standards of conduct for firearm industry members;
- (2) Authorize any person who has suffered harm because of a firearm industry member's violation of the standards of conduct to bring a civil action; and
- (3) Authorize the Attorney General or any county attorney or public prosecutor to bring a civil action against a firearm industry member for violation of standards of conduct.

Your Committee received testimony in support of this measure from Indivisible Hawaii, Brady, Everytown for Gun Safety, Moms Demand Action, Students Demand Action, and six individuals. Your Committee received testimony in opposition to this measure from Pu'uoloa Rifle and Pistol Club, Kaneohe Gun Shop, National Rifle Association of America, Young Guns, Safari Club International Hawaii Chapter, Hawaii Firearms Coalition, and numerous individuals. Your Committee received comments on this measure from Kaleo.

Your Committee finds that this measure will ensure accountability for those who manufacture and sell guns and firearms.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 426, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 426, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, 2 (Kong, Souza). Excused, 1 (Ganaden).

SCRep. 791 Education on H.B. No. 262

The purpose of this measure is to establish a process for school placement for a child whose parent has transferred or is pending transfer from another state to a military installation in Hawaii while on active military duty pursuant to an official military order.

Your Committee received testimony in support of this measure from the United States Department of Defense and Hawaii Military Affairs Council. Your Committee received comments on this measure from the Department of Education.

Your Committee finds that this measure will provide military families with greater flexibility when enrolling their children in school and help facilitate a more seamless transition as these children adjust to their new surroundings.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 262, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 792 Judiciary & Hawaiian Affairs on H.B. No. 739

The purpose of this measure is to require the Department of Transportation to amend its administrative rules to repeal any provisions requiring the furnishing of evidence of registration as a condition precedent to receiving a certificate of inspection.

Your Committee received testimony in support of this measure from the Department of Transportation, Department of Customer Services of the City and County of Honolulu, and three individuals.

Your Committee finds that the requirement for motor vehicle owners to provide evidence of a motor vehicle's registration, such as a valid certificate of registration, in order to receive a safety inspection certificate can be particularly onerous for owner's whose certificates of registration and inspection have both expired. Your Committee further finds that most states that require safety inspections for motor vehicles do not usually require a certificate of registration in order to receive a certificate of inspection. This measure is intended to make it easier for motor vehicle owners to receive their motor vehicle registration and safety inspection certificate.

Your Committee has amended this measure by deleting the requirement that the Department of Transportation amend its administrative rules to repeal any provisions requiring the furnishing of evidence of registration as a condition precedent to receiving a certificate of inspection and instead requiring the Department of Transportation to amend its administrative rules to allow the owner of a motor vehicle whose motor vehicle registration and safety check are both expired to:

- (1) Register the motor vehicle without a certificate of inspection and, upon successful registration of the motor vehicle, obtain a certificate of inspection; and
- (2) Obtain a certificate of inspection without having to furnish evidence of a motor vehicle's registration and, after obtaining the certificate of inspection, register the motor vehicle.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 739, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 739, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 793 Judiciary & Hawaiian Affairs on H.B. No. 781

The purpose of this measure is to require that when an officer has custody of a child under eighteen years of age for an alleged violation of law, the child shall have contact with legal counsel and, to the extent practicable, a parent or legal guardian before the child waives any right against self-incrimination and before a custodial interrogation.

Your Committee received testimony in support of this measure from the Community Alliance on Prisons, Human Rights for Kids, and four individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Office of the Public Defender.

Your Committee finds that developmental and neurological science concludes that the process of cognitive brain development continues into adulthood, and that the human brain undergoes dynamic changes throughout adolescence and well into young adulthood. Your Committee further finds that custodial interrogation of an individual by the State requires that the individual be advised of the individual's rights to make a knowing, intelligent, and voluntary waiver of those rights before the interrogation proceeds. Your Committee believes that children under eighteen years of age cannot sufficiently comprehend the meaning of their rights and the consequences of a waiver.

Your Committee has amended this measure by:

- (1) Clarifying that, to the extent practicable, the child shall have contact with a parent, guardian, or legal custodian before the child waives any right against self-incrimination and before a custodial interrogation;
- (2) Deleting language that would have established an exemption regarding the admissibility of statements made by the child if:
 - (A) The officer who questioned the child reasonably believed that the information the officer sought was necessary to protect life or property from an imminent threat; and
 - (B) The officer's questions were limited to those questions that were reasonably necessary to obtain the information sought; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee believes that the county police departments will need to change their policies and procedures to implement this measure and carry out programs to educate officers on this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 781, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 781, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 794 Judiciary & Hawaiian Affairs on H.B. No. 340

The purpose of this measure is to designate April 27 of each year as Brother Joseph Dutton Day to honor the hard work and dedication of Joseph Dutton in helping residents of Kalaupapa.

Your Committee received testimony in support of this measure from the Department of Accounting and General Services, Joseph Dutton Guild, and five individuals.

Your Committee finds that Brother Joseph Dutton dedicated nearly forty-five years of his life to the residents of Kalaupapa. This measure ensures that Brother Joseph Dutton's legacy will endure for future generations. Your Committee further finds that this measure will also allow the State to annually reflect upon its history while increasing awareness of and educational opportunities about the residents of Kalaupapa.

Your Committee has amended this measure by amending the preamble to clarify certain biographical information on Brother Joseph Dutton.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 340, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 340, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 795 Consumer Protection & Commerce on H.B. No. 102

The purpose of this measure is to authorize for licensure as a professional engineer, a person who:

- (1) Is a graduate of a school or college approved as of satisfactory standing by the State Board of Professional Engineers, Architects, Surveyors, and Landscape Architects (Board);
- (2) Has completed an engineering curriculum of four years or more;

- (3) Has had four years of full-time or equivalent part-time professional level government employment performing lawful experience in review of engineered plans and calculations under the direct supervision of a properly licensed professional engineer; and
- (4) Has successfully passed a written examination prescribed by the Board.

Your Committee received testimony in support of this measure from the Department of Planning and Permitting of the City and County of Honolulu. Your Committee received testimony in opposition to this measure from the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects.

Your Committee finds that local government agencies are having difficulty recruiting and retaining engineers, as the agencies are unable to compete with private industries and federal agencies that can offer a substantially larger salary to engineers. Your Committee further finds that professional level government engineering experience entails a suitable and comprehensive standard of competency in engineering through the required review and approval of engineering projects under pertinent codes, ordinances, and laws. This measure incentivizes new engineering graduates to pursue an engineering career in local government by providing eligibility for licensure as a professional engineer through the use of relevant professional-level government employment that is directly supervised by a properly licensed professional engineer.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 102 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Amato, Belatti, Onishi).

SCRep. 796 Judiciary & Hawaiian Affairs on H.B. No. 985

The purpose of this measure is to establish the class C felony offense of government fraud.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Campaign Spending Commission, Commission to Improve Standards of Conduct, Honolulu Police Department, and two individuals.

Your Committee finds that existing laws grade theft offenses based on specific monetary thresholds. By establishing the crime of government fraud as a class C felony offense, regardless of the amount stolen, this measure fills a vital gap in the State's criminal enforcement provisions, strengthens the State's public corruption laws, deters individuals from committing fraudulent schemes against the government, and punishes individuals that commit such fraudulent schemes.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 985 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Ilagan, Kong).

SCRep. 797 Judiciary & Hawaiian Affairs on H.B. No. 980

The purpose of this measure is to:

- (1) Allow notice of a bond or recognizance forfeiture to be sent to either the surety or surety insurer by certified mail; and
- (2) Provide a means for the State to appeal an order granting a motion or application to set aside a bond or recognizance forfeiture.

Your Committee received testimony in support of this measure from the Judiciary and Department of the Attorney General.

Your Committee finds that because existing law requires notice on a surety to start the thirty-day period before any bond or recognizance given in a criminal case is forfeited to the State be served either personally or by certified mail, there have been some cases where a surety avoids its obligations on a bond or recognizance by evading the service of notice. Your Committee further finds that as existing law allows for the establishment of an agency relationship between a surety and a surety insurer, notice to either the surety or surety insurer by certified mail should be sufficient to start the thirty-day period before the bond is forfeited to the State. This measure is intended to allow notice of a bond or recognizance forfeiture to be sent to either the surety or the surety insurer, which will reduce instances of a surety attempting to avoid its obligations on the bond or recognizance.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 980 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 798 Judiciary & Hawaiian Affairs on H.B. No. 983

The purpose of this measure is to clarify the scope and applicability of provisions related to the time limitations to bring prosecution for a public officer or employee based on misconduct in office.

Your Committee received testimony in support of this measure from the Department of the Attorney General and one individual.

Your Committee finds that existing law allows for an extension of the time within which prosecutions may be brought based on misconduct in office by a public officer or employee because of the additional time needed to thoroughly investigate these alleged offenses. However, the law does not define "public officer or employee". This measure will increase the public's trust in state and county government by clarifying who is considered a public officer or employee, while providing law enforcement with the time needed to adequately investigate and prosecute the offense.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 983 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 799 Judiciary & Hawaiian Affairs on H.B. No. 573

The purpose of this measure is to exclude fentanyl test strips from the definition of drug paraphernalia in the Controlled Substances Act.

Your Committee received testimony in support of this measure from the Department of Health, Hawai'i Health & Harm Reduction Center, Drug Policy Forum of Hawaii, Community Alliance on Prisons, and nine individuals.

Your Committee finds that the Centers for Disease Control and Prevention and the Substance Abuse and Mental Health Services Administration encourage the use of federal funds to purchase fentanyl test strips to curb the dramatic spike in drug overdose deaths from the use of synthetic opioids that include illicitly manufactured fentanyl. Your Committee further finds that the Department of Health reported that there were seventy-four fatal opioid poisonings in Hawaii in 2021, fifty of which came from synthetic opioids that included fentanyl. This measure improves the prevention and reduction of drug overdoses in the State by allowing fentanyl test strips to be utilized as a valuable public health tool.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 573 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 800 Judiciary & Hawaiian Affairs on H.B. No. 1040

The purpose of this measure is to add the Director of Law Enforcement or the Director's designee as a member of the Enhanced 911 Board.

Your Committee received testimony in support of this measure from the Department of Law Enforcement. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that the Department of Law Enforcement is tasked with strengthening its role in emergency response and improving public safety, which includes building critical relationships and participating in discussions necessary for the modernization of the Department's emergency communications and response capabilities. The modernization includes the development of a public safety answering point and computer assisted dispatch that will utilize current and developing technology to ensure that the Department of Law Enforcement is an integral part of the ongoing statewide efforts to utilize next generation 9-1-1 systems and comply with State and federal requirements.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1040 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 801 Judiciary & Hawaiian Affairs on H.B. No. 264

The purpose of this measure is to:

- (1) Make intentionally or knowingly causing bodily injury to a sports official a class C felony; and
- (2) Authorize a court to enjoin the offender from attending any sports event of the type at which the sports official was engaged in the lawful discharge of the sports official's duties.

Your Committee received testimony in support of this measure from the Department of Education, Honolulu Police Department, Hawaii State Basketball Officials Association, and ten individuals. Your Committee received comments on this measure from the Office of the Public Defender.

Your Committee finds that this measure will afford protection within the justice system for threats and bodily harm to sports officials when spectators and fans are uncontrollable and allow for athletes to continue to have a positive athletic experience.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 264 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (Ganaden). Noes, none. Excused, 1 (Holt).

SCRep. 802 Judiciary & Hawaiian Affairs on H.B. No. 364

The purpose of this measure is to authorize and require all state and county law enforcement officers to enforce trespass laws, regardless of jurisdiction, when trespass involves public lands.

Your Committee received testimony in support of this measure from the Hawaii State Public Library System and University of Hawai'i System. Your Committee received testimony in opposition to this measure from three individuals.

Your Committee finds that jurisdictional uncertainties over who owns a piece of public land can deter a response from law enforcement to remove trespassers. This absence of action by law enforcement can hinder the ability of public agencies in the provision of public services and impact public safety. This measure is intended to remove jurisdictional confusion by authorizing all state and county law enforcement officers to respond to instances of people trespassing on public lands regardless of who owns the land.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 364 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 803 Judiciary & Hawaiian Affairs on H.B. No. 118

The purpose of this measure is to authorize each county to designate certain sections of county highways as areas where the stopping, standing, or parking of vehicles is prohibited or restricted.

Your Committee received testimony in support of this measure from the Department of Transportation and Hawai'i State Association of Counties. Your Committee received testimony in opposition to this measure from two individuals.

Your Committee finds that there are many areas along state and county highways that are unsafe and hazardous due to illegally parked vehicles. Act 250, Session Laws of Hawaii 2019 (Act 250), established the State Highway Enforcement Program to enable the State and counties to enforce parking violations and provide for parking management-related improvements by imposing a surcharge as an additional penalty for violating laws prohibiting or restricting the stopping, standing, or parking of vehicles on state highways. This measure includes county highways within the Program by specifying that counties also may designate county highways where the stopping, standing, or parking of vehicles is restricted or prohibited.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 118 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 804 Judiciary & Hawaiian Affairs on H.B. No. 726

The purpose of this measure is to prohibit elected officials from soliciting and accepting campaign contributions during any regular session or special session of the Legislature, including any extension of any regular session or special session and any legislative recess day, holiday, or weekend.

Your Committee received testimony in support of this measure from the Campaign Spending Commission; Commission to Improve Standards of Conduct; HULI PAC; Our Revolution Hawaii; Legislative Committee of the Democratic Party of Hawai'i; Democratic Party of Hawai'i; Pono Hawaii Initiative; We Are One, Inc.; and numerous individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established pursuant to House Resolution No. 9, Regular Session of 2022. If enacted, this measure would reduce the negative perception of legislators soliciting or accepting contributions from individuals or organizations that have an interest in matters pending before the Legislature during session.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 726 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Holt, Kong).

SCRep. 805 Judiciary & Hawaiian Affairs on H.B. No. 724

The purpose of this measure is to amend the prohibition against contributions to a candidate committee or noncandidate committee by state and county contractors to include state and county grantees and the owners, officers, and immediate family members of a state or county contractor or grantee.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, Commission to Improve Standards of Conduct, Democratic Party of Hawai'i, Pono Hawaii Initiative, and seven individuals.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. Under existing campaign finance law, only a state or county contractor is prohibited from making campaign contributions. The law does not prohibit the owners, officers, or family members of the contractor from making contributions. Nor does the law prohibit state grantees from making campaign contributions even though these entities receive funds appropriated by the Legislature, similar to state or county contractors.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 724 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Ganaden, Hashimoto). Noes, none. Excused, 2 (Holt, Kong).

SCRep. 806 Finance on H.B. No. 27

The purpose of this measure is to provide a vehicle for appropriations that may be necessary to be included as part of the General Appropriations Act of 2023.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that this measure may be necessary to address unforeseen circumstances or emergency budgetary items for the General Appropriations Act of 2023.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 27, H.D. 1, and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 807 Finance on H.B. No. 28

The purpose of this measure is to provide a vehicle for statutory provisions and appropriations that may be necessary to be included as part of the General Appropriations Act of 2023.

Your Committee received no testimony on this measure.

Your Committee finds that this measure provides a means to address statutory provisions and appropriations relating to the General Appropriations Act of 2023 that may be necessary as this measure goes through the legislative process.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 28, H.D. 1, and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 808 Education on H.B. No. 1043

The purpose of this measure is to repeal the requirement for the Department of Education report weekly on schools that have reported positive COVID-19 cases.

Your Committee received testimony in support of this measure from the Department of Education and Department of Health. Your Committee received testimony in opposition to this measure from three individuals.

Your Committee finds that the COVID-19 pandemic affected the operations of schools and required additional processes and procedures be established to ensure the safety of children and prevent them from getting or spreading COVID-19. Your Committee further finds that pursuant to Act 4, Special Session Laws of Hawaii, 2021, the Department of Education is required to publish a report weekly on schools that have a student, staff member, or affiliated individual who has tested positive for COVID-19. Due to the widespread availability of COVID-19 vaccines, high levels of infection-based immunity, increased access

to testing, effective treatments, and other increased prevention and mitigation efforts, the weekly COVID-19 reporting requirement may no longer be providing the same benefit as originally intended and should be repealed.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1043, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1043, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Matayoshi). Noes, none. Excused, 1 (Todd).

SCRep. 809 Education on H.B. No. 1047

The purpose of this measure is to change the Department of Education's mandated quarterly report on autism spectrum disorder to an annual report.

Your Committee received testimony in support of this measure from the Department of Education. Your Committee received testimony in opposition to this measure from the Hawaii Disability Rights Center. Your Committee received comments on this measure from Together For Our Keiki.

Your Committee finds that pursuant to Act 205, Session Laws of Hawaii 2018, the Department of Education is required to create a quarterly report about students with autism spectrum disorder, as well as related staffing requirements and Medicaid reimbursements. Your Committee further finds that because there are generally few actual changes made between each quarterly report, the quarterly reporting requirement is burdensome for the Department of Education. Your Committee believes that changing the reporting frequency will reduce the additional workload on the Department of Education while still requiring accurate data to be reported.

Your Committee has amended this measure by:

- (1) Changing the mandated report on autism spectrum disorder to a semiannual report, rather than an annual report;
- (2) Changing its effective date to June 30, 3000; and
- (3) Making technical, nonsubstantive changes for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1047, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1047, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 810 Judiciary & Hawaiian Affairs on H.B. No. 593

The purpose of this measure is to allow surviving immediate family members of deceased persons for whom law enforcement initiated an investigation to receive a copy of the closing report prepared by the investigating police department after a specified period of time.

Your Committee received testimony in support of this measure from two individuals. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that when a family member dies in an incident that leads to a law enforcement investigation, the surviving family members may continue to have questions long after law enforcement closes their investigation. Your Committee further finds that it can often take several years for surviving family members to obtain a copy of the closing report prepared by the law enforcement agency at the conclusion of their investigation. This measure is intended to ensure surviving family members receive the closing report of a law enforcement investigation into a family member's death within a specific period of time.

Your Committee has amended this measure by inserting a sunset date of June 30, 2025.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 593, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 593, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 811 Judiciary & Hawaiian Affairs on H.B. No. 752

The purpose of this measure is to:

- (1) Allow nonresidents to file for a temporary restraining order or order for protection in cases of domestic abuse if they or the respondent are temporarily located in the State; and
- (2) Allow nonresidents to file for a temporary restraining order and injunction from further harassment if they or the respondent are temporarily located in the State.

Your Committee received testimony in support of this measure from Restraining Orders Without Borders, Hawai'i State Coalition Against Domestic Violence, and eight individuals. Your Committee received comments on this measure from the Judiciary.

Your Committee finds that there is a significant gap under existing law as out-of-state victims are prohibited from filing restraining order petitions, even if the offense occurred in the State. This measure closes this gap to ensure that all persons have access to justice.

Your Committee has amended this measure by:

- (1) For petitions for domestic abuse protective orders:
 - (A) Removing that petitions may be filed in any family court in the circuit in which the respondent is temporarily located or is served;

- (B) Adding that petitions may be filed in any family court in the circuit in which the subject of a petition that is a minor, incapacitated person, or a person who is physically unable to go to the appropriate place resides or is temporarily located; and
 - (C) Clarifying that petitions may be filed in any family court in the circuit in which domestic abuse occurred, rather than where the offense occurred; and
- (2) For petitions for temporary restraining orders and injunctions:
- (A) Removing that petitions may be filed in the district in which the respondent is temporarily located or is served; and
 - (B) Clarifying that petitions may be filed in the district court in which the harassment occurred, rather than the offense.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 752, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 752, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 812 Judiciary & Hawaiian Affairs on H.B. No. 880

The purpose of this measure is to require each county police department to collect, report, and publicly publish certain data regarding police stops, arrests, uses of force, and trends.

Your Committee received testimony in support of this measure from a member of the Honolulu City Council, Hawai'i Friends of Civil Rights, Hawai'i Health & Harm Reduction Center, American Civil Liberties Union of Hawai'i, Drug Policy Forum of Hawai'i, Civil Beat Law Center for the Public Interest, Ohana Ho'opakele, Stonewall Caucus of the Democratic Party of Hawaii, and numerous individuals. Your Committee received testimony in opposition to this measure from the Honolulu Police Department.

Your Committee finds that this data will help inform administrative decision-making regarding police practices, augment deliberations by police commissions, support academic analyses of the operation of the State's criminal legal system, and provide the public with a clearer picture of how each department is fulfilling its stated mission and values.

Your Committee has amended this measure by standardizing the information required to be reported on for police stops, arrests, use of force incidents.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 880, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 880, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 813 Judiciary & Hawaiian Affairs on H.B. No. 986

The purpose of this measure is to establish the class C felony offense of official misconduct to prohibit a person, when in the person's official capacity, from acting or refraining from performing an official duty to obtain a benefit other than the person's lawful compensation or submitting or inviting reliance on any false statement, document, or record.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Campaign Spending Commission, and one individual.

Your Committee finds that public corruption can take many forms beyond mere economic gain, including illegal lobbying, bribery, sexual favors, favorable school placements, and other actions that violate the public trust for personal gain. This measure will provide a mechanism to increase the public's trust and confidence in state and local government while providing law enforcement with a tool to adequately deter and punish public corruption.

Your Committee has amended this measure by:

- (1) Clarifying that the prohibition:
 - (A) Applies when the person is refraining from performing an official duty that is required by law; and
 - (B) Does not apply to any statement made, action taken, or inaction by a member of the Legislature in the exercise of the member's legislative functions pursuant to article III, section 7, of the Hawaii State Constitution;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 986, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 986, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 814 Judiciary & Hawaiian Affairs on H.B. No. 352

The purpose of this measure is to allow petitioners to attend temporary restraining order hearings remotely when domestic violence or intimate partner violence is alleged or the petitioner has been diagnosed with post-traumatic stress disorder.

Your Committee received testimony in support of this measure from the Hawai'i State Coalition Against Domestic Violence, Hawai'i Women Lawyers, Domestic Violence Action Center, and two individuals. Your Committee received comments on this measure from the Judiciary and one individual.

Your Committee finds that this measure will promote greater safety, economic justice, and equitable access to the courts for victims of domestic abuse.

Your Committee has amended this measure by:

- (1) Authorizing the family courts to allow petitioners to attend temporary restraining order hearings remotely upon request;

- (2) Requiring the family courts to consider certain factors such as the petitioner's lack of transportation, child care, and paid time off as well as the petitioner's fear of respondent's presence in determining whether to allow the remote attendance;
- (3) Clarifying that the family court must allow the petitioner to attend the hearing remotely if the petitioner's allegations include at least one allegation of domestic abuse;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that there may need to be determinations and clarification on how evidence should be presented by petitioners pursuant to this measure.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 352, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 352, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 815 Judiciary & Hawaiian Affairs on H.B. No. 723

The purpose of this measure is to:

- (1) Expand application of the State's Sunshine Law to legislatively appointed bodies, including task forces, working groups, special committees, and select committees; and
- (2) Require the Senate and House of Representatives to hold public hearings on a biennial basis to solicit professional and public feedback on how the rules of each house of the Legislature can better effectuate the intent of the State's Sunshine Law.

Your Committee received testimony in support of this measure from Pono Hawaii Initiative, Animal Rights Hawai'i, and eleven individuals. Your Committee received comments on this measure from the Office of Information Practices, Commission to Improve Standards of Conduct, and League of Women Voters of Hawaii.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established pursuant to House Resolution No. 9, Regular Session of 2022. This measure seeks to strike an appropriate balance between making legislatively appointed bodies subject to the State's Sunshine Law while not imposing an undue burden on the legislative process which is subject to a strict legislative timetable and deadlines as mandated under article III of the Hawaii State Constitution.

Your Committee has amended this measure by:

- (1) Deleting language that required the Senate and House of Representatives to hold public hearings on a biennial basis to solicit professional and public feedback on how the rules of each house of the Legislature can better effectuate the intent of the State's Sunshine Law;
- (2) Amending the definition of "legislatively appointed bodies" to:
 - (A) Include commissions among the types of groups to be considered a legislatively appointed body; and
 - (B) Specify that the membership consists in part or in whole of non-legislative members, rather than entirely of state legislators; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 723, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 723, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Holt, Kong).

SCRep. 816 Judiciary & Hawaiian Affairs on H.B. No. 717

The purpose of this measure is to prohibit legislators and public employees from taking or participating in certain actions related to the public employment of, or award of contracts to, relatives or household members.

Your Committee received testimony in support of this measure from the Hawai'i State Ethics Commission, Commission to Improve Standards of Conduct, League of Women Voters of Hawaii, Democratic Party of Hawai'i, Legislative Committee of the Democratic Party of Hawai'i, Pono Hawaii Initiative, and eight individuals.

Your Committee finds that although legislators and state employees are already prohibited from providing unwarranted benefits or preferential treatment to their relatives under the State Code of Ethics, this can be difficult to prove. This measure would establish a bright-line prohibition on nepotism in state government, thereby bolstering the public's confidence in state government.

Your Committee further finds that the restrictions on legislators are better addressed through the rules of each chamber of the Legislature.

Accordingly, your Committee has amended this measure by:

- (1) Deleting the preamble;
- (2) Limiting the measure's application to only state employees;
- (3) Expanding the measure's application to include persons of hanai relationships within the definition of "relative"; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 717, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 717, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Holt, Kong).

SCRep. 817 Judiciary & Hawaiian Affairs on H.B. No. 710

The purpose of this measure is to:

- (1) Establish the class C felony offense of using or making false statements or entries in matters within the jurisdiction of the executive, legislative, or judicial branch of the State or any county; and
- (2) Disqualify a person convicted of using or making false statements or entries from holding elected public office for a period of ten years.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Campaign Spending Commission, Department of the Prosecuting Attorney of the City and County of Honolulu, Honolulu Police Department, Democratic Party of Hawai'i, Pono Hawaii Initiative, and four individuals. Your Committee received testimony in opposition to this measure from the Office of the Public Defender. Your Committee received comments on this measure from the Commission to Improve Standards of Conduct and one individual.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established pursuant to House Resolution No. 9, Regular Session of 2022. If enacted, this measure would increase public trust in state government and the accountability of individuals.

Your Committee has amended this measure by:

- (1) Changing the requisite state of mind for the offense of using or making false statements or entries to intentionally or knowingly;
- (2) Allowing a person charged for the offense of using or making false statements or entries to be eligible for a deferred acceptance of guilty plea or nolo contendere plea, rather than requiring the person to be convicted;
- (3) Deleting language that would have disqualified a person convicted of using or making false statements or entries from holding elected office for ten years, and instead disqualifying the person from receiving public financing for elections for a period of ten years;
- (4) Amending the offense of obstruction of justice to:
 - (A) Include influencing, obstructing, impeding, or endeavoring to influence, obstruct, or impede the due administration of justice by means of force, threat of force, coercion, fraud, or deception;
 - (B) Increase the penalty to a class B felony; and
 - (C) Provide that a person convicted of obstruction of justice is not eligible for a deferred acceptance of guilty plea or nolo contendere plea; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 710, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 710, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Ganaden). Noes, none. Excused, 2 (Holt, Kong).

SCRep. 818 Judiciary & Hawaiian Affairs on H.B. No. 707

The purpose of this measure is to:

- (1) Establish the offense of making a false, fictitious, or fraudulent claim against the State or a county; and
- (2) Disqualify a person convicted of making a false, fictitious, or fraudulent claim against the State or a county from holding elected office for a period of ten years.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Campaign Spending Commission, Department of the Prosecuting Attorney of the City and County of Honolulu, Honolulu Police Department, Our Revolution Hawaii, Pono Hawaii Initiative, and twelve individuals. Your Committee received comments on this measure from the Commission to Improve Standards of Conduct and one individual.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established pursuant to House Resolution No. 9, Regular Session of 2022. If enacted, this measure would increase public trust in state government and increase the level of transparency in its operations and accountability of individuals by making it a criminal offense to make false, fictitious, or fraudulent claims against the State or a county.

Your Committee has amended this measure by:

- (1) Requiring the claim to be material upon or against the State, a county, or any department or agency thereof;
- (2) Defining the terms "claim" and "material";
- (3) Allowing a person charged with the offense of making a false, fictitious, or fraudulent claim against the State or a county to be eligible for a deferred acceptance of guilty plea or nolo contendere plea;
- (4) Deleting language that would have disqualified a person convicted of making a false, fictitious, or fraudulent claim against the State or a county from holding elected office for ten years, and instead disqualifying the person from receiving public financing for elections for a period of ten years; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 707, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 707, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Holt, Kong).

SCRep. 819 Judiciary & Hawaiian Affairs on H.B. No. 711

The purpose of this measure is to:

- (1) Establish a general fraud statute that is intended to cover schemes or artifices to defraud or to obtain money or property by means of false or fraudulent pretenses, representations, or promises; and

(2) Disqualify a person convicted of fraud from holding elected office for a period of ten years.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Campaign Spending Commission, Department of the Prosecuting Attorney of the City and County of Honolulu, Pono Hawaii Initiative, Democratic Party of Hawai'i, and six individuals. Your Committee received testimony in opposition to this measure from the Office of the Public Defender. Your Committee received comments on this measure from the Commission to Improve Standards of Conduct and one individual.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established pursuant to House Resolution No. 9, Regular Session of 2022. This measure, which is modeled after federal fraud statutes, would establish a broad criminal offense for fraud at the state level.

Your Committee has amended this measure by:

- (1) Deleting language that would have imposed a mandatory minimum term of imprisonment of one year, without the possibility of probation, for persons convicted of fraud;
- (2) Allowing a person charged for the offense of fraud to be eligible for a deferred acceptance of guilty plea or nolo contendere plea;
- (3) Deleting language that would have disqualified a person convicted of fraud from holding elected office for ten years, and instead disqualifying the person from receiving public financing for elections for a period of ten years; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 711, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 711, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Ganaden). Noes, none. Excused, 2 (Holt, Kong).

SCRep. 820 Judiciary & Hawaiian Affairs on H.B. No. 727

The purpose of this measure is to limit the permitted uses of campaign funds to only those purposes that are directly related to the campaigns of candidates.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, Commission to Improve Standards of Conduct, League of Women Voters of Hawaii, and two individuals.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established pursuant to House Resolution No. 9, Regular Session of 2022. Your Committee believes that there is merit in allowing campaign funds to be donated or awarded for certain public purposes, such as public schools, public libraries, or even to award scholarships to full-time students. Restoring the authority to donate campaign funds for certain uses ensures that monies received by a campaign are returned to the public for the betterment of public services and to provide educational opportunities to students.

Accordingly, your Committee has amended this measure by:

- (1) Restoring language that allows campaign funds, under certain conditions, to be used to:
 - (A) Make donations to any community service, educational, youth, recreational, charitable, scientific, or literary organization;
 - (B) Make donations to any public school or public library; and
 - (C) Award scholarships to full-time students attending a higher education institution or vocational education school in a program leading to a degree; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 727, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 727, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Ganaden, Hashimoto).

SCRep. 821 Judiciary & Hawaiian Affairs on H.B. No. 732

The purpose of this measure is to allow the Campaign Spending Commission to treat a respondent's failure to explain or otherwise respond to a complaint alleging a violation of campaign spending laws as a presumption that a violation has occurred.

Your Committee received testimony in support of this measure from the Campaign Spending Commission and two individuals. Your Committee received comments on this measure from the Commission to Improve Standards of Conduct.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. This measure would allow the Campaign Spending Commission to timely and efficiently address campaign finance violations, which is especially critical in election years.

Your Committee has amended this measure by:

- (1) Clarifying that the presumption of a violation is rebuttable; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 732, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 732, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Ganaden, Hashimoto).

SCRep. 822 Judiciary & Hawaiian Affairs on H.B. No. 1231

The purpose of this measure is to expand the misdemeanor offense of criminal property damage in the third degree by including intentionally or knowingly damaging the property of another that is used in a business operation, without the other's consent.

Your Committee received testimony in support of this measure from Stolen Stuff Hawaii and one individual. Your Committee received testimony in opposition to this measure from the Office of the Public Defender.

Your Committee finds that "smash-and-grab" crimes, in which a person breaks a store's window, door, or display case and takes as much merchandise as possible before fleeing, are on the rise. Your Committee further finds that if a business owner is unable to obtain an estimate to repair or replace the damaged property within the time frame requested by law enforcement, the offender is often charged with the petty misdemeanor offense of criminal property damage in the fourth degree, which does not account for the dollar amount of the property damage committed. This measure is intended to reduce the burden on the State's small business owners by including the intentional and knowing damage of another's property that is used in a business operation, without the other's consent, in the offense of criminal property damage in the third degree.

Your Committee has amended this measure by:

- (1) Specifying the damage caused must be in excess of \$100;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1231, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1231, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 823 Judiciary & Hawaiian Affairs on H.B. No. 712

The purpose of this measure is to:

- (1) Encourage boards to maintain any recording of a board meeting as a public record on the board's website regardless of whether the written minutes of the meeting have been posted;
- (2) Require boards to provide the state archives with a copy of any recording of a board meeting before removing the recording from the board's website; and
- (3) Require the written minutes of board meetings to include a link to the electronic audio or video recording of the meeting, if available.

Your Committee received testimony in support of this measure from the Department of Accounting and General Services, Department of Land and Natural Resources, Department of Public Safety, Pono Hawaii Initiative, and six individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Office of Information Practices, and Commission to Improve Standards of Conduct.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established pursuant to House Resolution No. 9, Regular Session of 2022. This measure would promote public interests in transparency and participation by encouraging boards to make the recordings of their meetings readily accessible to the public and ensuring that those recordings are preserved as state records.

Your Committee notes the recommendations submitted by the Department of Accounting and General Services in its written testimony to your Committee. First, the Department strongly recommends that a copy of existing audio, video, minutes, and agenda created for or during board meetings and intended to be kept as a public record should be transferred to the State Archives for preservation as soon as practicable but no later than prior to the removal from the board's website. Second, the Department prefers that such files be transmitted to the State Archives within one month of their creation to prevent any issue. Lastly, the State Archives will create an online transfer mechanism to ease the burden on the boards while allowing the State Archives to capture the necessary metadata to establish the authenticity of the transferred records.

Your Committee has amended this measure by:

- (1) Exempting licensing boards under the Department of Commerce and Consumer Affairs from the requirement that boards record meetings open to the public and make the recording electronically available;
- (2) Specifying that written minutes need only include a link to a recording if the recording is available online; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 712, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 712, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Holt, Kong).

SCRep. 824 Judiciary & Hawaiian Affairs on H.B. No. 494

The purpose of this measure is to deem an organization that receives a motor vehicle as a charitable donation, upon receipt of the motor vehicle, to be a transferee of title or interest, subject to certain rights, responsibilities, and liabilities.

Your Committee received testimony in support of this measure from one individual.

Your Committee finds that this measure will ensure that when individuals donate their motor vehicles to a charitable organization, that organization will be subject to the rights, responsibilities, and liabilities of a transferee upon receipt of the motor vehicle.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 494, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 494, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 825 Judiciary & Hawaiian Affairs on H.B. No. 386

The purpose of this measure is to prohibit online posting of the personal information of state and federal judges and other judicial staff with the intent to intimidate or threaten injury, harm, or violence, or when the information would expose them to harassment or risk of harm to life or property.

Your Committee received testimony in support of this measure from the Judiciary, State of Hawaii Organization of Police Officers, and Hawaii State Bar Association.

Your Committee finds that over the past decade, judges and court personnel in Hawaii have received an increasing number of threats and inappropriate communications. To minimize the risk of threats or violence to these individuals, your Committee believes that posting the personal information of federal and state judges and other judicial staff with the intent to intimidate or threaten injury, harm, or violence should be prohibited.

Your Committee has amended this measure by:

- (1) Prohibiting, in certain circumstances, the publication of the personal information of sitting, full-time judges of the Hawaii State Circuit Family Court and District Family Court; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 386, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 386, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 826 Judiciary & Hawaiian Affairs on H.B. No. 1294

The purpose of this measure is to require all candidates for public office in the State to use their legal name for election purposes.

Your Committee received testimony in support of this measure from Hydroponics Alternatives LLC and one individual. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from Community Advocacy Research Education Services.

Your Committee finds that existing law allows for a candidate seeking office to use a Hawaiian name or the English equivalent, a nickname, or a name by which the candidate is commonly known, if the candidate so requests. Your Committee believes that requiring all candidates to use their full legal names will provide greater transparency and accountability in the elections process.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1294, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1294, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 827 Judiciary & Hawaiian Affairs on H.B. No. 107

The purpose of this measure is to authorize the renewal of driver's licenses online, through electronic or digital means.

Your Committee received testimony in support of this measure from the Department of Transportation, Department of Customer Services of the City and County of Honolulu, and three individuals.

Your Committee finds that this measure would make the driver's license renewal process easier and more efficient for persons who hold certain categories of driver's licenses.

Your Committee has amended this measure by:

- (1) Requiring driver's license renewals by electronic or digital means to be accompanied by the same documentation related to medical examinations, notarized statements, and other information that are required for renewals by mail;
- (2) Changing the effective date to July 1, 2025; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 107, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 107, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 828 Judiciary & Hawaiian Affairs on H.B. No. 100

The purpose of this measure is to establish the Criminal Justice Data Sharing Working Group to make recommendations for a statewide repository to facilitate sharing of criminal justice data among state and county agencies.

Your Committee received testimony in support of this measure from the Department of Public Safety, Hawaii Correctional System Oversight Commission, Office of the Mayor of the City and County of Honolulu, Department of the Prosecuting Attorney of the City and County of Honolulu, and one individual.

Your Committee received comments on this measure from the Department of the Attorney General, Criminal Justice Research Institute, Legislative Reference Bureau, and The Civil Beat Law Center for the Public Interest.

Your Committee finds that all state and county criminal justice agencies plan, design, procure, implement, and operate their own separate information systems. Because there is no common repository used by the state and county criminal justice agencies for tracking data between each separate information system, data sharing is difficult and is often solved through one-off solutions. This measure would establish a working group to make recommendations on a statewide criminal justice data repository to increase efficiency, support criminal justice, and improve operations.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 100, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 100, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 829 Judiciary & Hawaiian Affairs on H.B. No. 1502

The purpose of this measure is to limit, with certain exceptions, the compelled disclosure of sources or unpublished information by journalists, newscasters, and persons participating in the collection or dissemination of news or information of substantial public interest.

Your Committee received testimony in support of this measure from the Media Council Hawaii, Hawaii Chapter of the Society of Professional Journalists, Big Island Press Club, Albatross News, and two individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Hawai'i Supreme Court Standing Committee on the Rules of Evidence and Office of the Public Defender.

Your Committee finds that Act 210, Session Laws of Hawaii 2008 (Act 210), temporarily established a limited news media privilege against the compelled disclosure of sources and unpublished information to any authority with the power to compel testimony or the production of evidence. Act 113, Session Laws of Hawaii 2011, extended the repeal date of Act 210 to June 30, 2013, and required the Judiciary, through its Standing Committee on the Rules of Evidence, to recommend whether to codify Act 210 under chapter 621 or 626, Hawaii Revised Statutes, or allow Act 210 to be repealed. In 2021, the Standing Committee on the Rules of Evidence recommended that Act 210 be repealed and that the news media privilege be codified under chapter 621, Hawaii Revised Statutes. This measure enacts the recommendation of the Standing Committee on the Rules of Evidence by enacting a permanent news media privilege under chapter 621, Hawaii Revised Statutes.

Your Committee has amended this measure by:

- (1) Clarifying that the limited news media privilege against disclosure of sources applies to journalists, newscasters, and persons participating in the collection or dissemination of news or information of substantial public interest who are currently or previously employed by or professionally associated with a digital news website, rather than to persons currently or previously employed or professionally associated with the digital version of any newspaper or magazine;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1502, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1502, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 830 Consumer Protection & Commerce on H.B. No. 639

The purpose of this measure is to:

- (1) Clarify when the termination of peer-to-peer car-sharing occurs for purposes of motor vehicle insurance;
- (2) Clarify the application of the peer-to-peer car-sharing insurance laws as to other entities that make available rental vehicles under state law;
- (3) Amend the minimum motor vehicle insurance coverage for shared cars;
- (4) Clarify when the requirements for motor vehicle insurance coverage are satisfied; and
- (5) Repeal the sunset date for peer-to-peer car-sharing insurance requirements.

Your Committee received testimony in support of this measure from Turo, Getaround, and one individual. Your Committee received testimony in opposition to this measure from the Office of Consumer Protection of the Department of Commerce and Consumer Affairs, Insurance Division of the Department of Commerce and Consumer Affairs, Hawaii Insurers Council, and Hawaii Association for Justice.

Your Committee finds that peer-to-peer car sharing allows for vehicle owners to share their vehicles with others through online platforms. Your Committee further finds that the increasing popularity of peer-to-peer car-sharing programs and the accompanying concerns over whether drivers and passengers were adequately covered by insurance prompted the State to enact Act 56, Session Laws of Hawaii 2022 (Act 56). Act 56 established minimum insurance coverage requirements for shared cars made available through peer-to-peer car-sharing programs, and is also set to sunset on June 30, 2025.

Your Committee notes that the requirements of Act 56 have only been in effect since January 1, 2023. As such, further time is needed before determining whether the regulations under Act 56 are too onerous.

Accordingly, your Committee has amended this measure by:

- (1) Deleting language that:
 - (A) Amended the minimum motor vehicle insurance coverage for shared cars to align with the minimum insurance coverage required of other vehicles; and

(B) Clarified when the requirements for motor vehicle insurance coverage were satisfied; and

(2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 639, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 639, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Amato, Belatti, Onishi).

SCRep. 831 Consumer Protection & Commerce on H.B. No. 1033

The purpose of this measure is to add to the State Building Code Council one member who represents the Hawaii Emergency Management Agency, to be appointed by the Director of Hawaii Emergency Management.

Your Committee received testimony in support of this measure from the Department of Defense and Hawai'i Emergency Management Agency. Your Committee received comments on this measure from the American Institute of Architects, Hawaii State Council.

Your Committee finds that the State has been unsuccessful in obtaining federally funded Building Resilient Infrastructure and Communities (BRIC) grant monies from the Federal Emergency Management Agency, which are designed to help communities undertake hazard mitigation projects that would reduce risks from disasters and hazards. A significant obstacle in competing for the BRIC grants has been the State's building code statute that allows considerable variation from county to county. None of the counties meet the most current standards. Additionally, Hawaii has not been rated by a national group as having a high commitment to building code enforcement. This measure will provide the State with a voice of expertise on how to update the building codes to make the State more competitive in securing federal mitigation grants as well as more resilient to future disasters and hazards.

Your Committee has amended this measure by:

(1) Changing the effective date to June 30, 3000, to encourage further discussion; and

(2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1033, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1033, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Amato, Belatti, Onishi).

SCRep. 832 Consumer Protection & Commerce on H.B. No. 1074

The purpose of this measure is to amend certain definitions to ensure care recipients, caregivers, and employed caregivers have access to necessary services and supports available under the Kupuna Care Program.

Your Committee received testimony in support of this measure from the Executive Office on Aging and The Kūpuna Caucus of the Democratic Party of Hawai'i.

Your Committee finds that Act 160, Session Laws of 2022, was enacted to fold the Kupuna Caregivers Program into the Kupuna Care Program. Currently, the definitions for "caregiver support services" and "respite care" under the Kupuna Care Program only apply to employed caregivers. This measure will allow for all caregivers, whether or not employed, to receive caregiver supports and services. This measure also amends the definition for "kupuna care services" to ensure that these services are available to all care recipients, caregivers, and employed caregivers.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1074, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1074, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Belatti, Gates).

SCRep. 833 Consumer Protection & Commerce on H.B. No. 374

The purpose of this measure is to:

(1) Expand the definition of "beer" to include any alcoholic beverage containing no less than 0.5 percent alcohol by volume obtained by fermentation of any infusion or decoction of malt or any substitute, including alcohol seltzer beverages, but excluding sake, cooler beverages, or other distilled products; and

(2) Permit brewpubs to sell beer manufactured by the brewpub, including beer manufactured on their premises, under certain conditions.

Your Committee received testimony in support of this measure from Craft 'Ohana, Honolulu BeerWorks, Beer Lab Hawaii, Lanikai Brewing Company, Kauai Beer Company, and Mahalo Aleworks.

Your Committee finds that the existing statutory definition of "beer" follows the traditional basic ingredients used in historical beer manufacturing. However, this definition does not adequately reflect the expansion of the craft beer manufacturing sector and is not in alignment with the federal definition. This measure will alleviate these inconsistencies.

Your Committee has amended this measure by:

(1) Changing the effective date to June 30, 3000, to encourage further discussion; and

(2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 374, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 374, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Belatti, Gates).

SCRep. 834 Consumer Protection & Commerce on H.B. No. 369

The purpose of this measure is to exempt a public utility and water carrier from obtaining the required Public Utilities Commission authorization when disposing of a fully depreciated asset or property with a zero net book value.

Your Committee received testimony in support of this measure from Hawaiian Electric. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs and Public Utilities Commission.

Your Committee finds that under existing law, public utilities and water carriers are required to obtain approval from the Public Utilities Commission for the disposition or donation of an asset or property. Your Committee further finds that when an asset or property is fully depreciated, the regulatory benefit may be outweighed by the time and resources needed for the administrative review. This measure eliminates the unnecessary review in this limited instance in which an asset or property is fully depreciated.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 369, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 369, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Belatti, Gates).

SCRep. 835 Consumer Protection & Commerce on H.B. No. 367

The purpose of this measure is to require the Public Utilities Commission to issue a decision as expeditiously as possible and within six months from the date that a public utility or water carrier, as applicable, has filed a financial application request for Commission authorization to issue stocks and stock certificates, bonds, notes, and other evidences of indebtedness.

Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Public Utilities Commission, and Hawai'i Gas.

Your Committee finds that many public utilities are capital-intensive and that their ability to quickly secure capital when needed is vital for the provision of safe, reliable, and adequate service to all of their customers. This measure provides for the timely review by the Public Utilities Commission of applications to issue stocks and stock certificates, bonds, notes, and other evidences of indebtedness.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 367, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 367, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Belatti, Gates).

SCRep. 836 Consumer Protection & Commerce on H.B. No. 370

The purpose of this measure is to require the Public Utilities Commission to complete its review and issue a decision on an application seeking approval for a merger, consolidation, acquisition, or other change of control:

- (1) Within nine months from the date that a public utility, other than an investor-owned electric utility company, files its completed application; and
- (2) Within twelve months from the date that an investor-owned electric utility company files its completed application.

Your Committee received testimony in support of this measure from Hawaiian Telcom. Your Committee received testimony in opposition to this measure from Life of the Land. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs and Public Utilities Commission.

Your Committee finds that under existing law, proposed mergers, consolidations, acquisitions, and other changes of control of a public utility must be approved by the Public Utilities Commission. This measure expedites the review process for these transactions.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 370, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 370, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Hussey-Burdick, Lowen). Noes, none. Excused, 2 (Belatti, Gates).

SCRep. 837 Consumer Protection & Commerce on H.B. No. 368

The purpose of this measure is to:

- (1) Require any reporting requirement established by the Public Utilities Commission by order to expire one year after the issuance of the order; and
- (2) Permit the Public Utilities Commission to issue a new order continuing the reporting requirement; provided that the continuation is justified.

Your Committee received testimony in support of this measure from Hawaiian Electric. Your Committee received testimony in opposition to this measure from Life of the Land and Ulupono Initiative. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs and Public Utilities Commission.

Your Committee finds that under its regulatory authority, the Public Utilities Commission may require a public utility to submit reports on a periodic basis. However, these periodic reporting requirements may remain for years after the reported information is useful or necessary for the Public Utilities Commission's oversight. This measure ensures that any reporting requirement with a term longer than a year is justified.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 368, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 368, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Hussey-Burdick). Noes, none. Excused, 2 (Belatti, Gates).

SCRep. 838 Consumer Protection & Commerce on H.B. No. 259

The purpose of this measure is to support Hawaii's coffee growers by:

- (1) Requiring disclosure on the label of coffee blends of the respective geographic and regional origins of coffee included in the blends and percent by weight of the blended coffees;
- (2) Making it a violation to use a geographic origin in labeling or advertising for roasted or instant coffee blends that contain less than a certain percentage of coffee by weight from that geographic origin, phased in to a minimum of fifty-one percent; and
- (3) Prohibiting use of the term "All Hawaiian" in labeling or advertising for roasted or instant coffee not produced entirely from green coffee beans grown and processed in Hawaii.

Your Committee received testimony in support of this measure from the Department of Agriculture, two members of the Hawai'i County Council, Lions Gate Farms, Life of the Land, Rancho Aloha Coffee Farm, Ka'u Coffee Mill, Cyanotech Corporation, Kona Coffee Farmers Association, Hawaii's Thousand Friends, Kanalani Ohana Farm, Hawai'i Farmers Union United, Maui Farmers Union, Cassandra Farms, Ka Ohana O Na Pua, and numerous individuals. Your Committee received testimony in opposition to this measure from the Hawaii Coffee Company.

Your Committee finds that coffee is an important agricultural crop of the State and a highly valued commodity in Hawaii. Your Committee further finds that the State's coffee labeling law authorizes the use of geographic regions in Hawaii on certain coffee products, even if only ten percent of the coffee in a blended coffee product actually originates in Hawaii. Blended coffees do not always provide the consumer with the proper taste profile and may mislead the consumer about a region's specific flavor qualities. Blended coffees can also depress the price of one hundred percent Hawaii-grown coffees.

Your Committee notes that other jurisdictions require that one hundred percent of the coffee must originate in the geographic area to protect the value, integrity, and reputation of that product and its associated geographic origin name. This measure provides a mechanism by which the State's coffee industry can ensure the authenticity of its products and the consumer can rely upon the veracity of labels and advertising identifying the coffee's origin.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 259, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 259, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Onishi). Noes, none. Excused, 2 (Belatti, Gates).

SCRep. 839 Consumer Protection & Commerce on H.B. No. 640

The purpose of this measure is to:

- (1) Amend the minimum motor vehicle insurance requirements for shared cars; and
- (2) Allow the provisions regarding the mandatory insurance terms for peer-to-peer car-sharing programs to sunset, except for the minimum motor vehicle insurance requirement.

Your Committee received testimony in support of this measure from Turo, Getaround, and one individual. Your Committee received testimony in opposition to this measure from the Office of Consumer Protection of the Department of Commerce and Consumer Affairs, Insurance Division of the Department of Commerce and Consumer Affairs, Hawaii Insurers Council, Hawaii Association for Justice, State Farm Mutual Automobile Insurance Company, and National Association of Mutual Insurance Companies.

Your Committee finds that peer-to-peer car sharing allows for vehicle owners to share their vehicle with others through online platforms. Your Committee further finds that the increasing popularity of peer-to-peer car-sharing programs and the accompanying concerns over whether drivers and passengers were adequately covered by insurance prompted the State to enact Act 56, Session Laws of Hawaii 2022 (Act 56). Act 56 established minimum insurance coverage requirements for shared cars made available through peer-to-peer car-sharing programs, and is also set to sunset on June 30, 2025.

Your Committee recognizes that the interests in imposing strong regulations to protect consumer safety must be balanced with the interests in allowing commercial activity to thrive.

Accordingly, your Committee has amended this measure by:

- (1) Specifying that a peer-to-peer car-sharing program assumes the liability of a shared car owner for bodily injury or property damage to third parties or uninsured and underinsured motorist or personal injury protection losses during the shared-car period in an amount as provided in the car-sharing program agreement, which is to be no less than \$750,000;

- (2) Specifying exemptions from the assumption of liability for certain incidents;
- (3) Specifying that the peer-to-peer car-sharing program must ensure that the shared car owner and shared car driver are insured under a motor vehicle insurance policy, with regard to the shared car driver, that provides coverage in an amount no less than the minimum coverage requirements set forth for other vehicles and meets other requirements;
- (4) Clarifying when the requirements for motor vehicle insurance coverage are satisfied;
- (5) Specifying certain instances in which the motor vehicle insurer or peer-to-peer car-sharing program must assume liability;
- (6) Clarifying various provisions related to optional coverages and disclosure requirements;
- (7) Further clarifying the construction and application of the Insurance Code with respect to a peer-to-peer car-sharing program's liability and authority and an insurer's obligations;
- (8) Repealing the sunset date of Act 56, Session Laws of Hawaii 2022;
- (9) Deleting the language that further amended the minimum motor vehicle insurance requirements for shared cars on June 30, 2025; and
- (10) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 640, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 640, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Amato). Noes, none. Excused, 2 (Belatti, Gates).

SCRep. 840 Consumer Protection & Commerce on H.B. No. 797

The purpose of this measure is to:

- (1) Improve Hawaii consumers' access to qualified certified public accountants, wherever those certified public accountants may reside; and
- (2) Protect Hawaii's consumers by granting the Board of Public Accountancy clear disciplinary power over all certified public accountants conducting business in the State.

Your Committee received testimony in support of this measure from Island Plastic Bags, Inc.; CW Associates, CPAs; KPMG LLP; Ernst & Young LLP; Hawaii Society of Certified Public Accountants; and sixteen individuals. Your Committee received testimony in opposition to this measure from the Board of Public Accountancy; Hawaii Association of Public Accountants; Niwao & Roberts, CPAs; Taketa, Iwata, Hara & Associates, LLC; and four individuals.

Your Committee finds that every state, except Hawaii, has enacted a mobility law, which facilitates the ability of consumers and businesses in the State to obtain services from qualified certified public accountants licensed in other states. Your Committee further finds that the lack of a mobility law limits access to qualified accountancy services, especially in certain complex industries, including energy, health care, transportation, and technology. This measure will facilitate the mobility of out-of-state certified public accountants and increase access to quality accountancy services for Hawaii consumers.

Your Committee has amended this measure by:

- (1) Deleting language that implied a practice privilege may be renewed; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 797, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 797, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Onishi). Noes, none. Excused, 3 (Belatti, Hashem, Gates).

SCRep. 841 Consumer Protection & Commerce on H.B. No. 541

The purpose of this measure is to require vehicle safety inspections to include inspections for compliance with proper head lamp requirements and specifications.

Your Committee received testimony in support of this measure from the Department of Transportation and one individual.

Your Committee finds that motor vehicle head lamps are among the most important devices that ensure safety for drivers and pedestrians during nighttime driving and inclement weather conditions. Your Committee further finds that improperly maintained or installed head lamps create a significant hazard for other drivers and pedestrians. This measure provides a mechanism to validate that motor vehicles have head lamps with the specifications necessary for safe operation on the State's roadways.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 541, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Amato, Belatti, Onishi).

SCRep. 842 Consumer Protection & Commerce on H.B. No. 217

The purpose of this measure is to update the cost valuations of work on buildings for the work to qualify for an exemption from the requirement that plans and specifications for construction projects be prepared by a licensed engineer or architect.

Your Committee received testimony in support of this measure from the Hawaii Solar Energy Association, 350Hawaii.org, and one individual. Your Committee received testimony in opposition to this measure from the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects and American Council of Engineering Companies of Hawaii. Your Committee received comments on this measure from the American Institute of Architects Hawaii State Council.

Your Committee finds that under existing law, work on projects with costs that fall under certain monetary thresholds are exempt from the provisions governing the licensure of professional engineers, architects, surveyors, and landscape architects. Your Committee further finds that these thresholds have not been adjusted since 1979. This measure updates the cost valuations used to qualify for these exemptions.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 217, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Amato, Belatti, Onishi).

SCRep. 843 Consumer Protection & Commerce on H.B. No. 419

The purpose of this measure is to require the counties to exempt from county permitting requirements the installation of off-grid residential photovoltaic energy generating systems on the rooftops of residential properties, under certain circumstances.

Your Committee received testimony in support of this measure from one member of the Kaua'i County Council and four individuals.

Your Committee finds that the State has committed to achieving a one hundred percent renewable energy portfolio standard by 2045, which will require a collaborative effort to transition away from imported fossil fuels and toward locally available renewable energy sources. This measure will allow for an increase in the adoption and installation of off-grid residential photovoltaic energy generating systems, supporting the advancement of the State's goals of achieving greater energy security.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 419, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Amato, Belatti, Onishi).

SCRep. 844 Consumer Protection & Commerce on H.B. No. 884

The purpose of this measure is to provide an exemption from state licensure requirements for out-of-state traveling team physicians who accompany a sports team to Hawaii, under certain conditions.

Your Committee received comments on this measure from the Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs and Hawaii Medical Board.

Your Committee finds that athletes who compete in intercollegiate or professional leagues often travel across state lines to attend tournaments, exhibition games, and other types of competitions. Ideally, the team physician and other health care professionals travel with the team to provide immediate care when needed. Your Committee further finds that Hawaii is one of only a few states that do not already have a provision allowing exemptions for traveling physicians working in association with a particular sports team. This measure provides the necessary exemption allowing for team physicians to provide continuity of care by an out-of-state physician who accompanies a sports team to a sporting event in Hawaii.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 884, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Amato, Belatti, Onishi).

SCRep. 845 Consumer Protection & Commerce on H.B. No. 85

The purpose of this measure is to prohibit lodging establishments from providing personal care products in small plastic containers within sleeping room accommodations, any space within sleeping room accommodations, or bathrooms used by the public or guests.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawai'i Lodging & Tourism Authority, Surfrider Foundation - Hawai'i Region, Maui Chamber of Commerce, Maui Hotel & Lodging Association, and six individuals. Your Committee received testimony in opposition to this measure from the Plastics Industry Association. Your Committee received comments on this measure from the Department of Health and Hawai'i Tourism Authority.

Your Committee finds that plastic debris has deleterious impacts on wildlife and their habitats and is a critical natural resource issue in the State. Plastic in the environment degrades both land- and ocean-based habitat and impacts wildlife through ingestion, entanglement, smothering, and transport of invasive species. Furthermore, each step in the manufacturing, distribution, and disposal of single-use plastic products produces greenhouse gas emissions and will increase the current impacts of climate change on the aquatic and terrestrial ecosystems. This measure is one step in moving the State toward a carbon neutral economy.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 85, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Amato, Belatti, Onishi).

SCRep. 846 Consumer Protection & Commerce on H.B. No. 834

The purpose of this measure is to recognize American Sign Language as a fully developed, autonomous, natural language with its own grammar, syntax, vocabulary, and cultural heritage.

Your Committee received testimony in support of this measure from the Hawai'i Civil Rights Commission, Disability and Communication Access Board, Special Education Advisory Council, Aloha State Association of the Deaf, Hawaii Disability Rights Center, and eight individuals.

Your Committee finds that American Sign Language is not merely translated English; rather, American Sign language is a distinct language with its own culture and identity. Your Committee further finds that over forty states have recognized American Sign Language to varying degrees, from a foreign language for school credits to the official language of that state's Deaf community. This measure advances the recognition of American Sign Language in the State by recognizing it as a fully developed, autonomous, natural language.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 834, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 4 (Amato, Belatti, Gates, Pierick).

SCRep. 847 Consumer Protection & Commerce on H.B. No. 12

The purpose of this measure is to clarify that a developer is responsible for ensuring that the use of time share units located out of the State complies with zoning and land use laws and rules of the jurisdiction where the time share units are located but is not required to submit evidence of such compliance to register in Hawaii.

Your Committee received testimony in support of this measure from the American Resort Development Association – Hawaii, Marriott Vacations Worldwide Corporation, and one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that for time share plans located out-of-state, the Department of Commerce and Consumer Affairs requires evidence that the out-of-state property is in an area properly zoned to allow time share use in the property. However, this has been difficult for developers to comply with as jurisdictions are not uniform in their zoning regulations and governmental processes, particularly for out-of-state properties located in foreign countries. This measure will make the registration process of time share projects more efficient and less costly by requiring projects to be in properly zoned areas but not requiring documentation.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 12, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Pierick). Noes, none. Excused, 3 (Amato, Belatti, Onishi).

SCRep. 848 Consumer Protection & Commerce on H.B. No. 615

The purpose of this measure is to clarify that any provision in a private agreement contained in a conveyance of land recorded on or before July 8, 2003, that limits or prohibits agricultural use or activity and has since expired but has not been renewed and recorded in the Bureau of Conveyances is void.

Your Committee received testimony in support of this measure from the Department of Agriculture, Office of Planning and Sustainable Development, and Hawai'i Farm Bureau. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that restrictive covenants that limit agricultural uses on agricultural lands undermine the State's interest in protecting and preserving agricultural resources and promoting agricultural self-sufficiency. This measure seeks to promote agricultural use by deeming void any provision in a private agreement contained in a conveyance of land recorded on or before July 8, 2003, that limits or prohibits agricultural use or activity and has since expired, even if it has not been renewed and recorded in the Bureau of Conveyances.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 615, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Amato, Belatti, Onishi).

SCRep. 849 Consumer Protection & Commerce on H.B. No. 307

The purpose of this measure is to authorize the Department of Agriculture to extend the agricultural park lease of any lessee who holds a lease with a remaining term of fifteen years or less as long as the land covered by the lease is twenty-five acres or less and located in a county with a population of less than five hundred thousand.

Your Committee received testimony in support of this measure from the Land Use Research Foundation of Hawaii; Maui County Farm Bureau; Local Food Coalition; Ono Nut Farms; Hawai'i Farm Bureau; Hawaii Floriculture and Nursery Association; Panaewa Foliage Inc.; Hawaii Crop Improvement Association; Kawasaki Nursery, Inc.; and eight individuals. Your Committee received comments on this measure from the Department of Agriculture and Office of Hawaiian Affairs.

Your Committee finds that the success of farmers is critical to the State's goal to double local food production. Through the Department of Agriculture leases of public lands, agriculture and agricultural production are advanced, which make it practical for producers to succeed and provide the State's communities with what they need. The Department of Agriculture's long-term leases make it possible for farmers and ranchers to prudently invest in operational and infrastructure improvements on leased land.

However, your Committee further finds that lessees whose leases are close to expiration and whose continued tenancy is uncertain have little incentive to invest in major improvements to their infrastructure and ensure the long-term maintenance of their facilities. This measure will allow the Department of Agriculture to settle those uncertainties by granting extensions.

Your Committee has heard the concerns that this measure may allow for perpetual leases of agricultural lands, and the continual renewal of leases tied to these lands could effectively put public lands into private ownership and control, thereby binding the lands to uses that do not maximize the benefit to Native Hawaiians. With these concerns in mind, your Committee suggests that the Department of Agriculture consider prioritizing Native Hawaiian applicants for agricultural park leases.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 307, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Amato, Belatti, Onishi).

SCRep. 850 Finance on H.B. No. 275

The purpose of this measure is to appropriate funds to provide grants to assist taro farmers in meeting the costs of cultivating taro for consumption.

Your Committee received testimony in support of this measure from the Office of the Mayor of the County of Maui, Hawaii Food+ Policy, Hawai'i Alliance for Progressive Action, Hawai'i Farm Bureau, Hawai'i Farmers Union United, Sierra Club of Hawai'i, and ten individuals. Your Committee received comments on this measure from the Office of Hawaiian Affairs and Department of Agriculture.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 275, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 851 Finance on H.B. No. 305

The purpose of this measure is to update the Hawaii State Planning Act's economic agricultural objectives and policies and priority guidelines by removing references to the sugar and pineapple industries.

Your Committee received testimony in support of this measure from the Department of Agriculture, Office of Planning and Sustainable Development, Hawai'i Farm Bureau, Hawai'i Farmers Union United, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 305, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 852 Finance on H.B. No. 313

The purpose of this measure is to appropriate funds to the University of Hawaii to establish a Foreign Agriculture Small Equipment Pilot Program.

Your Committee received testimony in support of this measure from the Ulupono Initiative, Land Use Research Foundation of Hawaii, Hawai'i Farm Bureau, Maui County Farm Bureau, Kohana Family Farms, Hawaii Cattlemen's Council, Hawaii Crop Improvement Association, and four individuals. Your Committee received comments on this measure from the Department of Agriculture and University of Hawai'i System.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 313, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 853 Finance on H.B. No. 605

The purpose of this measure is to establish a Dam and Reservoir Working Group to:

- (1) Ensure and enhance continued availability and operation of dams and reservoirs in the State; and
- (2) Consider the role dams and reservoirs play in drought mitigation and the maintenance of a dependable water supply.

Your Committee received testimony in support of this measure from the Ulupono Initiative, Aina Ho'okupu o Kilauea, Hawai'i Farm Bureau, Hawaii Cattlemen's Council, Hawaii Crop Improvement Association, and five individuals. Your Committee received testimony in opposition to this measure from the Department of Land and Natural Resources. Your Committee received comments on this measure from the Department of Agriculture and Hawai'i Emergency Management Agency.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 605, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 854 Finance on H.B. No. 972

The purpose of this measure is to:

- (1) Add revenue generated by the State Veterinary Laboratory and Animal Disease Control Branch as sources for the Animal Industry Special Fund; and
- (2) Clarify that the funds from the Animal Industry Special Fund may be expended to make laboratory improvements.

Your Committee received testimony in support of this measure from the Department of Agriculture and Hawaii Cattlemen's Council.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 972, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 855 Finance on H.B. No. 1248

The purpose of this measure is to appropriate funds to the Department of Agriculture for the continued administration of the Hawaii Healthy Food Incentive Program, commonly known as DA BUX, and to provide matching funds to beneficiaries who participate in the federal Supplemental Nutrition Assistance Program.

Your Committee received testimony in support of this measure from the Department of Agriculture; Executive Office on Early Learning; Maui County Council; Department of Research and Development of the County of Hawaii; Early Childhood Action Strategy; American Heart Association; Hawai'i Primary Care Association; Hawai'i Food Hub Hui; Hawai'i Public Health Institute; Hawai'i Farmers Union United; Ulupono Initiative; Hawai'i Appleseed Center for Law & Economic Justice; Ka Ohana O Na Pua; Okimoto Corporation; Hawai'i Children's Action Network Speaks!; Hawai'i Farm Bureau; The Food Basket, Hawai'i Island's Food Bank; Hawai'i SEED; Hawai'i Foodbank; Hawai'i Pacific Health; Wai'anae Community Re-Development Corporation-MA'O Organic Farms; Hawai'i Good Food Alliance; 350Hawaii.org; Hawai'i Food Industry Association; Hawai'i Alliance for Progressive Action; Kohana Family Farms; Hawaii Cattlemen's Council; Hawai'i Family Caregiver Coalition; Sierra Club of Hawai'i; KTA Super Stores; and numerous individuals. Your Committee received comments on this measure from the Department of Human Services.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1248, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 856 Finance on H.B. No. 1250

The purpose of this measure is to protect Hawaii-grown mamaki tea by:

- (1) Imposing labeling requirements for mamaki tea grown in the State; and
- (2) Appropriating funds to the Department of Agriculture to administer the mamaki tea labeling requirements.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Farm Bureau, Hawai'i Farmers Union United, and three individuals. Your Committee received testimony in opposition to this measure from one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1250, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 857 Finance on H.B. No. 1382

The purpose of this measure is to:

- (1) Allow for the donation of wild game meat, under certain circumstances; and
- (2) Establish a Meat Processing Task Force to develop and implement a plan to expand the meat processing capacity in the State.

Your Committee received testimony in support of this measure from the Office of the Mayor of the County of Maui; one member of the Maui County Council; Hawai'i Farmers Union United; Aina Ho'okupu o Kilauea; Hawai'i Food+ Policy; Hawai'i Farm Bureau; Maui County Farm Bureau; Kohana Family Farms; Hawai'i Cattlemen's Council, Inc.; Hawai'i Forest Industry Association; and four individuals. Your Committee received comments on this measure from the Department of Agriculture, Agribusiness Development Corporation, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1382, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 858 Finance on H.B. No. 1426

The purpose of this measure is to:

- (1) Establish a food and product innovation network with the Agribusiness Development Corporation; and
- (2) Appropriate funds for food and product innovation facilities on the islands of Molokai, Oahu, and Hawaii as part of the food and product innovation network.

Your Committee received testimony in support of this measure from the Department of Agriculture, Department of Research and Development of the County of Hawaii, Ulupono Initiative, Hawai'i Farm Bureau, and Hawaii Food Industry Association. Your Committee received comments on this measure from the University of Hawai'i System; Agribusiness Development Corporation; and The Food Basket, Hawai'i Island's Food Bank.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1426, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 859 Finance on H.B. No. 248

The purpose of this measure is to:

- (1) Require the Farm to School Program and Farm to School Meals Program, established by Act 175, Session Laws of Hawaii 2021, to be fully implemented by the 2024-2025 school year;
- (2) Empower Complex Area Superintendents to implement the Farm to School Program and Farm to School Meals Program;
- (3) Require certain school cafeteria supervisors to report directly to Complex Area Superintendents;
- (4) Create, define the scope of, and appropriate funds for additional cafeteria supervisor positions; and
- (5) Require the Office of Talent Management of the Department of Education to conduct a compensation review of school cafeteria supervisor positions.

Your Committee received testimony in support of this measure from the Hawai'i Primary Care Association, Hawai'i Farmers Union United, Ulupono Initiative, Hawai'i Youth Food Council, Hawai'i Public Health Institute, Hawaii Appleseed Center for Law & Economic Justice, Hawai'i Farm Bureau, Hawai'i SEED, Climate Future Forum, Hawai'i Alliance for Progressive Action, Kohana Family Farms, and twelve individuals. Your Committee received comments on this measure from the Department of Education; Chamber of Sustainable Commerce; Ka Ohana O Na Pua; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and North Shore Economic Vitality Partnership.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 248, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 860 Finance on H.B. No. 308

The purpose of this measure is to establish the Sustainable Food Systems Working Group to develop an interagency food systems plan.

Your Committee received testimony in support of this measure from the Hawai'i Tourism Authority, Wild Kids, Agriculture and Food Security Committee of the Environmental Caucus of the Democratic Party of Hawai'i, Hawai'i Public Health Institute, Ulupono Initiative, Hawai'i Food+ Policy, Ka Ohana O Na Pua, Hawai'i SEED, Hawai'i Foodbank, Hawaii Food Industry Association, Hawai'i Alliance for Progressive Action, and ten individuals. Your Committee

received comments on this measure from the Office of Hawaiian Affairs, Department of Agriculture, University of Hawai'i System, North Shore Economic Vitality Partnership, Hawai'i Farm Bureau, Hawai'i Farmers Union United, Hawaii Cattlemen's Council, and Sierra Club of Hawai'i.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 308, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 861 Finance on H.B. No. 606

The purpose of this measure is to require the Department of Agriculture, in collaboration with other state agencies, to develop and implement a plan to expand the State's meat processing capacity to allow for meat from axis deer and other wild game to be distributed by non-profit food distribution services.

Your Committee received testimony in support of this measure from the Department of Agriculture, Aina Ho'okupu o Kilauea, Hawai'i Farm Bureau, Maui County Farm Bureau, Hawai'i Farmers Union United, Kohana Family Farms, Hawaii Cattlemen's Council, Maui Chamber of Commerce, and three individuals. Your Committee received comments on this measure from the Department of Human Services and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 606, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 862 Finance on H.B. No. 1359

The purpose of this measure is to amend the existing regulatory framework for hemp production in the State by:

- (1) Repealing redundant regulations;
- (2) Amending the hemp law in a manner that recognizes the unique constraints of Hawaii farmers, while protecting human health;
- (3) Allowing licensed hemp producers to sell hemp biomass;
- (4) Requiring commercial hemp producers under the jurisdiction of the Department of Agriculture to identify the percentage of Hawaii-grown hemp or hemp product in all hemp products on the label;
- (5) Requiring and appropriating funds for the Department of Health to hire or consult a toxicologist or consultant familiar with hemp industry standards for the purpose of setting defined action limits or exposure levels for different types of hemp products; and
- (6) Extending the State's hemp processor law through July 1, 2027.

Your Committee received testimony in support of this measure from four individuals. Your Committee received comments on this measure from the Department of Health, Department of Agriculture, Department of the Attorney General, Hawai'i Hemp Farmers Association, Kauai Hemp Co., Hawai'i Farmers Union United, and two individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1359, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 863 Finance on H.B. No. 473

The purpose of this measure is to appropriate funds to the State Foundation on Culture and the Arts Creative Workforce Grant Program for the awarding of grants to eligible nonprofit arts and culture organizations to support the living wage of creative workers.

Your Committee received testimony in support of this measure from the State Foundation on Culture and the Arts; Hawaii Youth Symphony; Ebb & Flow Arts; Hana Arts; Honolulu Printmakers; Hawai'i Arts Alliance; Glass Fusion Collective; Hawaii Craftsmen; Hawaii Handweavers Hui; Sounding Joy Music Therapy, Inc.; and eight individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 473, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 864 Finance on H.B. No. 474

The purpose of this measure is to appropriate federal funds to sustain and support the Bernice Pauahi Bishop Museum, officially designated as the State of Hawaii Museum of Natural and Cultural History.

Your Committee received testimony in support of this measure from the Bishop Museum and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 474, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 865 Finance on H.B. No. 475

The purpose of this measure is to appropriate funds to the State Foundation on Culture and the Arts for the Art in Private Places Program and to establish one full-time equivalent permanent position for the Foundation.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the State Foundation on Culture and the Arts.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 475, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 866 Finance on H.B. No. 478

The purpose of this measure is to appropriate funds for the State Foundation on Culture and the Arts Artist Fellowship Program for the awarding of one-time fellowships to promising artists.

Your Committee received testimony in support of this measure from the State Foundation on Culture and the Arts, Ebb & Flow Arts, Honolulu Printmakers, Hawai'i Arts Alliance, and nine individuals. Your Committee received testimony in opposition to this measure from one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 478, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 867 Finance on H.B. No. 968

The purpose of this measure is to appropriate funds to the University of Hawaii Pamantasan Council for three full-time equivalent academic and support services specialist positions.

Your Committee received testimony in support of this measure from the University of Hawai'i Pamantasan Executive Committee, Hawai'i Friends of Civil Rights, Sariling Gawa Youth Council, Filipinos for Affirmative Action, Samahang Filipino Club at Hawai'i Community College, and nineteen individuals. Your Committee received testimony in opposition to this measure from one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 968, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 868 Finance on H.B. No. 451

The purpose of this measure is to:

- (1) Amend Act 125, Session Laws of Hawaii 2022, to extend the time to expend appropriations for the establishment of a pilot visitation and family resource center at Waiawa Correctional Facility on Oahu;
- (2) Make conforming amendments related to the establishment of the Department of Corrections and Rehabilitation; and
- (3) Appropriate additional funds to implement the pilot visitation and family resource center at Waiawa Correctional Facility.

Your Committee received testimony in support of this measure from the Hawaii Correctional System Oversight Commission, Hawai'i Youth Services Network, Hawai'i Children's Action Network Speaks!, Community Alliance on Prisons, Blueprint for Change, and two individuals. Your Committee received comments on this measure from the Department of Human Services and Department of Public Safety.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 451, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 869 Finance on H.B. No. 824

The purpose of this measure is to create a medical release program for certain ill or impaired inmates who pose a low risk to public safety.

Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Public Safety, Hawaii Correctional System Oversight Commission, and Hawaii Paroling Authority.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 824, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 870 Finance on H.B. No. 1129

The purpose of this measure is to appropriate funds as a grant to the Hawaii Friends of Restorative Justice for the education and reentry program for incarcerated women.

Your Committee received testimony in support of this measure from the University of Hawai'i System, University of Hawai'i Thompson School of Social Work and Public Health, Department of Public Safety, Department of Education, Hawai'i Friends of Restorative Justice, Community Alliance on Prisons, Women's Prison Project, and six individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1129, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 871 Finance on H.B. No. 1130

The purpose of this measure is to appropriate funds to the Department of Public Safety to administer level I trauma-informed certification programs for adult corrections officers statewide.

Your Committee received testimony in support of this measure from the Judiciary, Department of Public Safety, Hawai'i Friends of Restorative Justice, Opportunity Youth Action Hawai'i, Women's Prison Project, and two individuals. Your Committee received comments on this measure from the University of Hawai'i System.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1130, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 872 Finance on H.B. No. 1131

The purpose of this measure is to require and appropriate funds for the University of Hawaii to conduct a comparative study of all programming offered to individuals incarcerated at correctional facilities in the State to identify gaps in programming offered to female inmates.

Your Committee received testimony in support of this measure from the Department of Public Safety, Rainbow Family 808, Hawai'i Women Lawyers, Women's Prison Project, Stonewall Caucus of the Democratic Party of Hawaii, and one individual. Your Committee received comments on this measure from the University of Hawai'i System.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1131, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 873 Finance on H.B. No. 1132

The purpose of this measure is to:

- (1) Extend the term of the Oversight Coordinator for the Hawaii Correctional System Oversight Commission from two years to six years;
- (2) Require the Commission to publish a summary of an investigation and any action taken by the Commission in response;
- (3) Authorize the Commission to hold a meeting closed to the public to discuss with the Oversight Coordinator a complaint investigated when necessary to maintain confidentiality, under certain conditions; and
- (4) Broaden the Oversight Coordinator's power to make inquiries, obtain information, and inspect the premises of agencies and correctional facilities.

Your Committee received testimony in support of this measure from the Hawaii Correctional System Oversight Commission, Community Alliance on Prisons, and four individuals. Your Committee received comments on this measure from the Department of Public Safety and Hawaii Paroling Authority.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1132, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 874 Finance on H.B. No. 54

The purpose of this measure is to establish and appropriate funds for a Nationally Certified School Psychologist Incentive Program within the Department of Education.

Your Committee received testimony in support of this measure from the Hawai'i State Youth Commission; Hawaii State Teachers Association; Hawai'i Children's Action Network Speaks!; Hui for Excellence in Education; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawai'i Association of School Psychologists; and nineteen individuals. Your Committee received testimony in opposition to this measure from the Hawai'i Troll Factory and two individuals. Your Committee received comments on this measure from the Department of Education.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 54, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 875 Finance on H.B. No. 250

The purpose of this measure is to require the Department of Education to adopt rules for the procurement of goods and services related to the administration of food programs at public schools that incorporate a geographic preference for unprocessed locally grown and locally raised agricultural products.

Your Committee received testimony in support of this measure from the Department of Agriculture; Hawai'i Primary Care Association; Hawai'i Farmers Union United; Ulupono Initiative; Hawai'i Public Health Institute; Hawai'i Youth Food Council; Hawaii Appleseed Center for Law & Economic Justice; Hawai'i Farm Bureau; Hawai'i SEED; Hawaii Cattlemen's Council, Inc.; 350Hawaii; Hawai'i Alliance for Progressive Action; Mālama Kaua'i; North Shore Economic Vitality Partnership; Kohana Family Farms; and eleven individuals. Your Committee received comments on this measure from the Department of Education and Chamber of Sustainable Commerce.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 250, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 876 Finance on H.B. No. 260

The purpose of this measure is to:

- (1) Require the Department of Education to develop and implement safety training based on best practices for all cafeteria student helpers;
- (2) Require the Department of Education to ensure that all cafeteria student helpers receive the training prior to volunteering;

- (3) Require the Department of Education to provide personal protective equipment for all cafeteria student helpers prior to volunteering; and
- (4) Require all cafeteria student helpers to be directed and supervised by trained personnel at all times.

Your Committee received testimony in support of this measure from the Department of Education and two individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 260, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 877 Finance on H.B. No. 335

The purpose of this measure is to:

- (1) Exempt small purchases of career and technical education equipment for the Department of Education from the electronic procurement system requirements; and
- (2) Adjust the quotation requirements for the procurement of small purchases of career and technical education equipment for the Department of Education.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of Education.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 335, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 878 Finance on H.B. No. 388

The purpose of this measure is to:

- (1) Adopt the National Instructional Materials Accessibility Standard to provide for the timely availability of accessible instructional materials and technology for eligible students; and
- (2) Require the Department of Education to obtain instructional materials in accessible formats for eligible students.

Your Committee received testimony in support of this measure from the Disability and Communication Access Board, Hawaii State Committee of Blind Vendors, National Federation of the Blind of Hawaii, Hoopono, and ten individuals. Your Committee received comments on this measure from the Department of Education.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 388, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 879 Finance on H.B. No. 464

The purpose of this measure is to:

- (1) Establish a five-year magnet school pilot program at Waiahole and Ka'a'awa Elementary Schools;
- (2) Establish eight full-time equivalent (8.0 FTE) positions; and
- (3) Appropriate funds for the magnet school pilot program and the positions.

Your Committee received testimony in support of this measure from the Hawaii State Teachers Association, Ka'a'awa Elementary School, and seven individuals. Your Committee received comments on this measure from the Department of Education.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 464, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 880 Finance on H.B. No. 500

The purpose of this measure is to appropriate funds to the Department of Education to promote surfing as an interscholastic sport.

Your Committee received testimony in support of this measure from the Outrigger Duke Kahanamoku Foundation, Maui Interscholastic League Surfing, and numerous individuals. Your Committee received comments on this measure from the Department of Education.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 500, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 881 Finance on H.B. No. 1223

The purpose of this measure is to:

- (1) Establish a Teacher Loan Program to encourage individuals to become teachers in hard-to-fill positions at Department of Education schools and public charter schools;
- (2) Allow the loan to be forgiven after five years of teaching in a hard-to-fill position;

- (3) Establish a Department of Education Teacher Loan Program Revolving Fund and a Public Charter School Teacher Loan Program Revolving Fund to provide loans for each program; and
- (4) Appropriate funds.

Your Committee received testimony in support of this measure from the State Public Charter School Commission, Hawaii State Teachers Association, Democratic Party of Hawai'i Education Caucus, and two individuals. Your Committee received comments on this measure from the Department of the Attorney General, Department of Education, and Department of Budget and Finance.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1223, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 882 Finance on H.B. No. 1329

The purpose of this measure is to:

- (1) Require the Department of Education to work with certain organizations to develop and implement an active shooter training program in all public schools under the jurisdiction of the Department; and
- (2) Exempt public school students from participation in an active shooter training program of the Department of Education.

Your Committee received testimony in support of this measure from the Department of Education, Department of Law Enforcement, and four individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the State Public Charter School Commission.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1329, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 883 Finance on H.B. No. 1330

The purpose of this measure is to appropriate funds to the Department of Education for school bus services.

Your Committee received testimony in support of this measure from the Department of Education, Democratic Party of Hawai'i Education Caucus, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1330, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 884 Finance on H.B. No. 69

The purpose of this measure is to appropriate funds for the Department of Education's Resources for Enrichment, Athletics, Culture, and Health program.

Your Committee received testimony in support of this measure from Waimea Middle School, Hawai'i State Youth Commission, YMCA of Honolulu, Island of Hawaii YMCA, Hawai'i Afterschool Alliance, Hui for Excellence in Education, After-School All-Stars Hawaii, Pioneering Healthier Communities Initiative, Parents and Children Together, and eight individuals. Your Committee received comments on this measure from the Department of Education and Hawai'i Children's Action Network Speaks!.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 69, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 885 Finance on H.B. No. 828

The purpose of this measure is to:

- (1) Require the Department of Education to establish a student bus fare rate system to include free bus passes for students whose household eligibility qualifies the student for free or reduced price lunch under the Free and Reduced Price Lunch Program; and
- (2) Appropriate funds.

Your Committee received testimony in support of this measure from Hawai'i Children's Action Network Speaks!, Democratic Party of Hawai'i Education Caucus, and two individuals. Your Committee received comments on this measure from the Department of Education.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 828, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 886 Finance on H.B. No. 843

The purpose of this measure is to:

- (1) Authorize supplemental categorical funding for remote schools;
- (2) Define "remote school"; and
- (3) Appropriate funds.

Your Committee received testimony in support of this measure from the Department of Education, Hawaii State Teachers Association, and four individuals. Your Committee received comments on this measure from the Department of the Attorney General and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 843, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 887 Finance on H.B. No. 936

The purpose of this measure is to:

- (1) Beginning with the 2024-2025 school year, require the Department of Education to include financial literacy in the personal transition plan requirement for each student; and
- (2) Appropriate funds for the establishment of a position dedicated to financial literacy with the Department of Education.

Your Committee received testimony in support of this measure from the Hawaii Credit Union League, NGPF Mission 2030 Fund, Maui Chamber of Commerce, and eleven individuals. Your Committee received comments on this measure from the Department of Education and Board of Education.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 936, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 888 Finance on H.B. No. 960

The purpose of this measure is to:

- (1) Transfer \$200,000,000 of general funds previously appropriated to the School Facilities Authority of the Department of Education to the School Facilities Special Fund; and
- (2) Appropriate an unspecified amount of funds out of the School Facilities Special Fund for the School Facilities Authority to expand access to pre-kindergarten for eligible children.

Your Committee received testimony in support of this measure from the Executive Office on Early Learning, Early Learning Board, Hui for Excellence in Education, and Kamehameha Schools. Your Committee received comments on this measure from the Office of the Lieutenant Governor, Department of Budget and Finance, University of Hawai'i System, and School Facilities Authority.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 960, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Cochran, Garrett).

SCRep. 889 Finance on H.B. No. 1128

The purpose of this measure is to:

- (1) Provide that, in any island with a population of five hundred or less, the Hawaiian language shall be recognized as the sole indigenous language of the Hawaiian islands; public schools may offer a course in the Hawaiian language; and every effort shall be made to accommodate Hawaiian speakers; and
- (2) Require and appropriate funds for the State Public Charter School Commission to study the Hawaiian language, publish resource materials for native speakers of the Hawaiian language, consult stakeholders, and submit a report to the Legislature.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs and three individuals. Your Committee received testimony in opposition to this measure from the Office of Economic Development of the County of Kauai. Your Committee received comments on this measure from the Department of Education, Department of Accounting and General Services, State Public Charter School Commission, Kaunalewa, Ka Leo o na Kupa, and thirteen individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1128, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Cochran, Kahaloa, Kila, Kobayashi, Morikawa, Poepoe). Noes, none. Excused, 1 (Ward).

SCRep. 890 Finance on H.B. No. 67

The purpose of this measure is to appropriate funds for three full-time equivalent positions for Windward Community College's Pu'uhoonua Program.

Your Committee received testimony in support of this measure from the Department of Public Safety and one individual. Your Committee received comments on this measure from the University of Hawai'i System.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 67, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 891 Finance on H.B. No. 353

The purpose of this measure is to appropriate funds for the expansion of the Certified Nurse Aide to Practical Nurse Bridge Program at the University of Hawaii Maui College, including funding for instructional costs and student aid.

Your Committee received testimony in support of this measure from the Healthcare Association of Hawaii and The Queen's Health System. Your Committee received comments on this measure from the University of Hawai'i System and Hawai'i State Center for Nursing.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 353, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 892 Finance on H.B. No. 390

The purpose of this measure is to:

- (1) Expand the Hawaii Promise Program to provide scholarships for the unmet direct cost needs of qualified undergraduate students enrolled at a four-year campus of the University of Hawaii; and
- (2) Appropriate funds to establish and implement the expanded Hawaii Promise Program.

Your Committee received testimony in support of this measure from the Hawai'i State Youth Commission, Americans for Democratic Action Hawaii, and two individuals. Your Committee received comments on this measure from the University of Hawai'i System and University of Hawaii Professional Assembly.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 390, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 893 Finance on H.B. No. 554

The purpose of this measure is to:

- (1) Require that University of Hawaii students and employees receive training on sexual misconduct awareness and trauma informed responses, sexual harassment, sexual assault, domestic violence, dating violence, and stalking;
- (2) Require that the University ensure that any individual who participates in implementing the University's disciplinary process has training or experience in handling sexual misconduct complaints and the disciplinary process;
- (3) Require that the University provide mandatory annual trauma informed, gender inclusive, LGBTQ+ inclusive sexual misconduct primary prevention and awareness programming for students and employees of the University;
- (4) Prohibit the University from taking disciplinary action against individuals reporting sexual misconduct unless certain exceptions apply; and
- (5) Establish and appropriate funds for four full-time equivalent positions to enable the University to fulfill the measure's requirements.

Your Committee received testimony in support of this measure from the State Council on Developmental Disabilities, Hawai'i Youth Services Network, American Association of University Women of Hawaii, Every Voice Coalition Hawai'i, Hawai'i State Democratic Women's Caucus, Democratic Party of Hawai'i Education Caucus, Imua Alliance, Stonewall Caucus of the Democratic Party of Hawaii, and nineteen individuals. Your Committee received comments on this measure from the University of Hawai'i System.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 554, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 894 Finance on H.B. No. 580

The purpose of this measure is to:

- (1) Expand the victim-counselor privilege under the Hawaii Rules of Evidence to include confidential advocates employed by the University of Hawaii; and
- (2) Increase the minimum number of hours of training a domestic violence victims' counselor must complete to be considered a victim counselor.

Your Committee received testimony in support of this measure from the University of Hawai'i System, American Association of University Women of Hawai'i, Every Voice Coalition Hawai'i, Hawai'i State Democratic Women's Caucus, Democratic Party of Hawai'i Education Caucus, Imua Alliance, Hawai'i State Coalition Against Domestic Violence, and fourteen individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 580, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 895 Finance on H.B. No. 694

The purpose of this measure is to appropriate funds to support the Aquaculture Disease Diagnostic Laboratory at the Department of Agriculture Animal Industry Division Veterinary Laboratory Services Branch, in partnership with the University of Hawaii College of Tropical Agriculture.

Your Committee received testimony in support of this measure from the Hawaii Aquaculture and Aquaponics Association, Hawaiian Shellfish LLC, Aquaculture Planning and Advocacy, Local Food Coalition, and two individuals. Your Committee received comments on this measure from the Department of Agriculture and Hawai'i Farm Bureau.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 694, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 896 Finance on H.B. No. 877

The purpose of this measure is to establish and appropriate funds for an institute to be located within the William S. Richardson School of Law to be known as the Hookaulike: A Criminal Legal System Institute for Restoration and Healing.

Your Committee received testimony in support of this measure from the Hawaii Correctional System Oversight Commission and nine individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 877, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 897 Finance on H.B. No. 963

The purpose of this measure is to:

- (1) Appropriate general fund monies that are required to match federal monies for broadband programs; and
- (2) Appropriate monies received by the State from the federal Infrastructure Investment and Jobs Act for the Broadband Equity, Access, and Deployment Program.

Your Committee received testimony in support of this measure from the Office of the Lieutenant Governor, University of Hawai'i System, Department of Budget and Finance, State Council on Developmental Disabilities, AARP Hawai'i, Hawaii Primary Care Association, Hawaiian Telcom, Maui Chamber of Commerce, and one individual. Your Committee received comments on this measure from the Department of Business, Economic Development, and Tourism.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 963, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Cochran, Garrett).

SCRep. 898 Finance on H.B. No. 1148

The purpose of this measure is to appropriate funds to support and expand the Mental Health Technician Certificate of Competence program through the hiring of a mental health technician certificate program coordinator, establishment of a scholarship program, granting of scholarships, and funding of other necessary administrative costs.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Judiciary, Department of Health, University of Hawai'i System, and University of Hawaii Professional Assembly.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1148, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 899 Finance on H.B. No. 1204

The purpose of this measure is to establish and appropriate funds for the Public Education Scholarship Program within the University of Hawaii to provide students with school tuition in return for a service commitment to teach in a public school classroom of the Department of Education or a Hawaii public charter school.

Your Committee received testimony in support of this measure from the Department of Education, Hawaii State Teachers Association, Democratic Party of Hawai'i Education Caucus, and one individual. Your Committee received comments on this measure from the College of Education of the University of Hawai'i and University of Hawaii Professional Assembly.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1204, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 900 Finance on H.B. No. 278

The purpose of this measure is to:

- (1) Establish and appropriate funds for a working group to plan and implement a public health campaign for awareness of Alzheimer's disease and other related dementia; and
- (2) Appropriate funds for the Executive Office on Aging to create an Alzheimer's disease and related dementias public health campaign.

Your Committee received testimony in support of this measure from Hale Hau'oli Hawai'i; AARP Hawai'i; United Public Workers, AFSCME Local 646, AFL-CIO; Pukalani Superette; The Kūpuna Caucus of the Democratic Party of Hawai'i; International Longshore and Warehouse Union Local 142; Hawai'i Family Caregiver Coalition; The Hawaiian Islands Association for Marriage and Family Therapy; Hawai'i Psychological Association; National Association of Social Workers - Hawai'i Chapter; and numerous individuals. Your Committee received comments on this measure from the Executive Office on Aging, Hawai'i Primary Care Association, Alzheimer's Association, and Iron Workers Stabilization Fund.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 278, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 901 Finance on H.B. No. 406

The purpose of this measure is to:

- (1) Require the Department of Health and Oahu Regional Health Care System to develop a strategic plan for the utilization of all Oahu Regional Health Care System facilities and report to the Legislature prior to the Regular Session of 2024;
- (2) Extend the assimilation of the Daniel K. Akaka State Veterans Home from the Department of Defense to the Oahu Regional Health Care System to June 30, 2024; and
- (3) Require the Oahu Regional Health Care System and Department of Defense to provide a joint progress report to the Legislature regarding construction of and the hiring of an operator for the Daniel K. Akaka State Veterans Home.

Your Committee received testimony in support of this measure from the Hawaii Health Systems Corporation, Oahu Region; and one individual. Your Committee received comments on this measure from the Department of Health, State Office of Veterans Services, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 406, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 902 Finance on H.B. No. 838

The purpose of this measure is to reestablish and appropriate funds for the Long-Term Care Commission within the University of Hawaii College of Social Sciences Social Science Research Institute to identify needed reforms of Hawaii's long-term care system.

Your Committee received testimony in support of this measure from the Kūpuna Caucus of the Democratic Party of Hawai'i, Healthcare Association of Hawaii, and four individuals. Your Committee received comments on this measure from the Department of the Attorney General, College of Social Sciences at the University of Hawai'i at Mānoa, Executive Office on Aging, State Procurement Office, and AARP Hawai'i.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 838, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 903 Finance on H.B. No. 907

The purpose of this measure is to authorize reimbursement services provided through telehealth by way of an interactive telecommunications system, under certain conditions.

Your Committee received testimony in support of this measure from the University of Hawai'i System; Hawaii Substance Abuse Coalition; Hawaii Medical Association; Hawai'i Public Health Institute; Lokahi Consulting Group, Inc.; Hawai'i Pacific Health; Hawai'i Health & Harm Reduction Center; New Waves Wellness Center, Inc.; and eighteen individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Department of Human Services, Department of the Attorney General, Hawai'i Primary Care Association, AARP Hawai'i, American Cancer Society Cancer Action Network, Alzheimer's Association, Epilepsy Foundation of Hawaii, National Association of Social Workers – Hawai'i, AlohaCare, Hawaii Medical Service Association, The Hawaiian Islands Association for Marriage and Family Therapy, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 907, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 904 Finance on H.B. No. 982

The purpose of this measure is to stabilize and increase funding for the Tobacco Enforcement Unit within the Department of the Attorney General by:

- (1) Amending the amount of funds that the Tobacco Enforcement Special Fund may carry over at the end of each fiscal year;
- (2) Increasing the Cigarette Tax Stamp Fee and the percentage of that fee allotted to the Tobacco Enforcement Special Fund; and
- (3) Amending the sum of monies received from the Tobacco Master Settlement Agreement annual payment to the Tobacco Enforcement Special Fund.

Your Committee received testimony in support of this measure from the Department of Health, Department of Taxation, Hawai'i Primary Care Association, Coalition for a Tobacco-Free Hawai'i, American Cancer Society Cancer Action Network, and one individual. Your Committee received testimony in opposition to this measure from the Hawaii Smokers Alliance and three individuals. Your Committee received comments on this measure from the Department of the Attorney General and Tax Foundation of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 982, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 905 Finance on H.B. No. 814

The purpose of this measure is to:

- (1) Require the counties to adopt ordinances by July 1, 2024, to allow religious institutions, educational institutions, and medical institutions to design and build housing units on land that the institutions own for purchase in fee simple or use by the institutions, their employees, or their contractors, under certain conditions; and
- (2) Require the institutions to retain these housing units for thirty years before offering the housing units for sale.

Your Committee received testimony in support of this measure from Housing Hawai'i's Future. Your Committee received testimony in opposition to this measure from the Department of Planning and Permitting of the City and County of Honolulu. Your Committee received comments on this measure from the Department of the Attorney General and Grassroot Institute of Hawai'i.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 814, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15; Ayes with Reservations (Cochran). Noes, none. Excused, 1 (Garrett).

SCRep. 906 Finance on H.B. No. 920

The purpose of this measure is to temporarily allow the counties to adopt a county building code distinct from the state building code and applicable only to single-family dwellings, additional dwelling units, duplexes, and non-commercial structures that have no more than a certain square footage of living area.

Your Committee received testimony in support of this measure from the Office of the Mayor of the County of Hawai'i, Office of the Mayor of the City and County of Honolulu, one member of the Maui County Council, Planning Department of the County of Hawai'i, and Building Industry Association of Hawai'i. Your Committee received comments on this measure from HPM Building Supply and Plumbing and Mechanical Contractors Association of Hawai'i.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 920, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 907 Finance on H.B. No. 923

The purpose of this measure is to require:

- (1) Counties with a private activity bond issuance program to exhaust their allotment before applying to the State for the state allocation;
- (2) The State, if it receives a county allocation, to award that same amount to a project or projects in the assigning county before awarding any allocation to projects in other counties;
- (3) A project to first apply to the county in which the project is located, if the county has a private activity bond issuance program, before applying to the State for any part of the State's allocation; and
- (4) The Directors of Finance of each county to annually report to the Department of Budget and Finance and Hawaii Housing Finance and Development Corporation any amount of allocation to the county that has not been applied or assigned.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation and one individual. Your Committee received comments on this measure from the Highridge Costa Development Company.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 923, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 908 Finance on H.B. No. 992

The purpose of this measure is to clarify Act 248, Session Laws of Hawaii 2022, as it pertains to the appropriation for the Affordable Homeownership Revolving Fund.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; and Hawaii Housing Finance and Development Corporation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 992, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 909 Finance on H.B. No. 1246

The purpose of this measure is to:

- (1) Authorize the Hawaii Housing Finance and Development Corporation to issue bonds for infrastructure projects and finance the development of regional state infrastructure projects;
- (2) Authorize the issuance of general obligation bonds with the funds to be deposited into the Dwelling Unit Revolving Fund; and
- (3) Appropriate funds into and out of the Dwelling Unit Revolving Fund.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation, Hawai'i Association of REALTORS, and Housing Hawai'i's Future.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1246, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 910 Finance on H.B. No. 1000

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (1) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance; University of Hawai'i System; Hawai'i Health Systems Corporation; and United Public Workers, AFSCME Local 646, AFL-CIO.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1000, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 911 Finance on H.B. No. 1001

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (2) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance, University of Hawai'i System, Hawai'i Health Systems Corporation, and Hawai'i Government Employees Association, AFSCME Local 152, AFL-CIO.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1001, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 912 Finance on H.B. No. 1002

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (3) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance; University of Hawai'i System; Hawai'i Health Systems Corporation; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1002, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 913 Finance on H.B. No. 1003

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (4) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance; University of Hawai'i System; Hawaii Health Systems Corporation; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1003, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 914 Finance on H.B. No. 1004

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (5) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance and Hawaii State Teachers Association.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1004, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 915 Finance on H.B. No. 1005

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (6) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1005, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 916 Finance on H.B. No. 1006

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (7) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance, University of Hawai'i System, and University of Hawaii Professional Assembly.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1006, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 917 Finance on H.B. No. 1007

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (8) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance; University of Hawai'i System; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1007, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 918 Finance on H.B. No. 1008

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (9) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance; University of Hawai'i System; Hawai'i Health Systems Corporation; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1008, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 919 Finance on H.B. No. 1009

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (10) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance; University of Hawai'i System; Hawai'i Health Systems Corporation; and United Public Workers, AFSCME Local 646, AFL-CIO.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1009, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 920 Finance on H.B. No. 1010

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (11) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance and Hawai'i Health Systems Corporation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1010, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 921 Finance on H.B. No. 1012

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (14) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1012, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 922 Finance on H.B. No. 565

The purpose of this measure is to establish and appropriate funds for the State Self-Insurance Against Property and Casualty Risks Special Fund to provide the State with self-insurance coverage against property and casualty risks.

Your Committee received comments on this measure from the Department of Budget and Finance and Department of Accounting and General Services.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 565, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 923 Finance on H.B. No. 964

The purpose of this measure is to:

- (1) Increase the fee for the issuance of an apostille or a certification to \$10;
- (2) Establish the Apostilles and Certifications Special Fund; and
- (3) Authorize the Office of the Lieutenant Governor to expend monies from the special fund for operational expenses.

Your Committee received comments on this measure from the Office of the Lieutenant Governor and Department of Health.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 964, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Cochran, Garrett).

SCRep. 924 Finance on H.B. No. 977

The purpose of this measure is to repeal the Community Council on Purchase of Health and Human Services.

Your Committee received testimony in support of this measure from the Department of Human Services, Department of Accounting and General Services, and State Procurement Office.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 977, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 925 Finance on H.B. No. 24

The purpose of this measure is to remove the requirement that water carriers secure prior approval of the Public Utilities Commission to enter into long-term leases of more than three years and leverage leases.

Your Committee received testimony in support of this measure from the Hawaii Harbor Users Group; Matson Navigation Company, Inc; and Young Brothers, LLC. Your Committee received testimony in opposition to this measure from the Department of Commerce and Consumer Affairs. Your Committee received comments on this measure from the Public Utilities Commission.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 24, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Poepoe). Noes, none. Excused, 2 (Cochran, Garrett).

SCRep. 926 Finance on H.B. No. 600

The purpose of this measure is to:

- (1) Establish the Safe Routes to School Advisory Committee within the Planning Branch of the Highways Division of the Department of Transportation to develop a comprehensive statewide safe routes to school plan to advise the State on strategies that provide safe and secure alternatives for children to get to and from school; and
- (2) Appropriate funds for the Department of Transportation to hire additional staff, procure facilities and equipment necessary to support the Safe Routes to School Advisory Committee, and match federal funding for sidewalks.

Your Committee received testimony in support of this measure from the Department of Education, State Council on Developmental Disabilities, one member of the Hawai'i County Council, Honolulu Police Department, Hawai'i Public Health Institute, Hawai'i Primary Care Association, AlohaCare, and five individuals. Your Committee received comments on this measure from the Department of Transportation, Department of Health, Department of Transportation Services of the City and County of Honolulu, and Ulupono Initiative.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 600, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Cochran, Garrett).

SCRep. 927 Finance on H.B. No. 1406

The purpose of this measure is to require:

- (1) Asphalt removed from roads and driveways be recycled under certain conditions;
- (2) The Department of Transportation to adopt rules regarding best practices for paving projects, asphalt processing, stockpiling, and asphalt disposal; and
- (3) The Department of Health to designate asphalt storage sites or develop a centralized asphalt processing and storage facility.

Your Committee received testimony in support of this measure from two individuals. Your Committee received testimony in opposition to this measure from the Hawaii Asphalt Paving Industry. Your Committee received comments on this measure from the Department of Health and Department of Transportation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1406, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Kobayashi). Noes, none. Excused, 2 (Cochran, Garrett).

SCRep. 928 Finance on H.B. No. 961

The purpose of this measure is to:

- (1) Appropriate funds for the Preschool Open Doors Program and Executive Office on Early Learning to expand access to preschool and implement program changes required by previous acts;
- (2) Expand the types of entities from which a Preschool Open Doors service provider may obtain accreditation;
- (3) Expand the Preschool Open Doors Program application process to eligible three-year-old children; and
- (4) Authorize the Preschool Open Doors Special Fund to accept federal funds.

Your Committee received testimony in support of this measure from the Office of the Lieutenant Governor, Executive Office on Early Learning, Early Learning Board, Department of Research and Development of the County of Hawai'i, Hui for Excellence in Education, Hawaii Association of Independent Schools, Hawaii Council of Private Schools, Kamehameha Schools, Commit to Keiki, and Early Childhood Action Strategy. Your Committee received comments on this measure from the Department of Human Services, Department of Budget and Finance, University of Hawai'i System, Hawai'i Children's Action Network Speaks!, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 961, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Cochran, Garrett).

SCRep. 929 Judiciary & Hawaiian Affairs on H.B. No. 618

The purpose of this measure is to:

- (1) Establish an exemption from mediation in paternity proceedings where there are allegations of domestic abuse and the party alleging the domestic abuse does not wish to participate;
- (2) Prohibit a mediator from engaging in mediation where there are allegations of domestic abuse, unless certain requirements are met;
- (3) Prohibit the Family Court from requiring mediation in paternity proceedings if there is a temporary restraining order or protective order in effect and the party alleging domestic abuse does not wish to participate; and
- (4) Allow the Family Court to order mediation in paternity proceedings where there is no temporary restraining order or protective order in effect, under certain circumstances.

Your Committee received testimony in support of this measure from the Judiciary, Hawai'i State Coalition Against Domestic Violence, Hawai'i Women's Coalition, Hawai'i Children's Action Network Speaks!, and ten individuals.

Your Committee finds that this measure seeks to protect an alleged victim of domestic abuse from being required to participate in contested paternity proceedings against the person's wishes and provides safeguards for an alleged victim of domestic abuse who authorizes mediation to proceed. Your Committee concurs with the Judiciary's position that this measure balances the autonomy of parties who allege domestic abuse in paternity cases to choose to exercise mediation opportunities and applies to these cases the many protections afforded to parties in divorce cases that involve allegations of domestic abuse.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 618 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 930 Judiciary & Hawaiian Affairs on H.B. No. 1045

The purpose of this measure is to:

- (1) Adjust the responsibility for producing a certificate of release from certain minor students to the student's parent or legal guardian; and
- (2) Exempt students eligible for assistance provided under the federal McKinney-Vento Homeless Assistance Act of 1987 from producing required student records when transferring schools.

Your Committee received testimony in support of this measure from the Department of Education and one individual.

Your Committee finds that when a minor student transfers schools, the student is required to submit to the enrolling school a certificate of release obtained from the school the student last attended. However, because minors do not have legal capacity independent of their parents or legal guardians, your Committee further finds that it is more appropriate for the parent or legal guardian to obtain and submit the certificate of release, unless the student is an emancipated minor.

Your Committee also finds that under the McKinney-Vento Homeless Assistance Act of 1987, unaccompanied homeless youth are not in the physical custody of a parent or legal guardian and experience unstable housing. This measure will clarify that McKinney-Vento eligible students are entitled to enroll in school immediately, even though they may lack documents normally required for enrollment.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1045, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 931 Judiciary & Hawaiian Affairs on H.B. No. 365

The purpose of this measure is to expand exclusions to the definition of "development" in chapter 205A, Hawaii Revised Statutes, to reduce the need for Special Management Area permits for certain activities.

Your Committee received testimony in support of this measure from the Office of Planning and Sustainable Development, one member of the Maui County Council, Department of Planning and Permitting of the City and County of Honolulu, and Hawai'i State Association of Counties.

Your Committee finds that under existing law, no development is allowed in any county within a special management area without a permit. The existing broad definition of development, coupled with rising labor and materials costs, can trigger a mandatory special management area use permit review for improvements, facilities, and incidental structures that is unnecessarily stringent and costly.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 365, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 932 Judiciary & Hawaiian Affairs on H.B. No. 572

The purpose of this measure is to require that:

- (1) Prior to the adoption, amendment, or repeal of an administrative rule, electronic notice of the proposed rulemaking be provided to all persons who have made a timely written request of, and provided a valid working electronic mail address to, the adopting agency for advance notice of its rulemaking proceedings; and
- (2) Alterations to administrative rules be displayed in Ramseyer format and the full text of rules be made available in a digitally accessible and searchable format.

Your Committee received testimony in support of this measure from the League of Women Voters of Hawaii, State of Hawaii Organization of Police Officers, and one individual. Your Committee received comments on this measure from the Office of the Lieutenant Governor.

Your Committee finds that this measure will increase the accessibility of proposed rulemaking actions for the public and provide greater transparency in the process.

Your Committee notes the Lieutenant Governor's written testimony that this measure would require funding for one full-time equivalent (1.0 FTE) position to oversee the website updates, as well as to build and maintain the new website components.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 572, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 933 Judiciary & Hawaiian Affairs on H.B. No. 522

The purpose of this measure is to remove the ability of the Governor or a mayor to suspend electronic media transmission during a state of emergency or local state of emergency.

Your Committee received testimony in support of this measure from one member of the Hawai'i County Council; the Hawai'i Association of Broadcasters, Inc.; The Civil Beat Law Center for the Public Interest; KITV4; Hawai'i News Now: KGMB-KHNL-K5; KHON2; Society of Professional Journalists, Hawai'i Chapter; League of Women Voters of Hawai'i; All Hawai'i News; Big Island Press Club; and two individuals. Your Committee received testimony in opposition to this measure from the Hawai'i Emergency Management Agency and one individual. Your Committee received comments on this measure from the Grassroot Institute of Hawai'i.

Your Committee finds that the constitutionality of the Governor's or a mayor's authority to suspend electronic media transmission during an emergency is highly questionable. This measure addresses the issue before any state action is taken that deprives the public and press of their First Amendment rights.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 522, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 934 Judiciary & Hawaiian Affairs on H.B. No. 676

The purpose of this measure is to authorize the appropriate county land use decision-making authority to determine district boundary amendments involving certain land areas over fifteen acres if the county has adopted an ordinance that meets certain requirements, including the requirement that the county own and retain the land for at least ninety-nine years.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation, Hawai'i Association of REALTORS, Building Industry Association of Hawaii, and Maui Chamber of Commerce. Your Committee received testimony in opposition to this measure from the Office of Hawaiian Affairs, Kūpuna for the Mo'opuna, Hawai'i Alliance for Progressive Action, and three individuals. Your Committee received comments on this measure from the Department of Agriculture, Land Use Commission, Sierra Club of Hawai'i, and Grassroot Institute of Hawaii.

Your Committee finds that this measure will provide the counties with the flexibility to make certain district boundary amendments and increase the availability of affordable housing in Hawaii.

Your Committee notes the Land Use Commission's testimony and finds that, when adopting an ordinance to amend district boundaries, the counties should ensure compliance with:

- (1) The open meeting requirements of chapter 92, Hawaii Revised Statutes; and
- (2) The Public Trust Doctrine, as set forth in various Supreme Court decisions, in the granting or denial of any district boundary amendment.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 676, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Ganaden).

SCRep. 935 Finance on H.B. No. 40

The purpose of this measure is to provide a tax credit to taxpayers and make deposits to the Emergency and Budget Reserve Fund and Other Post-Employment Benefits Trust Fund pursuant to Article VII, section 6, of the Hawaii State Constitution.

Your Committee received testimony in support of this measure from four individuals. Your Committee received comments on this measure from the Department of Taxation, Department of Budget and Finance, Hawaii Emergency Management Agency, and Tax Foundation of Hawaii.

Your Committee finds that when the balance of the general fund at the close of each of two successive fiscal years has exceeded five percent of the general fund revenues for both fiscal years, article VII, section 6, of the Hawaii State Constitution requires the Legislature to dispose of excess general fund revenues through a tax credit or refund to state taxpayers; a deposit into one or more funds as supplemental sources of funding in times of an emergency, economic downturn, or unforeseen reduction in revenue; or an appropriation of general funds for the pre-payment of debt service for general obligation bonds or pension or other post-employment benefit liabilities accrued for state employees.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 40 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 936 Finance on H.B. No. 1020

The purpose of this measure is to increase the amount of monies that can be carried over on June 30 of each fiscal year in the Unclaimed Property Trust Fund.

Your Committee received testimony in support of this measure from the Department of Budget and Finance.

Your Committee finds that claims from the prior fiscal year waiting to be paid often exceed the \$1,300,000 opening balance of the Unclaimed Property Trust Fund, which delays the payment of claims. This measure will permit the timely payment of claims at the beginning of the fiscal year.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1020 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 937 Finance on H.B. No. 33

The purpose of this measure is to authorize the issuance of general obligation bonds and declare findings required by article VII, section 13, of the Hawaii State Constitution to declare that the issuance of the authorized bonds will not cause the State's debt limit to be exceeded.

Your Committee received testimony in support of this measure from the Department of Budget and Finance.

Your Committee finds that article VII, section 13, of the Constitution of the State of Hawaii requires the Legislature to include a declaration of findings in every general law authorizing the issuance of general obligation bonds, which shall declare that the issuance of state bonds authorized will not cause the debt limit to be exceeded at the time of issuance. Your Committee further finds that the proceeds generated from the general obligation bonds authorized to be issued under this measure will be used to finance the fulfillment of important state objectives.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 33, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 33, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 938 Finance on H.B. No. 35

The purpose of this measure is to amend the contents required to be submitted in each annual non-general fund program measures report and non-general fund cost element report.

Your Committee received comments on this measure from the Public Utilities Commission.

Your Committee finds that existing requirements for non-general fund program measures reports rely upon target population objectives and effectiveness measures for the ensuing six fiscal years. This measure changes the requirements to focus on the four prior fiscal years and ensuing two fiscal years and repeals program size indicators. This measure also requires that budget journal details by cost element be submitted as a part of the annual non-general fund cost element reports.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 35, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 35, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 939 Finance on H.B. No. 39

The purpose of this measure is to abolish or reclassify certain non-general funds of the Department of Taxation pursuant to the recommendations contained in Auditor's Report No. 22-14.

Your Committee received testimony in support of this measure from the Department of Taxation.

Your Committee notes that the Department of Taxation has already requested the Department of Accounting and General Services to rename the Litigated Claims Fund as the Litigated Claims Trust Account as provided in this measure.

Your Committee has amended this measure by changing the effective date to July 1, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 39, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 39, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 940 Finance on H.B. No. 989

The purpose of this measure is to make an appropriation to authorize general funds for the Department of Business, Economic Development, and Tourism for expenses related to building renovations.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; and Hawaii Green Infrastructure Authority.

Your Committee finds that this measure provides funds for the renovation of Department of Business, Economic Development, and Tourism offices that were line-item vetoed by Governor Ige on July 6, 2022, to comply with the federally-mandated Elementary and Secondary School Emergency Relief Funds Maintenance of Effort requirement.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 989, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 989, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 941 Finance on H.B. No. 1018

The purpose of this measure is to amend various general fund appropriations to help the State meet its American Rescue Plan Act maintenance of effort obligations.

Your Committee received testimony in support of this measure from the Department of Budget and Finance, Department of Labor and Industrial Relations, and Stadium Authority. Your Committee received comments on this measure from the Hawaii Housing Finance and Development Corporation.

Your Committee finds that this measure is to reduce the potential for federal enforcement actions against the State by delaying the encumbrance and expenditure of various general fund appropriations authorized in the Regular Session of 2022 until July 1, 2023, so they are no longer part of the fiscal year 2022-2023 American Rescue Plan Act maintenance of effort calculation.

Your Committee has amended this measure by:

- (1) Changing the fiscal year 2022-2023 general fund appropriation to the Stadium Development Special Fund to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1018, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1018, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15; Ayes with Reservations (Alcos). Noes, none. Excused, 1 (Nishimoto).

SCRep. 942 Finance on H.B. No. 1022

The purpose of this measure is to appropriate funds to various programs to cover anticipated operating shortfalls due to the limited ability of a department to transfer funds between programs of that department.

Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that this measure provides for anticipated transfers between departmental programs to address budget shortfalls and other program requirements.

Your Committee has amended this measure by:

- (1) Inserting anticipated departmental transfers for quarters 3 and 4 of fiscal year 2023, as provided by the Department of Budget and Finance, for the Department of Public Safety, Department of Transportation, and Department of Human Services;
- (2) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1022, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1022, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 943 Finance on H.B. No. 1073

The purpose of this measure is to:

- (1) Increase the Marriage License Fee from \$60 to \$100;
- (2) Increases the compensation for a marriage license agent from \$9 to \$15 per license;
- (3) Authorize deposits of Marriage License Fees into the Vital Statistics Improvement Special Fund; and
- (4) Adjust the distribution of the Marriage License Fee among various domestic violence prevention special funds.

Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from the Department of Health and Domestic Violence Action Center.

Your Committee finds that there are approximately 20,000 marriage licenses issued in the State per year, around two-thirds of which are issued to out-of-state couples. This measure would provide operating funds for the Office of Health Status Monitoring, whose staff issue the marriage licenses and currently do not receive any funds from the Marriage License Fee.

Your Committee has amended this measure by:

- (1) Changing the Marriage License Fee to an unspecified amount;
- (2) Changing the compensation for a marriage license agent per license to an unspecified amount;
- (3) Changing the deposits and distribution of Marriage License Fees to unspecified amounts;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1073, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1073, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Ward). Noes, none. Excused, 1 (Nishimoto).

SCRep. 944 Finance on H.B. No. 1100

The purpose of this measure is to conform the state income and estate and generation-skipping transfer tax laws to the Internal Revenue Code of 1986, as amended, as of December 31, 2022.

Your Committee received testimony in support of this measure from the Department of Taxation. Your Committee received comments on this measure from the Tax Foundation of Hawaii.

Your Committee finds that this annual conformity measure is submitted by the Department of Taxation to ensure state income tax and state estate and generation-skipping transfer tax laws conform to the federal Internal Revenue Code as it exists on December 31 preceding each regular session. The purpose of conformity is to update the state tax laws with changes made to the federal Internal Revenue Code during the past year and adopt those changes that are appropriate for Hawaii law.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1100, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 1100, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 945 Finance on H.B. No. 25

The purpose of this measure is to provide a tax refund to taxpayers pursuant to Article VII, Section 6, of the Hawaii State Constitution.

Your Committee received testimony in support of this measure from the Department of Budget and Finance. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that Act 115, Session Laws of Hawaii 2022 (Act 115), provided a one-time general income tax refund to every resident individual taxpayer of the State based on certain income limits multiplied by the number of their qualified exemptions. Instead of requiring taxpayers to file a specific tax form to receive the refund as in common with taxpayers claiming other tax credits, the tax refund simply required taxpayers to file a tax return by the end of the year. Your Committee further finds that the Act 115 mechanism of timely and directly issuing funds to qualifying individuals can benefit more individuals than offering claimable tax credits.

Your Committee has amended this measure by:

- (1) Inserting a preamble;
- (2) Removing the tax refund to taxpayers pursuant to Article VII, Section 6, of the Hawaii State Constitution and any indication that this measure implements those constitutional provisions;
- (3) Converting the refundable food/excise tax credit to a food/excise tax rebate that shall be issued to taxpayers annually, thereby eliminating the need to apply for a tax credit annually;
- (4) Changing the income thresholds and rebate amount per exemption to unspecified amounts; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 25, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 25, H.D. 2, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, 1 (Alcos).

SCRep. 946 Judiciary & Hawaiian Affairs on S.B. No. 36

The purpose of this measure is to:

- (1) Clarify that a person may be tried and sentenced for felony offenses through the complaint and preliminary hearing process; and
- (2) Prohibit multiple attempts to initiate a felony prosecution for the same offense, either through the same initial charging method, an alternative charging method, or a different forum, except in certain circumstances.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Office of the Mayor of the County of Hawai'i, Department of the Prosecuting Attorney of the City and County of Honolulu, Office of the Prosecuting Attorney of the County of Hawai'i, Office of the Prosecuting Attorney of the County of Kaua'i, Department of the Prosecuting Attorney of the County of Maui, Honolulu Police Department, and one individual. Your Committee received comments on this measure from the Office of the Public Defender.

Your Committee finds that the Hawaii Supreme Court's majority decision in *State v. Obrero*, 151 Haw. 472, 517 P.3d 755 (2022), reconsideration denied, No. SCAP-21-0000576, 2022 WL 4533803 (Haw. Sept. 28, 2022), invalidated the State's longstanding practice of charging felony offenders via complaint. This decision led to hundreds of case dismissals across the State involving serious crimes such as murder, attempted murder, manslaughter, robbery, arson, kidnapping, and sexual assault. Since certain felony prosecutions cannot be instituted by written information under state law, the State had to re-charge many felony defendants under the grand jury process, which is duplicative and unnecessarily delays the prosecution of felony cases.

Your Committee further finds that a dissenting opinion issued in *Obrero*, highlighted the prosecution's practice of presenting its case using identical evidence to different grand jury panels until one grants the desired indictment. Your Committee believes that this practice is fundamentally unfair for defendants and undermines the purpose of and protections provided by the criminal justice process.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 36 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Ganaden). Noes, none. Excused, 1 (Kong).

SCRep. 947 Finance on H.B. No. 32

The purpose of this measure is to clarify the Office of the Legislative Analyst.

Your Committee did not receive any testimony on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 32, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Cochran, Garrett).

SCRep. 948 Finance on H.B. No. 1192

The purpose of this measure is to encourage civic engagement by:

- (1) Requiring the Public Access Room of the Legislative Reference Bureau to establish and maintain an outreach and engagement program for primary, secondary, post-secondary, and community education;
- (2) Requiring the Department of Education and University of Hawaii to assign appropriate staff to coordinate with the Public Access Room for the outreach and engagement program; and
- (3) Appropriating funds for one full-time equivalent (1.0 FTE) position within the Public Access Room to help implement these requirements.

Your Committee received testimony in support of this measure from the State Council on Developmental Disabilities, Hawai'i Youth Services Network, Community Alliance on Prisons, and ten individuals. Your Committee received comments on this measure from the Department of Education, University of Hawai'i System, and Commission to Promote and Advance Civic Education.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1192, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Cochran, Garrett).

SCRep. 949 Finance on H.B. No. 222

The purpose of this measure is to:

- (1) Adjust the method by which the Department of Human Services calculates payments to providers of medical care and long-term supports and services; and
- (2) Appropriate funds for any costs that may arise while the Department of Human Services establishes payment rates.

Your Committee received testimony in support of this measure from AARP Hawai'i, United Caregivers of Hawaii, Big Island Adult Foster Home Operators, Adult Foster Homecare Association of Hawai'i, Alliance of Professional Primary Care Administrators, Providers Helping Hands of Hawaii, Community Home Care Association of Hawaii, and numerous individuals. Your Committee received comments on this measure from the Department of Human Services and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 222, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 950 Finance on H.B. No. 224

The purpose of this measure is to:

- (1) Establish a two-year Public Housing Tenant Upward Mobility Pilot Program to provide public housing tenants with training and work experience necessary to fulfill minimum qualifications for future part-time and full-time employment; and
- (2) Appropriate funds for the implementation of the pilot program.

Your Committee received testimony in support of this measure from the Hawaii Public Housing Authority and three individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 224, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 951 Finance on H.B. No. 225

The purpose of this measure is to:

- (1) Grant the Department of Human Services flexibility in developing a comprehensive child welfare information system, as required by Act 317, Session Laws of Hawaii 2022; and
- (2) Extend the lapse date for funds appropriated for the development of the comprehensive child welfare information system to June 30, 2024.

Your Committee received testimony in support of this measure from the Department of Human Services and three individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 225, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 952 Finance on H.B. No. 261

The purpose of this measure is to:

- (1) Require the Department of Human Services to establish a Child Care Accreditation Program to support accreditation of licensed and registered child care providers;
- (2) Delay the deadlines for existing Preschool Open Doors Program service providers to commence the accreditation process and obtain accreditation;
- (3) Appropriate funds for the Child Care Accreditation Program; and
- (4) Appropriate funds into and out of the Child Care Grant Program Special Fund for Child Care Accreditation Program grants.

Your Committee received testimony in support of this measure from the Stonewall Caucus of the Democratic Party of Hawai'i, Hawai'i State Coalition Against Domestic Violence, Early Childhood Action Strategy, Hawaii Association of Independent Schools, Hawaii Council of Private Schools, Parents And Children Together, Hawai'i Association for the Education of Young Children, and eleven individuals. Your Committee received comments on this measure from the Department of Human Services, Department of the Attorney General, Executive Office on Early Learning, Early Learning Board, and Hawai'i Children's Action Network Speaks!.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 261, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 953 Finance on H.B. No. 314

The purpose of this measure is to appropriate funds for the Office of Community Services to supplement the Emergency Food Assistance Program for the purchase, storage, and transportation costs of food distribution to those in need.

Your Committee received testimony in support of this measure from one member of the Kaua'i County Council; Ulupono Initiative; Obesity Prevention Task Force of the Hawai'i Public Health Institute; The Food Basket Inc., Hawai'i Island's Food Bank; Hawai'i Farm Bureau; Hawai'i Foodbank; Hawaii Food Industry Association; Angel Network Charities; Hawai'i Children's Action Network Speaks!; Kaiser Permanente Hawai'i; and five individuals. Your Committee received comments on this measure from the Department of Human Services, Office of Community Services, and Hawai'i Primary Care Association.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 314, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 954 Finance on H.B. No. 339

The purpose of this measure is to permanently exempt nine positions in the Department of Human Services from civil service.

Your Committee received testimony in support of this measure from the Department of Human Services, Executive Office on Early Learning, Parents And Children Together, Hawai'i Children's Action Network Speaks!, Hawaii Data Collaborative, Catholic Charities Hawai'i, Hawaii Families As Allies, and two individuals. Your Committee received comments on this measure from the Hawai'i State Fusion Center.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 339, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 955 Finance on H.B. No. 349

The purpose of this measure is to:

- (1) Expand the original jurisdiction of family court to include proceedings concerning the emancipation of minors;
- (2) Specify the rights of an emancipated minor; and
- (3) Establish procedures for the emancipation of minors.

Your Committee received testimony in support of this measure from the Hawai'i Youth Services Network, Stonewall Caucus of the Democratic Party of Hawai'i, Opportunity Youth Action Hawai'i, and Residential Youth Services & Empowerment. Your Committee received testimony in opposition to this measure from the AHA Foundation. Your Committee received comments on this measure from the Judiciary and Department of Health Child and Adolescent Mental Health Division.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 349, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 956 Finance on H.B. No. 439

The purpose of this measure is to establish and appropriate funds for an Immigrant Services and Access Unit within the Office of Community Services.

Your Committee received testimony in support of this measure from the Department of Research and Development of the County of Hawaii, Hawai'i Friends of Civil Rights, The Legal Clinic, Hawai'i Workers Center, Hawai'i Children's Action Network Speaks!, Catholic Charities Hawaii, and eleven individuals. Your Committee received comments on this measure from the Department of Human Services, Office of Language Access, Office of Community Services, and Hawai'i Coalition for Immigrant Rights.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 439, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 957 Finance on H.B. No. 450

The purpose of this measure is to require the Department of Human Services, when determining income eligibility requirements for child care subsidies, to consider certain special circumstances that cause the monthly gross income of a parent, guardian, or other responsible party to exceed the eligible monthly gross income.

Your Committee received comments on this measure from the Department of Human Services and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 450, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 958 Finance on H.B. No. 547

The purpose of this measure is to:

- (1) Require the Department of Human Services to develop a two-year Infant and Toddler Child Care Worker Subsidy Pilot Program to retain the existing early child care workforce in licensed infant and toddler child care center settings; and
- (2) Appropriate funds for the Pilot Program.

Your Committee received testimony in support of this measure from one member of the Hawai'i County Council, Department of Research and Development of the County of Hawai'i, aio Family of Companies, Hawai'i Children's Action Network Speaks!, Save Medicaid Hawai'i, HPM Building Supply, AAUW of Hawai'i, Hawai'i State Coalition Against Domestic Violence, Hawaiian Host Group, Early Childhood Action Strategy, Holomua Collaborative, Title Guaranty of Hawai'i, Hawai'i Association for the Education of Young Children, Hawai'i Community Foundation, Mana Up, Hawai'i Gas, and numerous individuals. Your Committee received comments on this measure from the Department of Human Services, Department of the Attorney General, Executive Office on Early Learning, and Early Learning Board.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 547, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 959 Finance on H.B. No. 579

The purpose of this measure is to:

- (1) Address the needs of victims of human trafficking through the development and implementation of a statewide Human Trafficking Prevention Program; and
- (2) Require the Department of the Attorney General to report to the Legislature on the State's efforts to address the commercial sexual exploitation of children and human trafficking.

Your Committee received testimony in support of this measure from the Department of Health, one member of the Hawai'i County Council, Zonta Club of Hilo, Democratic Party of Hawai'i, Catholic Charities Hawai'i, and six individuals. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from the Department of Human Services, Department of the Attorney General, and Hawai'i State Commission on the Status of Women.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 579, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 960 Finance on H.B. No. 883

The purpose of this measure is to appropriate funds for the operation of mobile clinics providing medication-assisted treatment throughout the State.

Your Committee received testimony in support of this measure from the Hawaii Substance Abuse Coalition and Hawai'i Health & Harm Reduction Center. Your Committee received comments on this measure from the Department of Health.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 883, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 961 Finance on H.B. No. 1356

The purpose of this measure is to appropriate funds for enhanced payments to providers of state-licensed Type I Adult Residential Care Homes and Developmental Disabilities Domiciliary Homes that are caring for Medicaid patients.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of Human Services, Hawai'i State Council on Developmental Disabilities, and Waikiki Neighborhood Board.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1356, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 962 Finance on H.B. No. 1357

The purpose of this measure is to appropriate funds for enhanced payments for each Medicaid-eligible client under the care of certain care homes for each year during the period between July 1, 2009, and June 30, 2023.

Your Committee received testimony in support of this measure from ILWU Local 1000 and one individual. Your Committee received testimony in opposition to this measure from the Department of Human Services.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1357, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 963 Finance on H.B. No. 1366

The purpose of this measure is to:

- (1) Require the Department of Human Services to establish and coordinate a three-year Return-to-Home Pilot Program to assist eligible homeless individuals in the State in reuniting with families and relatives in their home states; and
- (2) Appropriate funds to implement the Return-to-Home Pilot Program.

Your Committee received testimony in support of this measure from the Democratic Party of Hawai'i; The Institute for Human Services, Inc.; Hawai'i Lodging & Tourism Association; and one individual. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Human Services.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1366, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 964 Finance on H.B. No. 1368

The purpose of this measure is to preserve access to health care for Medicaid recipients and strengthen the Hospital Sustainability Program by:

- (1) Amending the definition of "private hospital";
- (2) Clarifying the uses of the Hospital Sustainability Program Special Fund;
- (3) Increasing the Hospital Sustainability Fee cap for various facilities;
- (4) Requiring the Department of Human Services to consult and negotiate with the hospital trade association in Hawaii regarding Hospital Sustainability Fee participation and rates;
- (5) Clarifying the circumstances under which the Hospital Sustainability Fee shall be discontinued and the distribution of remaining funds;
- (6) Repealing the sunset dates of Act 217, Session Laws of Hawaii 2012, and Act 123, Session Laws of Hawaii 2014, thereby making the Hospital Sustainability Program permanent and permanently exempting the Hospital Sustainability Program from the central service and administrative expenses assessments; and
- (7) Appropriating funds out of the Hospital Sustainability Program Special Fund.

Your Committee received testimony in support of this measure from the Department of Human Services, East Hawaii Region of Hawaii Health Systems Corporation, Hawai'i Pacific Health, The Queen's Health System, Kaiser Permanente, and Hawai'i Primary Care Association. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Healthcare Association of Hawaii and Palolo Chinese Home.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1368, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 965 Finance on H.B. No. 1369

The purpose of this measure is to preserve access to health care for Medicaid recipients and strengthen the Nursing Sustainability Program by:

- (1) Repealing the sunset dates of Act 156, Session Laws of Hawaii 2012, and Act 124, Session Laws of Hawaii 2014, thereby making the Nursing Sustainability Program permanent and permanently exempting the Program from the central service and administrative expenses assessments;
- (2) Repealing the Nursing Facility Tax; and

(3) Appropriating funds from the Nursing Facility Sustainability Program Special Fund.

Your Committee received testimony in support of this measure from the Department of Human Services, East Hawaii Region of the Hawaii Health Systems Corporation, Hawai'i Pacific Health, The Queen's Health System, Kaiser Permanente Hawai'i, Hawai'i Primary Care Association, and Kūpuna Caucus of the Democratic Party of Hawai'i. Your Committee received comments on this measure from the Department of Taxation, Aloha Nursing Rehab Centre, Palolo Chinese Home, and Healthcare Association of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1369, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 966 Finance on H.B. No. 360

The purpose of this measure is to extend the deadline for a county council to take action on an affordable housing project's application from forty-five days to an unspecified number of days after receipt of the proposed project's preliminary plans and specifications from the Hawaii Housing Finance and Development Corporation.

Your Committee received testimony in support of this measure from one member of the Honolulu City Council and two individuals. Your Committee received testimony in opposition to this measure from the Affordable Housing Connections LLC dba AHC Hawaii, Housing Hawai'i's Future, and one individual. Your Committee received comments on this measure from the Hawaii Housing Finance and Development Corporation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 360, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Cochran, Kila). Noes, none. Excused, 1 (Garrett).

SCRep. 967 Finance on H.B. No. 381

The purpose of this measure is to repeal the cutoff date established by Act 196, Session Laws of Hawaii 2018, that allowed the use of funds in the Condominium Education Trust Fund initially dedicated to support voluntary binding arbitration to be used for other educational purposes.

Your Committee received testimony in support of this measure from the Real Estate Commission; Palehua Townhouse Association; Legislative Action Committee of the Community Associations Institute, Hawai'i Chapter; Hawai'i Council of Associations of Apartment Owners; and four individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 381, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 968 Finance on H.B. No. 497

The purpose of this measure is to require and appropriate funds to the School Facilities Authority to conduct a feasibility study for the development of teacher and workforce housing at the Queen Liliuokalani Elementary School property.

Your Committee received testimony in support of this measure from the School Facilities Authority, Hawaii State Teachers Association, Housing Hawai'i's Future, and two individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 497, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 969 Finance on H.B. No. 668

The purpose of this measure is to condition the authority of a county whose population is greater than five hundred thousand to exercise state housing powers upon the county's continued compliance with provisions regarding accepting dedication of infrastructure and public highways in affordable housing developments.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 668, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 970 Finance on H.B. No. 670

The purpose of this measure is to specify that a simple majority of affirmative votes from the members serving on the Land Use Commission is required for any boundary amendment.

Your Committee received testimony in support of this measure from the Hawai'i Association of REALTORS. Your Committee received testimony in opposition to this measure from the Office of Hawaiian Affairs and Kupuna for the Mo'opuna. Your Committee received comments on this measure from the Land Use Commission and Grassroot Institute of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 670, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Poepoe). Noes, 1 (Cochran). Excused, 1 (Garrett).

SCRep. 971 Finance on H.B. No. 674

The purpose of this measure is to repeal the percentage requirements for the Hawaii Public Housing Authority related to the admission of applicants, with or without preferences, into federal and state low-income public housing units.

Your Committee received testimony in support of this measure from the Hawaii Public Housing Authority and Hawai'i Association of REALTORS.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 674, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 972 Finance on H.B. No. 675

The purpose of this measure is to require, if sufficient funding is available, the Hawaii Housing Finance and Development Corporation to open at minimum two application periods each year for affordable housing financing from the Low-Income Housing Tax Credit Program, Hula Mae Multi-Family Revenue Bond Program, Rental Housing Revolving Fund Program, and Dwelling Unit Revolving Fund Program.

Your Committee received testimony in support of this measure from EAH Housing, Stanford Carr Development, and one individual. Your Committee received comments on this measure from the Hawaii Housing Finance and Development Corporation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 675, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 973 Finance on H.B. No. 677

The purpose of this measure is to:

- (1) Require the Hawaii Housing Finance and Development Corporation to establish a five-year Dwelling Unit Revolving Fund Equity Pilot Program to address the high, unmet demand of for-sale units by certain Hawaii residents; and
- (2) Appropriate funds for the Pilot Program and establishment and hiring of a Housing Development Specialist III position to support the Pilot Program.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 677, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 974 Finance on H.B. No. 678

The purpose of this measure is to clarify a county's obligations with respect to housing developed through the housing development programs under the Hawaii Housing Finance and Development Corporation.

Your Committee received testimony in support of this measure from the American Savings Bank, Housing Hawai'i's Future, NAIOP Hawaii, 'Ikenākea Development LLC, NAIOP Hawaii Developing Leaders, and Highridge Costa Development Company. Your Committee received comments on this measure from the Hawaii Housing Finance and Development Corporation and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 678, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 975 Finance on H.B. No. 1054

The purpose of this measure is to support affordable housing by:

- (1) Establishing the Rental Deposit Loan Program and Rental Deposit Loan Program Revolving Fund; and
- (2) Appropriating funds for the Rental Deposit Loan Program and two positions to implement the program.

Your Committee received testimony in support of this measure from one member of the Kaua'i County Council, one member of the Maui County Council, NAIOP Hawaii, AARP Hawai'i, Hawai'i Association of REALTORS, and one individual. Your Committee received comments on this measure from the Hawaii Housing Finance and Development Corporation and Stanford Carr Development.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1054, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 976 Finance on H.B. No. 1121

The purpose of this measure is to exempt one hundred percent of the gain realized by a fee simple owner from the sale of a leased fee interest in units within a condominium project, cooperative project, or planned unit development to the association of apartment owners or residential cooperative housing corporation of the leasehold units.

Your Committee received testimony in support of this measure from the Palehua Townhouse Association, Hawaii Council of Associations of Apartment Owners, and one individual. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1121, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Cochran). Noes, none. Excused, 1 (Garrett).

SCRep. 977 Finance on H.B. No. 1395

The purpose of this measure is to appropriate funds for the planning and design for new housing units at the Kapaa public housing project site in Kapaa, Kauai.

Your Committee received testimony in support of this measure from the Hawaii Public Housing Authority.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1395, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 978 Finance on H.B. No. 1397

The purpose of this measure is to establish and appropriate funds for:

- (1) A Supportive Housing Pilot Program; and
- (2) Certain initiatives and positions related to supportive housing.

Your Committee received testimony in support of this measure from the Judiciary; Hawaii Public Housing Authority; State Council on Developmental Disabilities; Hawaii Housing Finance and Development Corporation; AARP Hawai'i; Affordable Housing Connections LLC dba AHC Hawaii; Catholic Charities Hawai'i; Hawaii Substance Abuse Coalition; Institute for Human Services, Inc.; Hawaii State Coalition Against Domestic Violence; Hawai'i Association of REALTORS; Hawai'i Housing Affordability Coalition; Waikiki Neighborhood Board No. 9; Pacific Housing Assistance Corporation; Hawai'i Health & Harm Reduction Center; and seven individuals. Your Committee received comments on this measure from the Governor's Coordinator on Homelessness, Department of Human Services, and Department of Public Safety.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1397, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 979 Finance on H.B. No. 1439

The purpose of this measure is to:

- (1) Establish and appropriate funds for a Pre-Litigation Mediation Pilot Program; and
- (2) Create and appropriate funds for an Emergency Rent Relief Program.

Your Committee received testimony in support of this measure from the Department of Human Services, Hawaii Public Housing Authority, Planning for Community LLC, Hawai'i Housing Affordability Coalition, Hawaii State Coalition Against Domestic Violence, Hawai'i Children's Action Network Speaks!, Papa Ola Lokahi, Permanently Affordable Living Kaua'i, Hawaii Workers Center, Housing Hawai'i's Future, and eight individuals. Your Committee received comments on this measure from the Judiciary, Hawaii Applesseed Center for Law and Economic Justice, and Hawai'i Association of REALTORS.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1439, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 980 Finance on H.B. No. 1104

The purpose of this measure is to amend the law relating to the issuance of citations for violations of section 291-35, Hawaii Revised Statutes, relating to vehicle gross weight, axle, and wheel loads.

Your Committee received testimony in support of this measure from the Department of Transportation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1104, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Cochran, Garrett).

SCRep. 981 Finance on H.B. No. 1108

The purpose of this measure is to amend the law relating to vehicle weight violations by replacing the fine schedule and increasing the potential fines based on multitude and magnitude of vehicle weight violations.

Your Committee received testimony in support of this measure from the Department of Transportation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1108, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 13. Noes, 1 (Alcos). Excused, 2 (Cochran, Garrett).

SCRep. 982 Finance on H.B. No. 1110

The purpose of this measure is to:

- (1) Beginning July 1, 2025, create a mileage-based road usage charge to replace state motor fuel taxes, for electric vehicles;
- (2) Eliminate the \$50 annual state vehicle registration surcharge for electric vehicles;

- (3) Temporarily allow electric vehicles a choice of paying a registration surcharge or a per-mile road usage charge;
- (4) Require certificates of inspection to state the odometer reading;
- (5) Require the Department of Transportation to plan for the deployment of a state mileage-based road user charge program by 2033 and submit a report to the Legislature; and
- (6) Appropriate funds.

Your Committee received testimony in support of this measure from AAA Hawaii and one individual. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Transportation, Hawai'i State Energy Office, Big Island Electric Vehicle Association, Ulupono Initiative, Tax Foundation of Hawaii, Hawai'i Automobile Dealers' Association, and eight individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1110, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 13. Noes, 1 (Ward). Excused, 2 (Cochran, Garrett).

SCRep. 983 Finance on H.B. No. 1081

The purpose of this measure is to clarify the penalty to be assessed on any person who intentionally operates a care facility without a certificate or license.

Your Committee received testimony in support of this measure from the Department of Health, Kūpuna Caucus of the Democratic Party of Hawai'i, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1081, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 984 Finance on H.B. No. 1217

The purpose of this measure is to:

- (1) Prohibit the cultivation, production, manufacture, distribution, possession, or dispensation of medical cannabis except by qualifying patients, qualifying out-of-state patients, their authorized primary caregivers, or medical cannabis dispensaries;
- (2) Restrict the number of qualifying patients who may use a grow site to five, unless an exemption is obtained from the Department of Health; and
- (3) Prohibit the receipt of cannabis or cannabis products as compensation for acting as a primary caregiver to a qualifying patient.

Your Committee received testimony in support of this measure from the Department of Health and Cure Oahu. Your Committee received testimony in opposition to this measure from Kauai Farm Planning, Care Waialua, GreenWave Consulting, Hawaii Cannabis Union, Hawaii Cannabis Hui, Cannabis Society of Hawai'i, 329islandtours, and numerous individuals. Your Committee received comments on this measure from Akamai Cannabis Consulting and two individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1217, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Cochran, Garrett, Kahaloa, Poepoe, Alcos). Noes, 1 (Ward). Excused, none.

SCRep. 985 Finance on H.B. No. 1254

The purpose of this measure is to appropriate funds to establish homelessness coordinator positions within the Department of Land and Natural Resources for Maui, Oahu, Kauai, and Hawaii Island.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Democratic Party of Hawai'i, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1254, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 986 Finance on H.B. No. 1255

The purpose of this measure is to authorize the issuance of special purpose revenue bonds to assist West Maui Hospital Foundation, Inc., in the construction of West Maui Hospital and Medical Center, including any necessary infrastructure.

Your Committee received testimony in support of this measure from the Maui County Council; West Maui Hospital Foundation, Inc.; Maui Hotel & Lodging Association; Maui Chamber of Commerce; and six individuals. Your Committee received comments on this measure from the Department of Budget and Finance.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1255, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 987 Finance on H.B. No. 1296

The purpose of this measure is to establish the Early Intervention Services Working Group to study and recommend ways to assist and support the State's deaf and hard of hearing children.

Your Committee received testimony in support of this measure from two individuals. Your Committee received comments on this measure from the Department of Health, Department of Human Services, and Executive Office on Early Learning.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1296, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 988 Finance on H.B. No. 1442

The purpose of this measure is to:

- (1) Expand the Criminal Justice Diversion Program;
- (2) Amend the allowable period of court-ordered assisted community treatment and considerations for extensions;
- (3) Allow courts to require certain probation violators to undergo mental health evaluation and treatment as a condition of continued probation;
- (4) Require the Department of Health to contract with behavioral health crisis centers; and
- (5) Appropriate funds to restore funding for probation officer services for the Mental Health Court.

Your Committee received testimony in support of this measure from the Judiciary, Office of the Public Defender, Hawaii Correctional System Oversight Commission, Honolulu Police Department, Hawaii Substance Abuse Coalition, and five individuals. Your Committee received comments on this measure from the Department of the Attorney General, Department of Health, and Department of the Prosecuting Attorney of the City and County of Honolulu.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1442, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Aiu, Kila, Lamosao, Ward). Noes, none. Excused, none.

SCRep. 989 Judiciary & Hawaiian Affairs on H.B. No. 209

The purpose of this measure is to require the Department of Agriculture to include within the Plant and Animal Declaration Form a statement requiring persons completing the form to affirm they are aware of various legal protections for public monuments and structures and will heed Hawaii's desecration laws.

Your Committee received testimony in support of this measure from two individuals.

Your Committee finds that many tourists visiting the State are unaware of the various laws and rules that protect public monuments and structures, including but not limited to Native Hawaiian cultural sites, burial grounds, and places of worship. The Department of Agriculture's Plant and Animal Declaration Form is one document that many tourists see and must complete before arrival in the State. Therefore, your Committee finds that this form is an appropriate and convenient opportunity to obtain acknowledgment from tourists that they are aware of and will heed the laws against desecration.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 209, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 990 Judiciary & Hawaiian Affairs on H.B. No. 794

The purpose of this measure is to designate the month of October as "Disability Awareness Month: Employment, Enrichment, and Inclusion" in recognition of the employment challenges and successes of persons with disabilities in the State.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs, Disability and Communication Access Board, Hawaii Disability Rights Center, CARES, and seven individuals.

Your Committee finds that nearly forty percent of the sixty-six thousand working-age people with disabilities in the State are employed. Your Committee further finds that designating October as "Disability Awareness Month: Employment, Enrichment, and Inclusion", as proposed by this measure, would raise awareness of employment challenges and obstacles for persons with disabilities, while celebrating these workers' achievements and contributions.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 794, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 991 Judiciary & Hawaiian Affairs on H.B. No. 914

The purpose of this measure is to:

- (1) Require the Department of Health to prioritize complaint allegations based on severity for inspections of state-licensed or state-certified care facilities;
- (2) Clarify who is prohibited from knowingly referring or transferring patients to an uncertified or unlicensed care facility; and
- (3) Repeal the provision that a landlord, under specified conditions, shall not be deemed to be providing home care services or operating a care facility that requires a license.

Your Committee received testimony in support of this measure from the Department of Health, Kūpuna Caucus of the Democratic Party of Hawai'i, Adult Foster Homecare Association of Hawaii, United Caregivers of Hawaii, Community Homecare Association of Hawaii, Alliance of Professional Primary Care Administrators, Provider Helping Hands of Hawaii, and five individuals. Your Committee received testimony in opposition to this measure from the Hawaii Substance Abuse Coalition. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that although there are nearly two thousand licensed legal long-term care facilities serving approximately thirteen thousand residents, many care facilities continue to operate without a license or certification by the Department of Health. Your Committee further finds that since December 2019, the Department of Health has closed at least seven unlicensed adult residential care homes and two unlicensed special treatment facilities or therapeutic

living programs and imposed over \$800,000 in fines. However, certain licensed care home operators and other persons continue to refer or transfer patients to unlicensed care homes and facilities, a practice that can cost patients thousands of dollars and endanger patient health and safety. Your Committee finds this measure would bolster the Department of Health's enforcement activities against unlicensed care facilities by expanding the Department's ability to more thoroughly investigate complaints and enforce the requirement that all residential care homes and other health care facilities, agencies, and organizations be licensed.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 914, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 992 Judiciary & Hawaiian Affairs on H.B. No. 950

The purpose of this measure is to:

- (1) Extend the time period that the Family Court may order continued assisted community treatment from one year to two years; and
- (2) Reduce the time period that the Family Court needs to determine whether assisted community treatment should continue from one hundred eighty days to one hundred days.

Your Committee received testimony in support of this measure from the State Council on Mental Health and one individual. Your Committee received comments on this measure from the Department of Health and Hawaii Disability Rights Center.

Your Committee finds that this measure would support assisted community treatment, which is an important tool that helps individuals with behavioral health issues receive necessary medical treatment, including treatment over the individual's objection.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 950, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 993 Consumer Protection & Commerce on H.B. No. 704

The purpose of this measure is to expand the exemption from the registration requirements for motor vehicles used as marine terminal equipment by:

- (1) Adding flatbed trucks as one of the authorized motor vehicles; and
- (2) Adding new terminal locales and roadways.

Your Committee received testimony in support of this measure from numerous individuals.

Your Committee finds that under existing law, exemptions from motor vehicle registration requirements are made for certain motor vehicles being used as marine terminal equipment temporarily moving in or between terminals on certain public roadways. This measure promotes operational efficiencies by expanding that exemption to include flatbed trucks and certain other roadways.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 704, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Gates).

SCRep. 994 Consumer Protection & Commerce on H.B. No. 714

The purpose of this measure is to require that the securing of mooring lines from vessels requiring tug assistance to commercial docks, wharves, piers, quays, and landings be performed by stevedoring companies.

Your Committee received testimony in support of this measure from the Inlandboatmen's Union of the Pacific – Hawaii Region; Hawaii Ports Maritime Council; Hawai'i State AFL-CIO; International Longshore & Warehouse Union, Local 142; Marine Firemen's Union; and numerous individuals. Your Committee received testimony in opposition to this measure from Par Hawaii; Aloha Petroleum LLC; Island Plastic Bags, Inc.; Centerline Logistics; Olympic Tug & Barge, Inc.; and Island Energy Services, LLC. Your Committee received comments on this measure from the Department of Transportation and Sause Bros., Inc.

Your Committee finds that there is no existing requirement for out-of-state companies to utilize trained longshore linespersons to secure vessels to the commercial docks, wharves, piers, quays, bulkheads, and landings in the State. This measure will ensure the safe securing of mooring lines from vessels requiring tug assistance to the various marine vessel landings in the State.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 714, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Amato, Hussey-Burdick). Noes, 1 (Pierick). Excused, 2 (Belatti, Gates).

SCRep. 995 Finance on H.B. No. 159

The purpose of this measure is to exempt the notarization requirement for renewals of liquor licenses.

Your Committee received testimony in support of this measure from the Department of Liquor Control of the County of Kaua'i, Liquor Commission of the City and County of Honolulu, Craft 'Ohana, Lanikai Brewing Company, Honolulu BeerWorks, and Maui Chamber of Commerce.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 159, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 996 Finance on H.B. No. 525

The purpose of this measure is to implement the 2022 amendments to the Uniform Commercial Code proposed by the Uniform Law Commission.

Your Committee received testimony in support of this measure from the Commission to Promote Uniform Legislation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 525, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 997 Finance on H.B. No. 660

The purpose of this measure is to authorize the issuance of special purpose revenue bonds to assist Hawaii Pacific Health with the construction of, improvement to, and equipping of its facilities.

Your Committee received testimony in support of this measure from Hawai'i Pacific Health. Your Committee received comments on this measure from the Department of Budget and Finance.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 660, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 998 Finance on H.B. No. 1458

The purpose of this measure is to authorize an increase in the volume of liquor and other alcoholic beverages that may be manufactured by a small craft producer pub licensee in the State.

Your Committee received testimony in support of this measure from Craft 'Ohana, Lanikai Brewing Company, and Honolulu BeerWorks.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1458, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 999 Finance on H.B. No. 991

The purpose of this measure is to:

- (1) Amend the per-grant cap for awards to assist businesses applying for the Small Business Innovation Research Grant Program and the Small Business Technology Transfer Grant Program; and
- (2) Add the purchasing of renewable energy systems as an eligible expense, and clarifies that training on new and existing manufacturing equipment is an eligible expense, for the Manufacturing Development Grant Program.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Chamber of Commerce Hawaii; Makai Ocean Engineering, Inc.; and Hawaii Food Industry Association. Your Committee received comments on this measure from the Hawaii Technology Development Corporation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 991, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1000 Finance on H.B. No. 999

The purpose of this measure is to:

- (1) Establish goals that address economic diversification;
- (2) Appropriate funds to the Hawaii Technology Development Corporation to implement projects that meet the established economic diversification goals and to stimulate private capital investments into small businesses; and
- (3) Require the Corporation to submit annual reports over three years on the progress, outcomes, and effectiveness of the projects.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Hawaii Hui LLC; Chamber of Commerce Hawaii; Mana Up; and Hawaii Venture Capital Association. Your Committee received comments on this measure from the Hawaii Technology Development Corporation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 999, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1001 Finance on H.B. No. 1212

The purpose of this measure is to establish the Water Neutrality Task Force to develop a plan for Hawaii to become water-neutral by the year 2050.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Honolulu Board of Water Supply, and three individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1212, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1002 Finance on H.B. No. 654

The purpose of this measure is to require state agencies to process the aggregated energy and water data of certain properties through the federal ENERGY STAR Portfolio Manager and submit the benchmarking data to the Hawaii State Energy Office.

Your Committee received testimony in support of this measure from the Honolulu Board of Water Supply, Kaua'i Climate Action Coalition, Climate Protectors Hawai'i, Ulupono Initiative, Hawai'i Energy, Environmental Caucus of the Democratic Party of Hawai'i, and seven individuals. Your Committee received comments on this measure from the Department of Accounting and General Services, Hawaii State Energy Office, and Hawaiian Electric.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 654, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1003 Finance on H.B. No. 837

The purpose of this measure is to:

- (1) Establish objectives, policies, and priority guidelines in the Hawaii State Planning Act to achieve the use of green infrastructure, vegetation, and trees in state facility systems, infrastructure, transit projects, and other areas; and
- (2) Require the Office of Planning and Sustainable Development, in partnership with the Greenhouse Gas Sequestration Task Force, to make recommendations for implementing the green infrastructure objectives, policies, and priority guidelines.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawai'i Reef and Ocean Coalition, Climate Protectors Hawai'i, and two individuals. Your Committee has received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Office of Planning and Sustainable Development, Hawai'i Climate Change Mitigation and Adaption Commission, and The Envision Action Committee of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 837, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1004 Finance on H.B. No. 949

The purpose of this measure is to:

- (1) Establish and appropriate funds for a Solar Energy Storage System Loan Program to provide asset limited, income constrained, employed households with low-interest loans to purchase and install solar energy storage systems; and
- (2) Establish and appropriate funds for a Renewable Energy System Installation Loan Program to provide asset limited, income constrained, employed households with low-interest loans to purchase and install residential photovoltaic and energy storage systems, including battery storage systems.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs, Kaua'i Climate Action Coalition, Malama Kaua'i, Climate Protectors Hawai'i, Ulupono Initiative, 350Hawaii.org, Hawaiian Electric, Hawaii Environmental Change Agents' Decarbonization of Buildings Task Force, Hawaii Solar Energy Association, Environmental Caucus of the Democratic Party of Hawai'i, Chamber of Sustainable Commerce, and fifteen individuals. Your Committee received comments on this measure from the Department of Business, Economic Development, and Tourism; Department of Budget and Finance; and Hawaii Green Infrastructure Authority.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 949, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1005 Finance on H.B. No. 1200

The purpose of this measure is to:

- (1) Require and appropriate funds for the Department of Land and Natural Resources to establish an Unmanned Aircraft Systems Program that complies with federal and state laws;
- (2) Authorize the use of unmanned aircraft systems to monitor, investigate, and obtain admissible evidence of natural and cultural resource violations; and
- (3) Beginning January 1, 2027, require a biennial report to the Legislature on the Unmanned Aircraft Systems Program.

Your Committee received testimony in support of this measure from Mālama Pūpūkea-Waimea. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Land and Natural Resources and two individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1200, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1006 Finance on H.B. No. 1303

The purpose of this measure is to appropriate funds to the City and County of Honolulu Board of Water Supply to establish an Irrigation Water Use Reduction Pilot Program.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of Land and Natural Resources and Honolulu Board of Water Supply.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1303, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Kobayashi). Noes, none. Excused, 1 (Nishimoto).

SCRep. 1007 Finance on H.B. No. 1505

The purpose of this measure is to:

- (1) Encourage the Hawaii Employer-Union Health Benefits Trust Fund to consider investment opportunities in industries that will sustain Hawaii's natural environment or produce economic opportunities for its residents, including renewable energy businesses and businesses that use investment capital to acquire the infrastructure and services needed to become energy sustainable; and
- (2) Appropriate funds to the Hawaii Employer-Union Health Benefits Trust Fund.

Your Committee received testimony in support of this measure from two individuals. Your Committee received comments on this measure from the Department of Budget and Finance and Hawaii Employer-Union Health Benefits Trust Fund.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1505, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1008 Finance on H.B. No. 1506

The purpose of this measure is to:

- (1) Encourage the Employees' Retirement System, in evaluating venture capital investments, to consider opportunities in industries that will sustain Hawaii's natural environment or produce economic opportunities for its residents, including renewable energy businesses and businesses that use the investment capital to acquire the infrastructure and services needed to become energy sustainable;
- (2) Under certain conditions, require the Employees' Retirement System Board of Trustees to report the rationale for certain determinations in its annual report to the Legislature; and
- (3) Appropriate funds to be invested by the Employees' Retirement System.

Your Committee received testimony in support of this measure from two individuals. Your Committee received comments on this measure from the Department of Budget and Finance and Employees' Retirement System.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1506, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1009 Finance on H.B. No. 193

The purpose of this measure is to:

- (1) Amend the State's energy-efficiency portfolio standards by:
 - (A) Raising the goal from four thousand three hundred gigawatt hours to six thousand gigawatt hours;
 - (B) Extending the final deadline from 2030 to 2045; and
 - (C) Basing the goals on cumulative persisting electricity savings rather than electricity use reductions; and
- (2) Authorize the Public Utilities Commission to establish interim goals and adjust interim standards.

Your Committee received testimony in support of this measure from the Hawai'i State Energy Office, Public Utilities Commission, Climate Protectors Hawaii, Ulupono Initiative, Hawai'i Energy, Hawaii Solar Energy Association, and two individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs; Office of Climate Change, Sustainability, and Resiliency of the City and County of Honolulu; and Blue Planet Foundation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 193, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1010 Finance on H.B. No. 197

The purpose of this measure is to:

- (1) Require the Department of Health to establish a Refrigerant Management Program to reduce emissions of high global warming potential refrigerants and any refrigerant that is an ozone depleting substance from stationary, commercial, and industrial refrigeration equipment and adopt rules for the regulation of the use of such refrigerants;
- (2) Require the State Building Code Council to establish codes and standards consistent with the goal of reducing greenhouse gas emissions associated with hydrofluorocarbons when updating the state building code;
- (3) Specify that no law, rule, ordinance, or code, including the state building code, shall prohibit or limit the use of a refrigerant that is designated as acceptable for use under federal law; and
- (4) Appropriate funds for the Refrigerant Management Program.

Your Committee received testimony in support of this measure from the Department of Health; Kaua'i Climate Action Coalition; Climate Protectors Hawai'i; 350Hawaii.org; Environmental Caucus of the Democratic Party of Hawai'i; Wild Kids; Air-Conditioning, Heating, & Refrigeration Institute; and nine individuals. Your Committee received testimony in opposition to this measure from one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 197, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1011 Finance on H.B. No. 896

The purpose of this measure is to require the Department of Education to:

- (1) Assess its facilities and provide the Legislature with a list of priority facilities in each county at which the installation of renewable energy systems on the school facilities would provide the most benefit;
- (2) Provide a list of priority play areas on school campuses in each county that are most in need of covered play areas to protect children from over-exposure to heat and ultraviolet rays;
- (3) Assess and report on the feasibility of including renewable energy systems on play area covers on school campuses; and
- (4) Submit a report to the Legislature.

Your Committee received testimony in support of this measure from the Department of Education, Kaua'i Climate Action Coalition, Climate Protectors Hawai'i, 350Hawaii.org, Hawaii Environmental Change Agents' Decarbonization of Buildings Task Force, and five individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 896, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1012 Finance on H.B. No. 1415

The purpose of this measure is to require and appropriate funds for the Public Utilities Commission to administer an electric vehicle charging system loan program to provide loans to applicants who install eligible electric vehicle charging systems.

Your Committee received testimony in support of this measure from the Big Island Electric Vehicle Association, Kauai Women's Caucus, Climate Protectors Hawai'i, Ulupono Initiative, 350Hawaii.org, Chamber of Sustainable Commerce, and sixteen individuals. Your Committee received comments on this measure from the Department of Budget and Finance and Public Utilities Commission.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1415, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1013 Finance on H.B. No. 38

The purpose of this measure is to reclassify the Human Resources Development Special Fund as a revolving fund pursuant to the recommendation made by the Auditor in Auditor's Report No. 22-12.

Your Committee received comments on this measure from the Tax Foundation of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 38, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1014 Finance on H.B. No. 57

The purpose of this measure is to:

- (1) Authorize wages of other employees in comparable employment to be considered when computing the average weekly wages of an injured public board member, reserve police officer, police chaplain, reserve public safety law enforcement officer, sheriffs' chaplain, volunteer firefighter, volunteer boating enforcement officer, or volunteer conservation and resources enforcement officer; and
- (2) Clarify the computation of average weekly wages of an injured volunteer firefighter for workers' compensation benefits purposes.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 57, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1015 Finance on H.B. No. 143

The purpose of this measure is to:

- (1) Authorize the State Fire Council to use monies from the Reduced Ignition Propensity Cigarette Program Special Fund for certain programs and the hiring of administrative personnel; and
- (2) Add to the jurisdiction of the State Fire Council those functions that are consistent with the uses being authorized for the Reduced Ignition Propensity Cigarette Program Special Fund.

Your Committee received testimony in support of this measure from the State Fire Council.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 143, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1016 Finance on H.B. No. 161

The purpose of this measure is to require the representative of labor on the Hawaii Labor Relations Board to be a person selected by a simple majority of the exclusive representatives of the collective bargaining units.

Your Committee received testimony in support of this measure from the United Public Workers AFSCME Local 646, AFL-CIO; Hawaii State Teachers Association; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and State of Hawaii Organization of Police Officers. Your Committee received testimony in opposition to this measure from the Office of Collective Bargaining. Your Committee received comments on this measure from the Department of Budget and Finance.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 161, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Cochran). Noes, none. Excused, 1 (Ward).

SCRep. 1017 Finance on H.B. No. 163

The purpose of this measure is to:

- (1) Amend the timeline and process for initiating negotiations and the deadline for reaching an agreement on repricing of classes within a bargaining unit; and
- (2) Establish that a failure to reach an agreement by the specified deadline constitutes an impasse subject to impasse procedures.

Your Committee received testimony in support of this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and State of Hawaii Organization of Police Officers. Your Committee received testimony in opposition to this measure from the Department of Human Resources Development and Department of Human Resources of the City and County of Honolulu. Your Committee received comments on this measure from the Department of Budget and Finance.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 163, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1018 Finance on H.B. No. 164

The purpose of this measure is to require each public employer to pay the renewal fee for any professional license held by an employee that is necessary for the employee to carry out the employee's duties.

Your Committee received testimony in support of this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO. Your Committee received comments on this measure from the Department of Education, Office of Collective Bargaining, and Department of Human Resources of the City and County of Honolulu.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 164, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1019 Finance on H.B. No. 165

The purpose of this measure is to clarify internal complaint procedures for civil service positions by requiring a formal complaint to be filed within twenty working days.

Your Committee received testimony in support of this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 165, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1020 Finance on H.B. No. 168

The purpose of this measure is to impose penalties, including suspension, on the person and firm for violations of state law governing wages and hours of employees on public works projects.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations, Hawaii Operating Engineers Industry Stabilization Fund Political Action Committee, and Hawai'i State AFL-CIO. Your Committee received comments on this measure from the General Contractors Association of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 168, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1021 Finance on H.B. No. 257

The purpose of this measure is to appropriate funds to the Department of Human Resources Development for the:

- (1) Establishment of six new employee positions to expand the ability of the training branch of the Employee Relations Division to offer professional development programs for state employees;
- (2) Expansion of offerings within the Learning Management System; and
- (3) Purchase of licenses to enable the Learning Management System to become the single system of record for the State.

Your Committee received testimony in support of this measure from the Department of Human Resources Development.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 257, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1022 Finance on H.B. No. 302

The purpose of this measure is to:

- (1) Establish a state YouthBuild Program under the Department of Labor and Industrial Relations to assist nonprofit or public entities in applying and qualifying for federal YouthBuild grant awards; and
- (2) Appropriate funds for administrative costs and to award grants to meet the state matching requirement for federal YouthBuild grant awards.

Your Committee received comments on this measure from the Department of Labor and Industrial Relations.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 302, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1023 Finance on H.B. No. 334

The purpose of this measure is to set the amount of the employer contribution to the Hawaii Employer-Union Health Benefits Trust Fund as a fixed percentage of the health benefits plan or life insurance plan premium cost, rather than as a contribution amount negotiated through collective bargaining.

Your Committee received testimony in support of this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO. Your Committee received testimony in opposition to this measure from the Department of Budget and Finance. Your Committee received comments on this measure from the Office of Collective Bargaining.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 334, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1024 Finance on H.B. No. 413

The purpose of this measure is to appropriate funds for the Department of Human Resources Development to retain the services of an online employment marketplace or networking platform to assist in recruiting employees for the State.

Your Committee received testimony in support of this measure from the Department of Human Resources Development.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 413, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1025 Finance on H.B. No. 491

The purpose of this measure is to require and appropriate funds for the Department of Labor and Industrial Relations to conduct an actuarial study on a potential leave grant pilot program to help small businesses with up to one hundred employees offer their employees paid family leave and sick leave.

Your Committee received testimony in support of this measure from the Chamber of Commerce Hawaii. Your Committee received testimony in opposition to this measure from the Department of Labor and Industrial Relations. Your Committee received comments on this measure from the Society of Human Resource Management and Maui Chamber of Commerce.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 491, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1026 Finance on H.B. No. 564

The purpose of this measure is to appropriate monies to the Department of Human Resources Development to:

- (1) Establish two full-time equivalent (2.0 FTE) Information Technology Specialist positions;
- (2) Upgrade information technology systems, including network upgrades, and purchase and install desktop computers, workstations, and laptops; and
- (3) Train personnel.

Your Committee received testimony in support of this measure from the Department of Human Resources Development.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 564, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1027 Finance on H.B. No. 875

The purpose of this measure is to establish and appropriate funds for the Hawaii Teacher Apprenticeship Program to support, recruit, develop, and retain teachers for Department of Education schools.

Your Committee received testimony in support of this measure from the Department of Education, College of Education at the University of Hawai'i at Manoa, Hawai'i Teacher Standards Board, Hawaii State Teachers Association, Hawai'i P-20 Partnerships for Education, and two individuals. Your Committee received comments on this measure from the Department of Budget and Finance and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 875, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1028 Finance on H.B. No. 987

The purpose of this measure is to:

- (1) Require employers to maintain specified records; and
- (2) Allow the Department of Business, Economic Development, and Tourism to collect and analyze labor related information and data from employers.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism. Your Committee received testimony in opposition to this measure from FCH Enterprises, Inc.; Hawai'i Restaurant Association; Retail Merchants of Hawaii; Chamber of Commerce Hawaii; and Society of Human Resource Management Hawaii. Your Committee received comments on this measure from the Department of Labor and Industrial Relations.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 987, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1029 Finance on H.B. No. 1013

The purpose of this measure is to repeal Act 192, Session Laws of Hawaii 2007, which requires the Employees' Retirement System to divest itself of investments in companies that provide support for genocide in Darfur, Sudan, and provide annual reports to the Legislature on the status of divestment.

Your Committee received testimony in support of this measure from the Employees' Retirement System Board of Trustees.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1013, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1030 Finance on H.B. No. 1014

The purpose of this measure is to clarify the Employees' Retirement System's eligibility requirements for service-connected disability and accidental death benefits.

Your Committee received testimony in support of this measure from the Employees' Retirement System Board of Trustees.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1014, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1031 Finance on H.B. No. 1086

The purpose of this measure is to:

- (1) Amend the Hawaii Workforce Development Council law to be consistent with the General Appropriations Act of 2021 and conform the law to the nomenclature and conflict of interest provisions of the Workforce Innovation and Opportunity Act and related federal regulations; and
- (2) Repeal the requirement for the Department of Labor and Industrial Relations to submit an annual report to the Legislature on the activities of the K-12 Agriculture Workforce Development Pipeline Initiative.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1086, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1032 Finance on H.B. No. 1184

The purpose of this measure is to provide a process by which agencies may procure professional services when fewer than three qualified persons respond to an additional solicitation.

Your Committee received testimony in support of this measure from the University of Hawai'i System and Office of the Mayor of the County of Maui. Your Committee received testimony in opposition to this measure from the American Council of Engineering Companies of Hawaii. Your Committee received comments on this measure from the State Procurement Office, Department of Finance of the County of Kaua'i, and AIA Hawaii Council.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1184, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Cochran). Noes, none. Excused, none.

SCRep. 1033 Finance on H.B. No. 1205

The purpose of this measure is to specify that exclusive representatives of public employees are not required to provide grievance representation to collective bargaining unit members who do not pay dues or dues equivalents and who decline to pay reasonable costs of that representation.

Your Committee received testimony in support of this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; State of Hawaii Organization of Police Officers; and University of Hawaii Professional Assembly. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1205, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1034 Finance on H.B. No. 1206

The purpose of this measure is to require the Department of Accounting and General Services to establish a State Permit Pilot Program to issue building and infrastructure permits for construction of state-owned buildings, state roads and highways, and other construction on state lands in lieu of obtaining county building or infrastructure permits.

Your Committee received testimony in opposition to this measure from the Department of Planning and Permitting of the City and County of Honolulu. Your Committee received comments on this measure from the Department of Accounting and General Services.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1206, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Cochran, Poepoe). Noes, none. Excused, none.

SCRep. 1035 Finance on H.B. No. 1409

The purpose of this measure is to:

- (1) Extend the family leave period for an employee who is unable to perform employment duties because of the birth to a child who is required to stay in a neonatal intensive care unit; and
- (2) Require the Department of Health to amend its administrative rules to ensure that neonatal care is included as a related medical condition on par with pregnancy, childbirth, or related medical conditions.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations. Your Committee received comments on this measure from the Hawai'i Children's Action Network Speaks! And one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1409, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1036 Finance on H.B. No. 872

The purpose of this measure is to appropriate funds to the Executive Office on Aging for the Hawaii Healthy Aging Partnership.

Your Committee received testimony in support of this measure from the Policy Advisory Board for Elder Affairs, Office of the Mayor of the County of Maui, Agency on Elderly Affairs of the County of Kaua'i, Maui County Office on Aging, AARP Hawai'i, Pearl City Community Church, and numerous individuals. Your Committee received comments on this measure from the Executive Office on Aging.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 872, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1037 Finance on H.B. No. 1245

The purpose of this measure is to appropriate funds for the Department of Health to purchase one advanced life support ambulance and related equipment, to be based in central Maui, and to fund pay-related personnel costs for state-certified emergency personnel.

Your Committee received testimony in support of this measure from American Medical Response, Maui Hotel & Lodging Association, and four individuals. Your Committee received comments on this measure from the Department of Health.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1245, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1038 Finance on H.B. No. 1486

The purpose of this measure is to appropriate funds to the Department of Health for the Kupuna Care Program within the Executive Office on Aging.

Your Committee received testimony in support of this measure from the Kupuna Caucus of the Democratic Party of Hawai'i, Rainbow Family 808, AARP Hawai'i, and four individuals. Your Committee received comments on this measure from the Executive Office on Aging and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1486, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1039 Finance on H.B. No. 1260

The purpose of this measure is to:

- (1) Change the governmental entity responsible for the administration of the Address Confidentiality Program from the Office of the Lieutenant Governor to the Department of Law Enforcement;
- (2) Authorize the Department of Law Enforcement to contract the services of a third party to administer certain services of the Address Confidentiality Program; and
- (3) Appropriate funds for the Address Confidentiality Program.

Your Committee received testimony in support of this measure from the Office of the Lieutenant Governor and Department of Law Enforcement. Your Committee received comments on this measure from the Crime Victim Compensation Commission and Hawai'i State Coalition Against Domestic Violence.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1260, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Cochran, Garrett).

SCRep. 1040 Finance on H.B. No. 1233

The purpose of this measure is to require the University of Hawaii School of Travel Industry Management to conduct a study that establishes estimates of the tourism social carrying capacities for each of the islands of Oahu, Maui, Hawaii, Kauai, Lanai, and Molokai, considering the perspective of residents and visitors.

Your Committee received testimony in support of this measure from five individuals. Your Committee received comments on this measure from the Hawai'i Tourism Authority, UNITE HERE Local 5, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1233, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Kahaloa, Kila, Kobayashi, Lamosao). Noes, none. Excused, 2 (Cochran, Garrett).

SCRep. 1041 Consumer Protection & Commerce on H.B. No. 192

The purpose of this measure is to prohibit the sale of certain fluorescent lamps in the State as a new manufactured product, with certain exemptions.

Your Committee received testimony in support of this measure from the Department of Health, Hawaii State Energy Office, Department of Environmental Management of the County of Hawai'i, Blue Planet Foundation, Hawai'i Energy, Appliance Standards Awareness Project, Ulupono Initiative, and five individuals. Your Committee received comments on this measure from the Alliance for Automotive Innovation.

Your Committee finds that mercury is a widespread environmental pollutant that has severe negative impacts on the developing brains of children and can cause other adverse health effects in humans and animals. Fluorescent lamps are a significant source of mercury in the State. Your Committee further finds that the American Council for an Energy-Efficient Economy, the Appliance Standards Awareness Project, CLASP, and the Clean Lighting Coalition recommend that state, federal, and international policymakers should now phase out fluorescent bulbs to reduce mercury in homes and the environment while cutting greenhouse gas emissions. This measure will support the efforts to decrease chemical contamination in Hawaii.

Your Committee has amended this measure by exempting lamps used to replace lamps in previously manufactured motor vehicles from the prohibitions established by this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 192, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 192, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Amato, Belatti, Onishi).

SCRep. 1042 Consumer Protection & Commerce on H.B. No. 1046

The purpose of this measure is to:

- (1) Replace statutory references to school health aides with school health assistants to reflect updated job titles; and
- (2) Allow school health assistants to administer medication at school with the approval of a health care professional within the Department of Education, Department of Health, or a health care service pursuant to a written agreement with the Department of Education.

Your Committee received testimony in support of this measure from the Department of Education, Department of Health, University of Hawai'i at Mānoa Nancy Atmosphaera-Walch School of Nursing, Hawai'i State Center for Nursing, and three individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Hawaii Medical Board.

Your Committee finds that the Department of Education has expanded access to health care on campus. Many schools have a registered nurse, advanced practice registered nurse, or other specialized health care provider on campus through written agreements with the Department of Education, such as school-

based health centers from federally qualified health centers and the University of Hawaii at Manoa School of Nursing. This measure will provide flexibility to Department of Education staff and enable the provision of more efficient, accessible, and safe care to students by removing the requirement that school health assistants solely seek Department of Health approval for the administration of medications.

Your Committee has amended this measure by:

- (1) Reinstating language that specified the exemption for school health assistants from the nursing licensing laws is limited to the administration of medication in schools; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1046, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1046, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Amato, Belatti, Onishi).

SCRep. 1043 Consumer Protection & Commerce on H.B. No. 1509

The purpose of this measure is to establish the Common-Interest Development Oversight Task Force to examine the feasibility of bringing the various common-interest developments under the oversight of the Department of Commerce and Consumer Affairs.

Your Committee received testimony in support of this measure from the Hawaii Council of Associations of Apartment Owners and Palehua Townhouse Association. Your Committee received testimony in opposition to this measure from the Legislative Action Committee of the Community Associations Institute, Hawaii Chapter; Honolulu Tower AOA; and three individuals. Your Committee received comments on this measure from one individual.

Your Committee finds that common-interest developments exist in the State in a variety of forms, such as condominium property regimes, planned communities, and cooperative housing corporations. Your Committee further finds that while unit owners in condominium property regimes may get assistance from the Department of Commerce and Consumer Affairs for certain disputes, owners in the other forms of common-interest developments are not able to get assistance from the Department. This measure convenes a task force to examine consolidating the oversight of these common-interest developments under the Department of Commerce and Consumer Affairs.

Your Committee has amended this measure by:

- (1) Requiring the Common-Interest Development Oversight Task Force to submit to the Legislature an interim report before the Regular Session of 2024 and a final report before the Regular Session of 2025;
- (2) Changing the Task Force's cease date to June 30, 2025; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1509, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1509, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Amato, Belatti, Onishi).

SCRep. 1044 Consumer Protection & Commerce on H.B. No. 695

The purpose of this measure is to allow the use of battery-charged security fences for non-agricultural purposes under certain circumstances.

Your Committee received testimony in support of this measure from Amarak.

Your Committee finds that approximately \$85,000,000 in property value was reported stolen in the State in 2022. This is a 6.6 percent increase from 2021. Your Committee further finds that various businesses are seeking effective security solutions. This measure will authorize battery-charged security fencing as a means of averting criminal activity.

Your Committee has amended this measure by:

- (1) Clarifying that the energizer used for a battery-charged security fence must meet the standards set forth in the most current edition of the International Electrotechnical Commission Standard 60335-2-76; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 695, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 695, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Amato, Belatti, Onishi).

SCRep. 1045 Consumer Protection & Commerce on H.B. No. 371

The purpose of this measure is to repeal the telecommunications and cable industry information reporting requirements for broadband service providers and mobile radio service providers.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs; Department of Business, Economic Development, and Tourism; CTIA; Charter Communications; Hawaiian Telcom; and Maui Chamber of Commerce. Your Committee received testimony in opposition to this measure from AARP Hawai'i.

Your Committee finds that the accurate pinpointing of unserved and underserved areas where broadband infrastructure is needed continues to be critical to determine where the expansion of service is most needed in the State. To assist in this effort, Act 259, Session Laws of Hawaii 2012 (Act 259), was enacted to collect broadband data for compilation at a level more granular than census-block level data.

Your Committee further finds that with the enactment of the Broadband DATA Act, P.L. 116-130, in 2020, the Federal Communications Commission (FCC) was tasked with collecting granular service availability data from wired, fixed wireless, and satellite broadband providers. The FCC also launched the FCC

National Broadband Map that publicly displays where internet services are available on a location-by-location basis. Accordingly, this measure repeals the provisions established by Act 259 that have been rendered unnecessary under the Broadband DATA Act.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 371, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 371, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Gates).

SCRep. 1046 Consumer Protection & Commerce on H.B. No. 1027

The purpose of this measure is to align the State's Money Transmitters Modernization Act with the provisions of the Model Money Transmission Modernization Act.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that existing state laws regulating the financial components of money transmitters are outdated and do not adequately provide consumer protection. Your Committee further finds that the Conference of State Bank Supervisors Model Money Transmission Modernization Act adequately addresses the evolving landscape of money transmission to ensure consumer protection while allowing the industry to evolve. This measure will enable the State to work within a network of states to license, supervise, and examine transglobal money transmission companies as a multi-state system of financial regulation.

Your Committee has amended this measure by:

- (1) Amending the definitions of "money," "money transmission," "outstanding money transmission obligation," and "payment instrument" to align with the definitions under the Model Money Transmission Modernization Act; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1027, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1027, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Belatti, Gates).

SCRep. 1047 Consumer Protection & Commerce on H.B. No. 1340

The purpose of this measure is to establish the Beneficial Treatments Advisory Council to:

- (1) Review, evaluate, and recommend new medicinal treatments for mental health; and
- (2) Develop a long-term strategic plan to ensure the availability of therapeutic psilocybin and 3,4-methylenedioxymethamphetamine.

Your Committee received testimony in support of this measure from the Office of Wellness and Resilience, Malama Mushrooms, Hawai'i Psychological Association, Beyond Mental Health, Clarity Project, Dawn Patrol Assessments, SoundMind Institute, and numerous individuals. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that the breakthrough therapy designation is a process designed to expedite the development and review of drugs that are intended to treat a serious condition and preliminary clinical evidence indicates that the drug may demonstrate substantial improvement over available therapy on a clinically significant endpoint. Your Committee further finds that actions on the breakthrough therapy designations for psilocybin and 3,4-methylenedioxymethamphetamine (MDMA) are imminent. As such, efforts for evaluating potentially beneficial treatments should be focused on future breakthrough therapy designations, rather than on the existing designations for psilocybin and MDMA.

Accordingly, your Committee has amended this measure by:

- (1) Authorizing the Director of Health to establish a temporary Breakthrough Therapy Designation Advisory Council within three months of a breakthrough therapy designation approval by the United States Food and Drug Administration, rather than establishing a Beneficial Treatments Advisory Council;
- (2) Specifying the composition, duties, reporting requirements, and duration of the Breakthrough Therapy Designation Advisory Council; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1340, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1340, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, 1 (Pierick). Excused, 2 (Belatti, Gates).

SCRep. 1048 Consumer Protection & Commerce on H.B. No. 218

The purpose of this measure is to:

- (1) Require dispensing pharmacies to provide accessible prescription drug label information to individuals who have difficulty seeing or reading standard printed labels on prescription drug containers;
- (2) Require dispensing pharmacies to make sustained, periodic, and reasonable efforts to inform the public that prescription drug label information is available in accessible formats; and
- (3) Require the Board of Pharmacy to adopt rules by December 31, 2025, to carry out the purposes of this measure.

Your Committee received testimony in support of this measure from the Disability and Communication Access Board, The Kūpuna Caucus of the Democratic Party of Hawai'i, National Federation of the Blind of Hawaii, Hawaii State Committee of Blind Vendors, National Organization of Parents of Blind Children, and eight individuals. Your Committee received comments on this measure from the Department of Human Services, Board of Pharmacy, Times Pharmacy, and two individuals.

Your Committee finds that certain drug information must be affixed to the label on a prescription drug container. This information includes the "use by" date, number of authorized refills, and directions for proper use. Your Committee further finds that persons who have difficulty seeing or reading standard printed labels are at risk of inadvertently taking the wrong medication, wrong amount, or under the wrong directions. This measure promotes health and safety by requiring that pharmacies provide accessible prescription drug label information.

Your Committee recognizes that this measure may have a fiscal impact on smaller pharmacies.

Accordingly, your Committee has amended this measure by:

- (1) Exempting pharmacies that are sole proprietorships with no more than two pharmacists;
- (2) Specifying that the rules required to be adopted under this measure be done pursuant to the Hawaii Administrative Procedure Act; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 218, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 218, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Belatti, Hussey-Burdick, Gates).

SCRep. 1049 Consumer Protection & Commerce on H.B. No. 11

The purpose of this measure is to:

- (1) Specify that primary plan documents and secondary plan documents be listed in the public disclosure statement of a time share plan;
- (2) Clarify the manner in which the required disclosure of liens, title defects, or encumbrances on the titles of units may be made; and
- (3) Provide that a consultant's review of encumbrances shall be waived upon a certification from the developer that the time share interest is free and clear of blanket liens or that identifies all blanket liens.

Your Committee received testimony in support of this measure from Hilton Grand Vacations, ARDA Hawai'i, Marriott Vacations Worldwide Corporation, and one individual. Your Committee received testimony in opposition to this measure from UNITE HERE Local 5. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that the existing disclosure statement requirements for a time share plan were initially adopted in 1980. At that time, most time share plans were confined to a single site and listing the encumbrances was a simple addition to the disclosure statement. In contrast, modern time share plans frequently involve hundreds of units at dozens of sites. Your Committee further finds that the information currently required in a disclosure statement is a burden to consumers, due to the overwhelming number of encumbrances that are listed in a disclosure statement. Your Committee is concerned that if a disclosure statement becomes too long, consumers may not thoroughly review the disclosure statement, or may not read it at all. This measure is intended to reduce the burden on consumers and enhance the efficiency of reviewing disclosure statements and filings for time share plans by updating disclosure statement requirements to include only key information.

Your Committee has amended this measure by:

- (1) Specifying, for purposes of the public disclosure statement of a time share plan, that:
 - (A) A brief description of pertinent provisions of condominium project instruments must be included if the purchaser will own an undivided interest in a fee simple or leasehold condominium unit;
 - (B) The Director of Commerce and Consumer Affairs may require the disclosure of any nonmaterial lien, title defect, or encumbrance impacting a purchaser's utilization of the property; and
 - (C) The developer must include a statement on the website used to disclose nonmaterial liens, title defects, and encumbrances, that states the developer has determined the liens, title defects, and encumbrances on the website are not expected to directly, substantially, and adversely impact utilization of the property by a purchaser;
- (2) Allowing, rather than requiring, a consultant to accept a certification by a developer in lieu of reviewing copies of all encumbrances on title;
- (3) Clarifying the required contents in the certification to the consultant;
- (4) Requiring the Director of Commerce and Consumer Affairs to include in the annual report to the Legislature regarding time share plans the frequency and circumstances under which a developer's certification was accepted or when it was determined that further review was necessary and the justifications for further review; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 11, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 11, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Tam). Noes, none. Excused, 2 (Hussey-Burdick, Gates).

SCRep. 1050 Consumer Protection & Commerce on H.B. No. 378

The purpose of this measure is to:

- (1) Include as a requirement for registration as a clinic under the Uniform Controlled Substances Act that the clinic be located at least seven hundred fifty feet away from a school;
- (2) Prohibit the issuance or renewal of a State of Hawaii controlled substance registration for a methadone clinic or substance use disorder services clinic if the clinic is within seven hundred fifty feet of a school;
- (3) Authorize the revocation or suspension of a controlled substance registration if the registrant is a methadone clinic or substance use disorder services clinic that has located or relocated within seven hundred fifty feet of a school;

- (4) Include as a requirement for registration as a methadone treatment program that the program be located at least seven hundred fifty feet away from a school; and
- (5) Establish a Substance Use Disorder Services Clinic Working Group to collaborate and consult on issues relating to addiction recovery and public safety.

Your Committee received testimony in support of this measure from the Department of Education, Community Art Recreation Education Services, and four individuals. Your Committee received testimony in opposition to this measure from the Hawaii Substance Abuse Coalition; Hawai'i Health & Harm Reduction Center; Ho'opono Na Mea Ola; CHAMP Clinic; Habilitat, Inc.; Hawai'i Society of Addiction Medicine; and numerous individuals. Your Committee received comments on this measure from the Department of Law Enforcement, Department of Public Safety, Department of Health, Disability and Communication Access Board, Hawaii Disability Rights Center, Hawaii Primary Care Association, and three individuals.

Your Committee finds that clinics that provide services to address substance use disorders are vital for persons to access necessary treatment and care. Your Committee further finds that determining the locations of such clinics must balance the interest of promoting necessary treatment and care with the interest of public safety. This measure is a vehicle to collaborate on finding the right balance.

Accordingly, your Committee has amended this measure by:

- (1) Deleting language that:
 - (A) Amended the requirements for registration under the Uniform Controlled Substances Act as a clinic by requiring that the clinic be located at least seven hundred fifty feet away from a school;
 - (B) Prohibited the issuance or renewal of a State of Hawaii controlled substance registration for a methadone clinic or substance use disorder services clinic if the clinic is within seven hundred fifty feet of a school;
 - (C) Authorized the revocation or suspension of a controlled substance registration if the registrant is a methadone clinic or substance use disorder services clinic that has located or relocated within seven hundred fifty feet of a school;
 - (D) Amended the requirements for the registration of a methadone treatment program by requiring the program to be located at least seven hundred fifty feet away from a school; and
 - (E) Provided that an organization or a person registered as a clinic under the Uniform Controlled Substances Act must comply with the new requirements within three years of this measure's enactment;
- (2) Including among the factors for determining whether the issuance of a controlled substances registration is against public interest, the prevention of activities within the applicant's areas that are potentially injurious to the health, safety, and welfare of the public and neighborhood; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 378, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 378, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Tam). Noes, 2 (Amato, Pierick). Excused, 2 (Belatti, Gates).

SCRep. 1051 Consumer Protection & Commerce on H.B. No. 187

The purpose of this measure is to establish labor requirements for the construction of large-scale renewable energy projects.

Your Committee received testimony in support of this measure from the Pacific Resource Partnership, Operating Engineers Local Union No. 3, Hawaii Regional Council of Carpenters, and one individual. Your Committee received testimony in opposition to this measure from the Legislative Committee of Associated Builders and Contractors, Hawaii Chapter and General Contractors Association of Hawaii. Your Committee received comments on this measure from the Department of Labor and Industrial Relations, Hawaii State Energy Office, Office of Information Practices, and Hawaiian Electric.

Your Committee finds that the State's commitment to ensuring that one hundred percent of all electrical energy be generated using renewable energy necessitates the development of large-scale renewable energy projects. Your Committee further finds that such projects should be in compliance with fair labor practices that reflect the values of the State. This measure will foster the mentoring and development of a skilled, in-state workforce, while offering workers long-term career opportunities in a burgeoning industry and the ability to earn a living wage with benefits.

Your Committee has amended this measure by:

- (1) Specifying that this measure applies to large-scale renewable energy projects with a capacity rating of ten megawatts or greater; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 187, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 187, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Belatti). Noes, 2 (Onishi, Pierick). Excused, 2 (Hussey-Burdick, Gates).

SCRep. 1052 Judiciary & Hawaiian Affairs on H.B. No. 1087

The purpose of this measure is to amend the definition of "employee" in Hawaii's wage and hour law by realigning the guaranteed compensation of \$2,000 or more to a sum that is at least equal to the monthly earnings of an individual who is compensated at the minimum wage rate pursuant to section 387-2, Hawaii Revised Statutes.

Your Committee received testimony in support of this measure from the Hawai'i State AFL-CIO, Democratic Party of Hawaii Labor Caucus, Democratic Party of Hawai'i Education Caucus, Imua Alliance, Save Medicaid Hawaii, and sixteen individuals. Your Committee received comments on this measure from the Department of Labor and Industrial Relations.

Your Committee finds that this measure would increase the number of workers who receive protections afforded by the minimum wage rates, overtime, rates, and recordkeeping protections that exist for employees and employers covered under the State's wage and hour law.

Your Committee has amended this measure by:

- (1) Amending the definition of "employee" in Hawaii's wage and hour law to repeal the exclusion of employees who receive guaranteed compensation totaling \$2,000 or more a month, rather than realigning the guaranteed compensation of \$2,000 or more to a sum that is at least equal to the monthly earnings of an individual who is compensated at the minimum wage rate pursuant to section 387-2, Hawaii Revised Statutes; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1087, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1087, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1053 Judiciary & Hawaiian Affairs on H.B. No. 1156

The purpose of this measure is to:

- (1) Authorize the provision of long-acting psychotropic medication to patients who are subject to emergency examination or emergency hospitalization;
- (2) Authorize a psychiatric facility or hospital where a patient is held to request the Director of Health to file a petition for an order for treatment over the patient's objection;
- (3) Expand who may join in a petition for a request for treatment over a patient's objection under certain circumstances;
- (4) Expand the administration of treatment over a patient's objection to include persons who are in the custody of the Director of Health at any hospital, under certain conditions;
- (5) Authorize psychiatrists or advanced practice registered nurses, after examination of a person for assisted community treatment indication, to request the Director of Health to file an assisted community treatment petition;
- (6) Authorize interested parties to request the Director of Health to file an assisted community treatment petition on behalf of the interested party;
- (7) Require the Director of Health to review requests for petitions expeditiously and either pursue a petition or convene an administrative panel;
- (8) Require the Family Court to file a final order on an assisted community treatment petition within thirty days of the date the petition is filed;
- (9) Authorize the Family Court to use online hearings for assisted community treatment petitions; and
- (10) Authorize the subject of a petition to stipulate to the proposed order for treatment and the Family Court to enter the stipulated order without an evidentiary hearing.

Your Committee received testimony in support of this measure from the Department of the Prosecuting Attorney of the City and County of Honolulu and one individual. Your Committee received testimony in opposition to this measure from the Hawaii Disability Rights Center and one individual. Your Committee received comments on this measure from the Judiciary, Department of Health, The Queen's Health System, and one individual.

Your Committee finds that this measure would support the timely provision of treatment and care for individuals who lack decisional capacity by expanding and expediting the process to establish authorization to treat the patient over their objection, finalizing petitions for assisted community treatment, and reducing the time to initiate treatment.

Your Committee has amended this measure by:

- (1) Allowing behavioral health crisis centers to request the Director of Health to file a petition for an order for treatment over the patient's objection or convene an administrative panel in emergency examinations;
- (2) Inserting language to require the Department of Health to submit a report on the number of requests for petitions for assisted community treatment submitted to the Director of Health since July 1, 2023, to the Legislature no later than twenty days prior to the convening of the Regular Session of 2025; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1156, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1156, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1054 Judiciary & Hawaiian Affairs on H.B. No. 841

The purpose of this measure is to amend automatic referral requirements when a domestic abuse restraining order is sought to apply only when there are allegations of child abuse.

Your Committee received testimony in support of this measure from the Judiciary, Department of Human Services, Hawai'i State Coalition Against Domestic Violence, Parents and Children Together, and three individuals.

Your Committee finds that the existing law is overbroad in that it requires a referral to the Department of Human Services for intervention or investigation by the Child Welfare Services Branch when a parent seeks a domestic abuse restraining order against another parent or household member for allegations of domestic abuse. Many of these referrals do not indicate safety concerns for the children. Your Committee further finds that this measure would reduce the need to report families where a harm or threat of harm to a child does not exist, strengthen support for domestic violence survivors, allay fears of temporary restraining order petitioners that seeking protection will generate a Child Welfare Services investigation, and reserve Child Welfare Services resources for investigations of reports of child abuse.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 841, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 841, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1055 Judiciary & Hawaiian Affairs on H.B. No. 973

The purpose of this measure is to repeal the requirement for the Department of Agriculture to adopt rules to address nuisance issues, including smell, noise, and excessive lighting arising out of the activities of hemp growers.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Hemp Farmers Association, Hawai'i Farm Bureau, Hawai'i Farmers Union United, and one individual. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that this measure eliminates redundancies in having the Department of Agriculture be required to adopt rules to address nuisances that already fall under the authority of the Department of Health and county land use ordinances.

Your Committee has amended this measure by changing the effective date to upon approval.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 973, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 973, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1056 Judiciary & Hawaiian Affairs on H.B. No. 1348

The purpose of this measure is to protect macadamia nut farmers in the State and the premium brand of goods grown and produced in Hawaii by:

- (1) Applying the labeling requirement for macadamia nuts partially sourced from Hawaii to situations in which the labeling on a consumer package, by any other means including in the company name or use of image, represents the origin of the macadamia nuts as being from the State;
- (2) Requiring the country of origin to be included on the label of a consumer package of raw or processed macadamia nuts; and
- (3) Allowing a private right of action for violations.

Your Committee received testimony in support of this measure from the Department of Agriculture; Edmund C. Olson Trust No. 2; Ka'u Farms Management LLC; Hamakua Macadamia Nut Company; Island Harvest Inc.; Mahina Mele Farms, LLC; Hawaiian Sunshine Farms Inc.; Hawaiian Macadamia Nut Company; Hawaiian Macadamia Nut Services, LLC; International Longshore and Warehouse Union Local 142; Yamada Enterprises, Inc.; New Hawaii Macnut Company; Sweet Brown Hawaii; Synergistic Hawaii Agriculture Council; Hawai'i Farm Bureau; Macadamia Growers of Hawai'i; Hawaii Tart Innovations; Hawai'i Farmers Union United; Rancho Aloha; Hawai'i Alliance for Progressive Action; Ulupono Initiative; Kuwale Ridge Farms; Hawaii Macadamia Nut Association; and numerous individuals. Your Committee received testimony in opposition to this measure from the Hawaiian Host Group; M&K Distributors, Inc.; and numerous individuals.

Your Committee finds that the macadamia nut industry is a significant contributor to the State's agricultural economy. There are currently sixteen thousand acres of macadamia nuts statewide on roughly six hundred twenty farms. Your Committee further finds that the industry faces significant economic pressure as a result of macadamia nut products' misleading use of Hawaiian names and images when only a portion or none of the macadamia nuts within the products were sourced from within the State. This measure bolsters the State's existing protections on the labeling of the origin of macadamia nuts to protect the Hawaii brand.

Your Committee has amended this measure by:

- (1) Expanding the existing labeling law for macadamia nut products to apply to branding or other representations on a label, rather than expanding to any other means, including a company name or use of an image of the State;
- (2) Clarifying that the listing of the countries of origin be included on the principal display panel pursuant to section 304 of the Tariff Act of 1930;
- (3) Clarifying that it is a violation of the labeling law to use a label containing the words "Hawaii-Grown Macadamia Nuts" that misrepresents and creates a reasonable expectation that the origin of the macadamia nuts in the package as being grown in the State;
- (4) Deleting language that allowed a private right of action for violations; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1348, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1348, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Holt). Noes, 1 (Hashimoto). Excused, 1 (Ichiyama).

SCRep. 1057 Judiciary & Hawaiian Affairs on H.B. No. 1109

The purpose of this measure is to meet federal requirements on fraudulent activity relating to commercial learner's permits and commercial driver's licenses.

Your Committee received testimony in support of this measure from the Department of Transportation.

Your Committee finds that the Federal Motor Carrier Safety Administration, pursuant to Title 49 of the Code of Federal Regulations section 383.73(k)(2), requires the Department of Transportation to have policies in place that result, at minimum, in the disqualification of the commercial learner's permit or commercial driver's license, as applicable, for applicants suspected of fraud related to the testing and issuance of that permit or license.

Your Committee has amended this measure by:

- (1) Changing the effective date to upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1109, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1109, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1058 Judiciary & Hawaiian Affairs on H.B. No. 1107

The purpose of this measure is to make state law consistent with federal law regarding legal limits for gross vehicle weight and axle loads traveling on all public roadways.

Your Committee received testimony in support of this measure from the Department of Transportation.

Your Committee finds that this measure will simplify the definition of legal vehicle weights for commercial vehicles and make them apply uniformly across the State. According to the Department of Transportation, this measure will also likely aid the State in its efforts to preserve its roadway and bridge infrastructure.

Your Committee has amended this measure by:

- (1) Changing the effective date to upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1107, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1107, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1059 Judiciary & Hawaiian Affairs on H.B. No. 970

The purpose of this measure is to make technical changes to the definitions of "agricultural enterprise lands" and "non-agricultural park lands" for clarification and consistency purposes.

Your Committee received testimony in support of this measure from the Department of Agriculture and Hawai'i Farm Bureau.

Your Committee finds that this measure will resolve an inconsistency between the definition of "agricultural enterprise lands" established by Act 221, Session Laws of Hawaii 2022, and the definition of "non-agricultural park lands" in chapter 166E, Hawaii Revised Statutes.

Your Committee has amended this measure by changing the effective date to upon approval.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 970, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 970, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1060 Judiciary & Hawaiian Affairs on H.B. No. 975

The purpose of this measure is to clarify the requirements for the submission of applications and disbursal of grants under the Cover Crop Reimbursement Pilot Program.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Farm Bureau, Hawai'i Farmers Union United, and two individuals. Your Committee received comments on this measure from the State Procurement Office.

Your Committee finds that this measure would address potential deficiencies in Act 312, Session Laws of Hawaii 2022, which established the three-year Cover Crop Reimbursement Pilot Program to reimburse farming operations in the State for the costs of acquiring cover crop seeds, green manure, or compost.

Your Committee has amended this measure by:

- (1) Requiring the Department of Agriculture to:
 - (A) Publicly post information on the Cover Crop Reimbursement Pilot Program to ensure that all farming operations in the State have equal opportunity to participate in the Program;
 - (B) Ensure transparency in the Cover Crop Reimbursement Pilot Program application process; and
 - (C) Publicly post any grant awarded under the Cover Crop Reimbursement Pilot Program;
- (2) Requiring applicants who are for-profit entities, nonprofit community-based organizations, or cooperative associations to comply with state laws, including the General Excise Tax Law, Hawaii Employment Security Law, Workers' Compensation Law, Hawaii Temporary Disability Insurance Law, and Hawaii Prepaid Health Care Act; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 975, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 975, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1061 Judiciary & Hawaiian Affairs on H.B. No. 1344

The purpose of this measure is to authorize certain criminal offenders to be sentenced by a court to undergo an assessment and complete either a domestic violence intervention course or anger management counseling, as determined by the domestic violence program.

Your Committee received testimony in support of this measure from the Office of the Public Defender, Department of the Prosecuting Attorney of the City and County of Honolulu, Hawai'i State Coalition Against Domestic Violence, Parents And Children Together, and three individuals.

Your Committee finds that this measure would allow service providers to provide more appropriate and targeted courses for a defendant involved in a case with a non-intimate partner and maintain the integrity of discussions about intimate partner conflicts in the domestic violence intervention course setting.

Your Committee has amended this measure by:

- (1) Clarifying the requirements for offenders to complete assessments at domestic violence programs and domestic violence intervention or anger management courses;
- (2) Changing the effective date to upon approval; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1344, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1344, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1062 Judiciary & Hawaiian Affairs on H.B. No. 1241

The purpose of this measure is to:

- (1) Authorize professional land surveyors and assistants who are under the direct supervision of land surveyors to enter private property to perform land surveying, subject to certain notice, identification, and liability requirements; and
- (2) Protect professional land surveyors and supervised assistants from prosecution under criminal trespass laws when performing their duties.

Your Committee received testimony in support of this measure from the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects and six individuals. Your Committee received testimony in opposition to this measure from the Department of the Attorney General and one individual. Your Committee received comments on this measure from Hawai'i REALTORS.

Your Committee finds that land surveying protects the public interest, maintains Hawaii's unique land title system, and supports government land use goals. Your Committee further finds that professional land surveyors require reasonable access over and across certain real properties at reasonable times in the regular course of their work. This measure balances a land surveyor's important task of completing accurate surveys with property owners' interest in protecting land from unconsented invasion.

Your Committee has amended this measure by:

- (1) Amending the preamble;
- (2) Clarifying that the right of entry to private property does not include the right to enter any building, structure, residence, or vehicle;
- (3) Decreasing the number of days a land surveyor must give written notice of the intention to enter the private property to be surveyed and any adjoining lands;
- (4) Amending the required information for, and delivery of, written notice;
- (5) Amending the procedure for objecting to a land surveyor's entry to private property;
- (6) Clarifying when a land surveyor or assistant may enter adjoining lands;
- (7) Deleting language that would have exempted land surveyors from liability under certain circumstances;
- (8) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (9) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1241, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1241, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1063 Judiciary & Hawaiian Affairs on H.B. No. 1088

The purpose of this measure is to amend the conditions, manner, and areas in which the Commission on Water Resource Management of the Department of Land and Natural Resources can declare water shortages and emergencies.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and one individual. Your Committee received comments on this measure from the Honolulu Board of Water Supply.

Your Committee finds that this measure would enable the Commission on Water Resource Management to declare a water shortage or emergency without a prior water shortage declaration by rule. This measure would thereby encompass situations requiring a swift response, including the Red Hill fuel crisis that resulted from fuel and other hazardous materials contaminating Oahu's drinking water resource or the use of water to protect against wildfires.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1088, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1064 Judiciary & Hawaiian Affairs on H.B. No. 760

The purpose of this measure is to:

- (1) Expand the Department of Land and Natural Resources' rulemaking authority to include any rule deemed necessary to protect certain aquatic life;
- (2) Expand the Board of Land and Natural Resources' authority to temporarily adopt, amend, or repeal certain natural resource rules by formal action at a publicly noticed meeting under certain circumstances; and
- (3) Create new fines for violations of rules pertaining to the Department of Land and Natural Resources' prevention of or response to previously benign aquatic nuisance species.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Environmental Caucus of The Democratic Party of Hawai'i, and one individual. Your Committee received testimony in opposition to this measure from the Office of Hawaiian Affairs and one individual.

Your Committee finds that the Department of Land and Natural Resources is responsible for the management and protection of the State's aquatic resources, including preventing the over-exploitation of fisheries and introduction of aquatic nuisance species. Your Committee further finds that the Department is currently only authorized to adopt temporary rules if the rule is in response to "rapidly changing resource conditions". However, there are often other compelling reasons to authorize temporary rulemaking through the adaptive management process. This measure would expand the Department's array of management tools, allowing for better protection of the State's aquatic resources.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 760, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 1065 Judiciary & Hawaiian Affairs on H.B. No. 1201

The purpose of this measure is to establish:

- (1) Noise generated by helicopters in excess of a certain decibel level as a public nuisance and a source of noise pollution in violation of the State's noise pollution law; and
- (2) Fines and a private right of action for individuals to sue helicopter owners and operators for creating a public nuisance.

Your Committee received testimony in support of this measure from one individual. Your Committee received testimony in opposition to this measure from Jack Harter Helicopters, Aircraft Owners and Pilots Association, and Helicopter Association International. Your Committee received comments on this measure from the Department of the Attorney General and Department of Transportation.

Your Committee finds that public discourse and perception have grown more critical of the noise generated by helicopters flying through the State, which are big contributors to noise pollution. Residents have cited that the excessive helicopter noise has taken a toll on their physical and mental health and consequently your Committee believes that noise pollution from the operation of helicopters is a serious public health issue. While your Committee acknowledges potential jurisdictional concerns under this measure, your Committee believes that innovative solutions, such as allowing for a private right of action, to address residents' concerns is needed to ensure the health and welfare of residents.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1201, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 1066 Judiciary & Hawaiian Affairs on H.B. No. 1398

The purpose of this measure is to create a new bargaining unit for telecommunications and emergency dispatchers and employees who perform similar functions employed by the State and counties.

Your Committee received testimony in support of this measure from the Office of Homeland Security; Office of the Mayor of the County of Maui; one member of the Maui County Council; Honolulu Police Department; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and nineteen individuals. Your Committee received testimony in opposition to this measure from the Office of Collective Bargaining of the Executive Office of the Governor and Department of Human Resources of the City and County of Honolulu. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that emergency communications personnel provide the vital link between those in need of help and the emergency service workers who provide that assistance. Their role, like others in emergency services, requires specialized training unfit for most other careers; long and unpredictable work shifts that require someone posted twenty-four hours a day, seven days a week; and a particular mindset able to deal with the stresses of these duties. This measure would help to differentiate emergency call operators from clerical staff and place them in a specialized unit more similar to other emergency units.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1398, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 1067 Judiciary & Hawaiian Affairs on H.B. No. 692

The purpose of this measure is to increase administrative and criminal penalties for violators of the Hawaii Pesticides Law.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Alliance for Progressive Action, Hawai'i SEED, Kanalani Ohana Farm, Imua Alliance, Democratic Party of Hawai'i Education Caucus, and numerous individuals. Your Committee received testimony in opposition to this measure from the Hawaii Pest Control Association; Aloha Termite & Pest Control; Bowman Termite & Pest Management, LLC; and eight individuals. Your Committee received comments on this measure from the Hawaii Crop Improvement Association.

Your Committee finds that this measure would protect Hawaii's residents and environment from illegal pesticide use by increasing the monetary fines for commercial and private pesticide applicators who violate pesticide laws.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 692, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Holt). Noes, 1 (Hashimoto). Excused, 1 (Ichiyama).

SCRep. 1068 Judiciary & Hawaiian Affairs on H.B. No. 110

The purpose of this measure is to authorize the use of diacritical marks for Hawaiian words on special number plates.

Your Committee received testimony in support of this measure from the Department of Customer Services of the City and County of Honolulu and one individual. You Committee received testimony in opposition to this measure from the Honolulu Police Department.

Your Committee finds that ‘okina and kahakō are used to indicate appropriate pronunciation to some speakers of ‘Ōlelo Hawai‘i and that the absence or presence of diacritical marks, and their associated pronunciation, can result in a completely different meaning of the words. Your Committee further finds that this measure affords the proper respect to ‘Ōlelo Hawai‘i when used in special number plates.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 110, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1069 Judiciary & Hawaiian Affairs on H.B. No. 105

The purpose of this measure is to:

- (1) Require license plates to include ‘okina in the word "Hawai‘i"; and
- (2) Authorize the use of all uppercase letters, all lowercase letters, or initial capital letters in license plates along the upper portion of the word "Hawai‘i" or the lower portion of the words "Aloha State".

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs, Department of Customer Services of the City and County of Honolulu, and two individuals.

Your Committee finds that the State enacted Act 170, Session Laws of Hawaii 2022, which requires the inclusion of consistent Hawaiian names, words, and spelling in state and county letterhead. This measure would further expand these efforts by requiring an ‘okina in the word "Hawai‘i" on state license plates.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 105, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 105, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1070 Judiciary & Hawaiian Affairs on H.B. No. 819

The purpose of this measure is to designate the limu kala as the official limu of the State.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Mālama Pūpūkea-Waimea, Kua‘āina Ulu ‘Auamo, Mālama Limu Club at Kamehameha Schools Kapālama, Marine Science Learning Center at Waianae High School, and eleven individuals.

Your Committee finds that this measure would increase awareness, understanding, and appreciation of limu in Hawaii, particularly limu kala, which plays a critical role in Hawaii's aquatic environment and culture.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 819, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 819, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1071 Judiciary & Hawaiian Affairs on H.B. No. 823

The purpose of this measure is to:

- (1) Expand the scope of inmate and corrections employee deaths that are reported and require the reports of deaths to be published on the Department of Corrections and Rehabilitation's website; and
- (2) Clarify the information to be included in the reports after the official cause of death is determined and mandate public access to certain information within those reports.

Your Committee received testimony in support of this measure from the Hawaii Correctional System Oversight Commission, Hawai‘i Health & Harm Reduction Center, Community Alliance on Prisons, Ho‘opono Na Mea Ola, The Civil Beat Law Center for the Public Interest, Opportunity Youth Action Hawai‘i, and five individuals. Your Committee received comments on this measure from the Department of Public Safety.

Your Committee finds that this measure will increase transparency and accountability in the State's criminal justice system by expanding the scope of information to be collected and reported on an inmate's death while incarcerated in a state or state-contracted correctional facility and requiring certain information from the report to be made available to the public.

Your Committee has amended this measure by:

- (1) Changing the effective date to upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 823, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 823, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 1072 Judiciary & Hawaiian Affairs on H.B. No. 777

The purpose of this measure is to authorize the Department of Human Services to conduct comprehensive background checks on current or prospective employees; volunteers; contractors; and contractors' employees, agents, and volunteers whose position places or would place them in close proximity to certain minors, young adults, or vulnerable adults.

Your Committee received testimony in support of this measure from the Department of Human Services, Catholic Charities Hawai'i, and six individuals. Your Committee received comments on this measure from the Hawai'i Civil Rights Commission.

Your Committee finds that this measure would help to ensure the health, safety, and well-being of vulnerable populations in the State by expanding the scope of background checks performed by the Department of Human Services on individuals working with or in close proximity to individuals receiving services from the Department who may be at risk.

Your Committee further finds that the term "agents" is not clearly defined under the Hawaii Criminal Justice Data Center chapter and may be considered overly broad.

Accordingly, your Committee has amended this measure by:

- (1) Requiring background checks on subcontractors and subcontractors' employees and volunteers, instead of contractors' agents; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 777, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 777, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 1073 Judiciary & Hawaiian Affairs on H.B. No. 70

The purpose of this measure is to:

- (1) Prohibit the sale and distribution of hemp products that contain cannabinoids created through isomerization, including Delta 6 cis or trans tetrahydrocannabinol, and their optical isomers;
- (2) Exempt certain cannabis and manufactured cannabis product sales from the prohibition; and
- (3) Insert alternative names for Delta 6 cis or trans tetrahydrocannabinol and their optical isomers into the list of schedule I controlled substances.

Your Committee received testimony in support of this measure from the Department of Health. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that hemp products containing cannabinoids created through isomerization, including Delta-8 tetrahydrocannabinol have not been approved by the United States Food and Drug Administration for safe use in any context. Your Committee further finds that existing interim rules adopted by the Department of Health ban such hemp products. This measure will codify the ban to ensure the welfare and safety of residents.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 70, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 70, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1074 Judiciary & Hawaiian Affairs on H.B. No. 1134

The purpose of this measure is to prohibit unpermitted commercial ocean use activities within Kaneohe Bay waters and the advertising of those unpermitted activities, and establish enforcement mechanisms for the prohibitions.

Your Committee received testimony in support of this measure from the Hawaii State Aha Moku, Ko'olau Foundation, Ko'olaupoko Hawaiian Civic Club, and three individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that unpermitted commercial activity is especially noticeable in certain areas, such as Kaneohe Bay. One of the main problems with enforcement is proving that operators of unpermitted commercial activities were in fact compensated for their services, since operators and customers may be dishonest about their transactions and compensation may be made online or through other non-physical methods. This measure seeks to provide the Department of Land and Natural Resources with alternate enforcement mechanisms to more effectively stop illegal commercial activity at Kaneohe Bay.

Your Committee has amended this measure by:

- (1) Requiring the Department of Land and Natural Resources to adopt rules establishing administrative penalties and fines for violations of Kaneohe Bay commercial ocean use activity restrictions, instead of violations of ocean recreation and coastal areas programs laws generally;
- (2) Clarifying that the Division of Conservation and Resources Enforcement of the Department of Land and Natural Resources, instead of the Hawaii Harbor Police, have the authority to issue citations, issue subpoenas, and take legal custody of any personal property for violations of Kaneohe Bay commercial ocean use activity restrictions;
- (3) Deleting language that would have appropriated general revenues for full-time equivalent positions to enforce the Kaneohe Bay commercial ocean use activity restrictions; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1134, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1134, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 1075 Judiciary & Hawaiian Affairs on H.B. No. 201

The purpose of this measure is to expand the definition of "historic property" to mean certain structures or sites that are over one hundred years old or that are over fifty years old and meet certain criteria.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawai'i Association of REALTORS, NAIOP Hawaii, Maui Chamber of Commerce, and two individuals. Your Committee received testimony in opposition to this measure from the Historic Hawai'i Foundation and two individuals.

Your Committee finds that the current definition of "historic property", which is based solely on the age of the property, is flawed. This measure amends the definition of "historic property" to reflect that historical value is based on age as well as other considerations.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 201, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 201, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1076 Judiciary & Hawaiian Affairs on H.B. No. 1091

The purpose of this measure is to further strengthen purchaser protections by requiring disclosure of permitted and unpermitted erosion control structures on parcels of land adjacent to the shoreline before real estate transactions.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources; Hawai'i Climate Change Mitigation and Adaptation Commission; Office of Planning and Sustainable Development; University of Hawaii Sea Grant College Program; University of Hawaii Climate Resilience Collaborative; Office of Climate Change, Sustainability and Resiliency of the City and County of Honolulu; Surfrider Foundation; and one individual. Your Committee received comments on this measure from the Hawai'i Association of REALTORS.

Your Committee finds that this measure will support informed consent and actual notice to all parties of a real estate transaction regarding the location of the shoreline and result in the removal of harmful and dangerous unpermitted erosion control structures from state lands.

Your Committee has amended this measure by:

- (1) Clarifying that the seller must disclose all permitted and unpermitted erosion control structures on state land seaward and adjacent to the parcel;
- (2) Requiring the seller to disclose the annual coastal erosion rate for the zoning lot as determined by historical analysis and shown on the county databases for historical erosion rates, when publicly available; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that historical erosion rates are currently available from the City and County of Honolulu and counties of Kauai and Maui at the following web addresses where they are applied in planning and permitting and, in the case of Kauai and Maui, for calculated erosion rate-based shoreline construction setbacks:

Honolulu:

cchnl.maps.arcgis.com/apps/View/index.html?appid=6694193a396f40fb87f78e98fbad7d73

Kauai:

www.kauai.gov/Government/Departments-Agencies/Planning-Department/Shoreline-Setback
kauaigis.maps.arcgis.com/apps/webappviewer/index.html?id=ce0eb348f1ec4682affba1321ca5c9e6

Maui:

<https://www.mauicounty.gov/865/Maui-Shoreline-Erosion-Atlas>

Your Committee respectfully requests that the effective date for this measure be changed to November 1, 2023, to allow proper implementation.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1091, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1091, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Souza). Noes, none. Excused, 1 (Ganaden).

SCRep. 1077 Judiciary & Hawaiian Affairs on H.B. No. 1159

The purpose of this measure is to require the Hawaii Community Development Authority to consider the impacts of climate change, sea level rise, and climate-resilient development in the design and siting of buildings in the Kakaako and Kalaeloa Community Development Districts.

Your Committee received testimony in support of this measure from the Office of Planning and Sustainable Development, Hawai'i Community Development Authority, University of Hawai'i Sea Grant College Program and Climate Resilience Collaborative, Environmental Caucus of The Democratic Party of Hawai'i, Wild Kids, and one individual.

Your Committee finds that this measure will ensure that climate resiliency is considered in the development of the Kakaako and Kalaeloa community development districts to reduce vulnerability from the impacts of climate change and sea level rise.

Your Committee has amended this measure by:

- (1) Changing its effective date to upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1159, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1159, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ganaden).

SCRep. 1078 Judiciary & Hawaiian Affairs on H.B. No. 995

The purpose of this measure is to clarify that the Land Use Commission's adoption of maps identifying important agricultural lands as recommended by a county is done through rulemaking in conformity with existing Land Use Commission rules.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Department of Agriculture; Office of Planning and Sustainable Development; and Hawai'i Farm Bureau.

Your Committee finds that this measure would support the State's constitutional mandate to conserve and protect agricultural lands, promote diversified agriculture, increase agricultural self-sufficiency, and assure the availability of agriculturally suitable lands.

Your Committee also finds that making it easier to provide housing for farmers and farm employees on important agricultural lands, while still limiting the amount of agricultural land that may be used for the housing, will further the State's agricultural goals and incentivize the designation of lands as important agricultural lands.

Accordingly, your Committee has amended this measure by:

- (1) Inserting the contents of H.B. No. 996, H.D. 1, which:
 - (A) Establishes an important agricultural lands incentive to facilitate the development of farm cluster housing for farmers and farm employees who actively and currently farm important agricultural lands;
 - (B) Includes farm cluster housing under a priority permit processing procedure for facilities on lands designated as important agricultural lands; and
 - (C) Repeals the existing requirements for farm dwelling and employee housing on important agricultural lands;
- (2) Changing the effective date to upon approval; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 995, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 995, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ganaden).

SCRep. 1079 Judiciary & Hawaiian Affairs on H.B. No. 167

The purpose of this measure is to make general contractors entering into or under contracts in the State for work on buildings, structures, or other private works liable for debt incurred by subcontractors for wages due to claimants for performance of labor in the contract between the general contractor and owner.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations, Hawaii Regional Council of Carpenters, Operating Engineers Local Union No. 3, Hawaii Laborers-Employers Cooperation and Education Trust Fund, and Pacific Resource Partnership. Your Committee received testimony in opposition to this measure from the Subcontractors Association of Hawaii, Associated Builders and Contractors Hawaii Chapter, and one individual. Your Committee received comments on this measure from the General Contractors Association of Hawaii.

Your Committee finds that under existing law, general contractors are not held accountable for the unfair labor practices of their subcontractors, which includes the nonpayment of wages. As a result, general contractors may accrue financial benefits from the unfair labor practices of their subcontractors without repercussions. This measure encourages general contractors to perform their due diligence before hiring subcontractors and provides the authority to general contractors to obtain a subcontractor's employee payroll records and project award information to ensure their subcontractors are complying with the law.

Your Committee has amended this measure by:

- (1) Amending the definition of "employer" in chapter 388, Hawaii Revised Statutes, relating to the payment of wages and other compensation, to include a general contractor who, for purposes of wages owed to a subcontractor's employees, is deemed the employer for enforcement; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 167, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 167, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (Kong). Noes, none. Excused, 1 (Ganaden).

SCRep. 1080 Judiciary & Hawaiian Affairs on H.B. No. 448

The purpose of this measure is to allow a domestic violence victim advocate or other mental health professional licensed by the State to petition for a domestic abuse protective order on a minor's behalf when the minor's parent or guardian is unwilling or unable to submit a petition, subject to certain requirements.

Your Committee received testimony in support of this measure from five individuals. Your Committee received testimony in opposition to this measure from Child and Family Service and two individuals. Your Committee received comments on this measure from the Department of Education, Hawai'i State Coalition Against Domestic Violence, Parents and Children Together, and two individuals.

Your Committee finds that minors should have the right to seek relief from domestic abuse through a protection order without having to demonstrate that their parents or legal guardians are unwilling or unable to do so on their behalf.

Your Committee has amended this measure by:

- (1) Deleting language that would have allowed a domestic violence victim advocate or other mental health professional licensed by the State to petition for a domestic abuse protective order on a minor's behalf, and instead allowing any minor sixteen years of age or older, on their own behalf without the consent of a parent or legal guardian, or emancipated minor to petition for a domestic abuse protective order; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 448, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 448, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1081 Judiciary & Hawaiian Affairs on H.B. No. 1097

The purpose of this measure is to update the Uniform Controlled Substances Act by adding substances scheduled under federal law.

Your Committee received testimony in support of this measure from the Department of Public Safety.

Your Committee finds that this measure is necessary to make permanent the temporary designation of new controlled substances by the Department of Public Safety. Your Committee further finds that the Department of Public Safety's temporary designation of the new controlled substances will be nullified if this Legislature does not make the designations permanent.

Your Committee has amended this measure by:

- (1) Amending the substances proposed to be added to schedule I as follows:
 - (A) Moving the substances proposed to be added to the list of opiates and the list of depressants, into the list of hallucinogenic substances; and
 - (B) Moving the substances proposed to be added to the list of stimulants into the list of cannabinoids;
- (2) Moving, under schedule IV, daridorexant from the list of stimulants to the list of depressants;
- (3) Changing the effective date to be upon approval; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1097, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1097, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ganaden).

SCRep. 1082 Judiciary & Hawaiian Affairs on H.B. No. 899

The purpose of this measure is to designate September of every year as Fetal Alcohol Spectrum Disorder Awareness Month to promote public awareness of the risks of alcohol consumption during pregnancy.

Your Committee received testimony in support of this measure from the Hawaii State Council on Developmental Disabilities, Hawaii Disability Rights Center, Hawaii Fetal Alcohol Spectrum FASD Action Group, and six individuals.

Your Committee has amended this measure by changing the effective date to upon approval.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 899, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 899, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1083 Judiciary & Hawaiian Affairs on H.B. No. 650

The purpose of this measure is to amend the Our Care, Our Choice Act to:

- (1) Authorize advanced practice registered nurses to practice medical aid in dying in accordance with their scope of practice and prescribing authority;
- (2) Authorize advanced practice registered nurses with a psychiatric or clinical nurse specialization to provide counseling to a qualified patient;
- (3) Reduce the mandatory waiting period between oral requests from twenty days to five days; and
- (4) Provide an expedited pathway for terminally ill qualified patients who are not expected to survive the mandatory waiting period.

Your Committee received testimony in support of this measure from the Department of Health, Board of Nursing, Hawai'i Association of Professional Nurses, Compassion & Choices, Hawai'i Pacific Health, Stonewall Caucus of the Democratic Party of Hawai'i, Hawaii Society of Clinical Oncology, Hawai'i Psychological Association, The Hawaiian Islands Association for Marriage and Family Therapy, and numerous individuals. Your Committee received testimony in opposition to this measure from Hawaii Family Forum and three individuals. Your Committee received comments on this measure from the Hawai'i State Center for Nursing.

Your Committee finds that the Our Care, Our Choice Act allows mentally capable, terminally ill adults with six months or less to live to voluntarily request and receive prescription medication that allows the person to die in a peaceful, humane, and dignified manner. However, because of the State's unique geography and on-going physician shortage, qualified terminally ill adults are finding difficulty in receiving medical aid in dying. This measure increases access to medical aid in dying for qualified terminally ill patients by reducing the mandatory waiting period and authorizing appropriately qualified advanced practice registered nurses to administer medical aid in dying.

Your Committee has amended this measure by changing the effective date to upon approval.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 650, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 650, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, 1 (Kong). Excused, 1 (Holt).

SCRep. 1084 Judiciary & Hawaiian Affairs on H.B. No. 1266

The purpose of this measure is to allow wild game to be donated as food.

Your Committee received testimony in support of this measure from one member of the Maui County Council; Hawai'i Farm Bureau; Hawaii Cattlemen's Council, Inc.; Aina Ho'okupu o Kilauea; Hawai'i Farmers Union United; Maui County Farm Bureau; Maui Chamber of Commerce; and six individuals.

Your Committee finds that Hawaii's farmers and ranchers are working to make the State's food supply more self-sustaining, but will not be able to make meaningful progress if their products are consumed or damaged by feral animals. Axis deer, feral pigs, and other invasive species can damage agricultural crops and livestock and Hawaii's native species, ecosystems, and cultural and historic resources. Allowing for the donation of wild game to under-resourced communities provides a means to feed communities high quality sources of protein, while also creating an outlet for the removal of invasive species such as deer, goats, sheep, and pigs.

Your Committee has amended this measure by:

- (1) Changing the effective date to upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1266, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1266, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1085 Judiciary & Hawaiian Affairs on H.B. No. 16

The purpose of this measure is to allow:

- (1) Liquor licensees engaged in meal service to sell unopened beer, wine, and prepackaged cocktails with food for pick up, delivery, take out, or other means to be consumed off-premises; and
- (2) Class 4 Retail Dealer Licensees to deliver purchased liquor to a customer's vehicle at a nearby curbside or other designated location.

Your Committee received testimony in support of this measure from Craft 'Ohana, Waikiki Brewing, Lanikai Brewing Company, Mahalo Aleworks, Hana Koa Brewing Co., Big Island Brewhaus, Honolulu BeerWorks, Retail Merchants of Hawaii, Beer Lab Hawaii, Maui Chamber of Commerce, and two individuals. Your Committee received testimony in opposition to this measure from the Hawai'i Alcohol Policy Alliance and two individuals. Your Committee received comments on this measure from the Liquor Commission of the City and County of Honolulu.

Your Committee finds that, following the coronavirus disease 2019 pandemic, customer purchasing habits have shifted toward online sales and using curbside pick-up for their merchandise and meals. This measure authorizes liquor licensees to sell liquor for consumption off-premises and deliver liquor to a customer's vehicle in designated locations to meet the current patterns observed by customers.

Your Committee has amended this measure by:

- (1) Changing the effective date to upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 16, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 16, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Ganaden).

SCRep. 1086 Judiciary & Hawaiian Affairs on H.B. No. 642

The purpose of this measure is to:

- (1) Require check cashers to report suspected financial exploitation of elders and vulnerable adults in relation to check cashing;
- (2) Authorize a check casher to refuse to cash a check in situations of suspected financial exploitation; and
- (3) Provide immunity for check cashers acting in good faith.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs' Office of Consumer Protection, Department of Commerce and Consumer Affairs' Department of Financial Institutions, Hawaii Credit Union League, and Hawaii Bankers Association.

Your Committee finds that the financial exploitation of elders, particularly exploitation through check cashing and money order schemes, is an increasingly common form of elder abuse and can result in devastating consequences for its victims. This measure is intended to address the financial exploitation of the State's elderly by requiring check cashers to report suspected financial exploitation of elders and authorizing check cashers to refuse to cash a check in situations of suspected financial exploitation.

Your Committee has amended this measure by:

- (1) Exempting persons authorized to engage in business as a bank, trust company, savings bank, savings and loan association, financial services loan company, or credit union under the laws of the United States, any state or territory of the United States, or the District of Columbia; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 642, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 642, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1087 Judiciary & Hawaiian Affairs on H.B. No. 913

The purpose of this measure is to:

- (1) Amend the statutory duties of the Natural Energy Laboratory of Hawaii Authority (Authority); and
- (2) Require the Authority to conduct certain activities in a culturally sensitive and environmentally appropriate manner and to engage in community outreach and education.

Your Committee received testimony in support of this measure from one individual. Your Committee received testimony in opposition to this measure from Ocean Era, Inc. Your Committee received comments on this measure from the University of Hawai'i System and Natural Energy Laboratory of Hawaii Authority.

Your Committee finds that the Authority was established to facilitate research, development, and commercialization of natural energy resources and ocean-related research, technology, and industry in Hawaii and that the Authority administers the Hawaii Ocean Science and Technology Park in Kailua-Kona. Your Committee further finds that language added by this measure requiring the Authority to conduct certain activities in a culturally sensitive and environmentally appropriate manner is consistent with the Authority's long-standing mission statement and, according to the Authority, its annual reports dating back thirty years demonstrate its successful adherence to this philosophy.

Your Committee also finds that, except for projects relating to aquaculture of fish and the Ke Kai Ola hospital for juvenile monk seals, the Authority's research programs focus on invertebrate species. Because there are no provisions pertaining to invertebrates in the 1966 Animal Welfare Act and other sources cited by the Authority, and because of the cost of research protocols for species where an analysis might be supported by existing guidelines, your Committee finds that it would be better to require a member of the University of Hawaii Institutional Animal Care and Use Committee sit on the Authority's Research Advisory Committee, rather than require that all research proposals involving live animals be reviewed by an Institutional Animal Care and Use Committee member.

Accordingly, your Committee has amended this measure by:

- (1) Deleting the requirement that the Natural Energy Laboratory of Hawaii Authority comply with county laws, rules, regulations, and licensing and permitting requirements as part of its facility oversight duties;
- (2) Deleting the requirement that all research proposals involving live animals be reviewed by the University of Hawaii Institutional Animal Care and Use Committee prior to lease approval;
- (3) Amending the composition of the Natural Energy Laboratory of Hawaii Authority's Research Advisory Committee to require that a member of the University of Hawaii Institutional Animal Care and Use Committee be included; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 913, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 913, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1088 Judiciary & Hawaiian Affairs on H.B. No. 581

The purpose of this measure is to:

- (1) Require certain individuals attempting to serve as child custody evaluators to complete a training course on the dynamics of domestic violence every three years and submit a letter or certificate of completion of the training course to the Family Court; and
- (2) Establish standards for evaluations and reports by child custody evaluators in contested custody dispute cases.

Your Committee received testimony in support of this measure from the Hawai'i State Coalition Against Domestic Violence, Hawai'i Children's Action Network Speaks!, Hawaii Women's Coalition, and two individuals. Your Committee received testimony in opposition to this measure from the Judiciary, Hawaii Coalition for Child Protective Reform, and one individual. Your Committee received comments on this measure from one individual.

Your Committee finds that professionals who work before the Family Court and who have an impact on the safety and well-being of children and families need to understand the dynamics of domestic violence, including its lethality, subtlety, and prevalence. This measure ensures that child custody evaluators receive continuing education on the dynamics of domestic violence to better protect the interests of children who are the subject of child custody proceedings.

Your Committee has amended this measure by:

- (1) Deleting language that would have established standards for evaluations and reports by child custody evaluators in contested custody dispute cases; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 581, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 581, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1089 Judiciary & Hawaiian Affairs on H.B. No. 470

The purpose of this measure is to make permanent the definition of "provider" as it relates to entities eligible to provide no cost emergency shelter and related services to consenting minors, as amended by Act 23, Session Laws of Hawaii 2021.

Your Committee received testimony in support of this measure from the Hawai'i Youth Services Network, Stonewall Caucus of the Democratic Party of Hawaii, Residential Youth Services & Empowerment, Opportunity Youth Action Hawai'i, and three individuals. Your Committee received comments on this measure from the Department of Human Services and Office of Youth Services.

Your Committee finds that minors experiencing housing instability and homelessness need safe places to seek shelter and receive assistance. To address this, the Legislature enacted Act 23, Session Laws of Hawaii 2021 (Act 23), which established a means to provide shelter to unaccompanied youth experiencing homelessness without the need to obtain consent from a parent or guardian. Your Committee notes that despite the importance and success of Act 23, it is set

to sunset on June 30, 2023. This measure will ensure youth experiencing homelessness will continue to have the safe and secure shelter needed to stabilize, heal, and access resources.

Your Committee has amended this measure by:

- (1) Requiring a provider who renders no cost emergency shelter and related services to a minor to take steps to ensure that pertinent youth obtain and receive services from the juvenile justice or child welfare systems, as applicable, as required by the federal Runaway and Homeless Youth Act; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 470, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 470, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1090 Judiciary & Hawaiian Affairs on H.B. No. 350

The purpose of this measure is to establish that the exemption from mandatory reporting of child abuse or neglect by members of the clergy does not apply when the clergy member believes there exists a substantial risk that child abuse or neglect that is especially heinous, atrocious, or cruel, manifesting exceptional depravity, may occur in the reasonably foreseeable future.

Your Committee received testimony in support of this measure from the Department of Human Services, Stonewall Caucus of the Democratic Party of Hawaii, and two individuals.

Your Committee finds that exempting members of the clergy from mandatory reporting of suspected future child abuse or neglect creates a danger that extreme cases of abuse and neglect may never be reported to appropriate authorities if details of those cases were only revealed in the context of a penitential communication with the clergy. Your Committee believes there is merit to establishing a narrow carve out to the mandatory reporting exemption. Such a carve out will ensure the societal obligation to protect vulnerable minors remains intact by requiring clergy to report particularly extreme cases of child abuse and neglect while still maintaining the confidentiality of penitential communications.

Your Committee has amended this measure by:

- (1) Changing the effective date to upon its approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 350, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 350, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Kong).

SCRep. 1091 Judiciary & Hawaiian Affairs on H.B. No. 1319

The purpose of this measure is to allow operators of bicycles, motorcycles, and mopeds to proceed through an intersection on a steady red signal during certain hours if the traffic signal is controlled by a vehicle detection device that is inoperative due to the size or composition of the bicycle, motorcycle, or moped.

Your Committee received testimony in support of this measure from the Department of Transportation, Street Bikers United, and numerous individuals. Your Committee received testimony in opposition to this measure from the Honolulu Police Department and one individual. Your Committee received comments on this measure from one individual.

Your Committee finds that some traffic signals controlled by vehicle detection devices are not able to detect bicycles, motorcycles, or mopeds due to their size and weight, which creates the potential for operators to disregard the signal or wait for another motor vehicle to trigger the traffic signal. Your Committee further finds that this measure would allow Hawaii to follow the lead of several other states that have already passed varying "dead red" laws, which allow operators to proceed through a red traffic signal if they fail to trigger the traffic signal sensor.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1319, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1319, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1092 Judiciary & Hawaiian Affairs on H.B. No. 1154

The purpose of this measure is to:

- (1) Amend the Uniform Probate Code to:
 - (A) Allow courts to appoint emergency guardians for respondents who reside in psychiatric facilities, hospitals, and homeless shelters;
 - (B) Extend the appointment period for emergency guardians; and
 - (C) Clarify that guardians may consent to care, treatment, or service over the objection of wards; and
- (2) Require certain patients subject to emergency hospitalization to be assessed to determine whether a surrogate or guardian is needed to make appropriate health care decisions for the patient.

Your Committee received testimony in opposition to this measure from the Office of the Public Guardian, Commission to Promote Uniform Laws, American Civil Liberties Union of Hawai'i, and four individuals. Your Committee received comments on this measure from the Judiciary, Department of the Attorney General, Department of Health, Governor's Coordinator on Homelessness, Hawaii Disability Rights Center, Hawai'i Pacific Health, and The Queen's Health System.

Your Committee finds that existing law allows courts to appoint emergency guardians to avert substantial harm to a respondent's health, safety, and welfare. Your Committee believes that this authority should explicitly include situations where the respondent resides in a psychiatric facility, hospital, or homeless shelter.

Your Committee further finds that emergency departments may not always have access to psychiatrists and advanced practice nurses required to assess whether a person lacks decisional capacity and therefore needs a surrogate or guardian.

Accordingly, your Committee has amended this measure by:

- (1) Clarifying the authority for courts to appoint emergency guardians for respondents who reside in psychiatric facilities, hospitals, and homeless shelters;
- (2) Clarifying the patient and provider qualifications for assessments to determine whether a surrogate or guardian is needed for patients subject to emergency hospitalization; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1154, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1154, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1093 Judiciary & Hawaiian Affairs on H.B. No. 1336

The purpose of this measure is to:

- (1) Reduce the number of unnecessary arrests made in criminal cases by authorizing:
 - (A) A forty-eight hour grace period after a missed initial court appearance; and
 - (B) Officers to issue citations in lieu of making certain arrests;
- (2) Make meaningful reforms to the determination of eligibility for pretrial release and promote greater fairness and equity in the criminal courts by:
 - (A) Requiring that copies of the bail report be provided to the parties, including the defendant's counsel, no later than the commencement of the bail hearing;
 - (B) Establishing a rebuttable presumption that a defendant is entitled to pretrial release and requiring the prosecution to prove by a preponderance of the evidence that release of a defendant would be inappropriate, based on certain specified criteria;
 - (C) Requiring that bail be set in an amount affordable to the defendant, under certain circumstances;
 - (D) Prohibiting the denial of pretrial release based solely upon certain factors, such as the defendant's positive test for drug use;
 - (E) Requiring automatic issuance of no-contact orders in assaultive cases;
 - (F) Prohibiting a defendant from being arrested for a violation of conditions of release solely because the defendant tested positive for drug use;
 - (G) Requiring the prosecution, with respect to sanctions for violations of conditions of release, to prove by a preponderance of the evidence, based on certain specified criteria, that the defendant intentionally or knowingly violated reasonable conditions of release; and
 - (H) Requiring the court to enter certain findings into the record; and
- (3) Increase diversion from incarceration by:
 - (A) Allowing a request that the defendant be ordered to undergo a substance abuse assessment and treatment to be made any time before trial by any party representing the defendant or providing information to the court; and
 - (B) Prohibiting the revocation of parole or arrest of a parolee solely due to the person testing positive for drug use.

Your Committee received testimony in support of this measure from the Hawaii Correctional System Oversight Commission, Office of the Public Defender, Hawai'i Health & Harm Reduction Center, Community Alliance on Prisons, American Civil Liberties Union of Hawai'i, Ho'opono Na Mea Ola, Hawai'i Alliance for Progressive Action, and nine individuals. Your Committee received testimony in opposition to this measure from the Judiciary, Department of the Attorney General, Hawaii Paroling Authority, Office of the Mayor of the County of Hawai'i, Department of the Prosecuting Attorney of the City and County of Honolulu, Office of the Prosecuting Attorney of the County of Hawai'i, Hawai'i Police Department, Honolulu Police Department, State of Hawaii Organization of Police Officers, Hawaii Federation of Republican Women, Stolen Stuff Hawaii, American Bail Coalition, and seventeen individuals. Your Committee received comments on this measure from the Department of Public Safety.

Your Committee finds that the State's correctional facilities are overcrowded. There are multiple factors that are driving this overcrowding, such as arrests that are needlessly made when a citation to appear in court would have sufficed; pretrial incarceration of defendants who have been denied release based on the defendant's positive pretrial drug test; and arrests of individuals on parole who have tested positive for drug use. Your Committee further finds that unnecessary arrests and incarcerations can significantly jeopardize the defendant's housing and employment and set into motion a chain of economic and logistical hardships for the defendant's family. This measure, among other things, introduces meaningful reforms that promote greater fairness and equity in the criminal courts.

Your Committee has amended this measure by:

- (1) Deleting language that would have authorized a law enforcement officer to issue a citation in lieu of arrest for a felony offense;
- (2) Clarifying that a law enforcement officer issuing a citation in lieu of arrest must find and be reasonably satisfied that the person poses no significant danger to a specific or reasonably identifiable person or persons;
- (3) Requiring that copies of the bail report be provided to the parties as soon as available, rather than no later than the commencement of the bail hearing;
- (4) Repealing language that allowed bail to be denied where there is a serious risk that the person will flee;
- (5) Deleting language that would have established a rebuttable presumption that a defendant is entitled to pretrial release and required the prosecution to prove by a preponderance of the evidence that release of a defendant would be inappropriate, based on certain specified criteria;
- (6) Clarifying that one positive test for drug use shall not be the sole reason for:

- (A) The denial of release on bail, recognizance, or supervised release;
 - (B) A defendant being arrested for violations of conditions of release on bail, recognizance, or supervised release;
 - (C) Revoking parole or forfeiting credits; or
 - (D) Arresting a paroled prisoner;
- (7) Deleting language that would have allowed any party representing the defendant, or providing information to the court concerning the defendant, to request the court to order the defendant to undergo a substance abuse assessment and participate in any necessary treatment; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1336, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1336, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Hashimoto, Ilagan, Souza). Noes, 1 (Holt). Excused, 1 (Kong).

SCRep. 1094 Finance on H.B. No. 848

The purpose of this measure is to appropriate funds to establish new permanent support staff positions that are critical to sustaining daily operations for the initiatives at the Hawaii Institute for Marine Biology.

Your Committee received testimony in support of this measure from five individuals. Your Committee received comments on this measure from the University of Hawai'i at Manoa, Hawai'i Institute of Marine Biology, and School of Ocean and Earth Science and Technology at the University of Hawai'i.

Your Committee has amended this measure by changing the appropriations to unspecified amounts.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 848, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 848, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 1095 Finance on H.B. No. 1408

The purpose of this measure is to establish and appropriate funds for a Digital Equity Grant Program to award grants to applicants to deploy digital equity projects to covered populations in the State.

Your Committee received testimony in support of this measure from the State Council on Developmental Disabilities, AARP Hawai'i, Hawaii Broadband Hui, Hawaii Literacy, Kapolei Chamber of Commerce, and three individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Business, Economic Development, and Tourism; and University of Hawai'i System.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1408, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1408, H.D. 3.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kobayashi, Alcos).

SCRep. 1096 Finance on H.B. No. 485

The purpose of this measure is to require the Department of Health to issue new marriage certificates to individuals who have changed their gender, sex, and, if applicable, name, upon receipt of the required supporting documentation.

Your Committee received testimony in support of this measure from the Hawai'i Civil Rights Commission, Stonewall Caucus of the Democratic Party of Hawai'i, North Shore Ko'olau Diversity Collective, Hawai'i Friends of Civil Rights, Pride at Work – Hawai'i, Hawai'i Health & Harm Reduction Center, and sixteen individuals. Your Committee received comments on this measure from the Department of Health.

Your Committee has amended this measure by:

- (1) Making it effective upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 485, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 485, H.D. 3.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Alcos, Ward). Noes, none. Excused, none.

SCRep. 1097 Finance on H.B. No. 652

The purpose of this measure is to establish and appropriate funds for a Caregiver Workforce Support and Development Center to develop and expand the State's long-term and home- and community-based caregiver workforce to effectively care for Hawaii's aging population.

Your Committee received testimony in support of this measure from AARP Hawai'i, Healthcare Association of Hawaii, Kūpuna Caucus of the Democratic Party of Hawai'i, and seven individuals. Your Committee received comments on this measure from the Executive Office on Aging.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount; and

(2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 652, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 652, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1098 Finance on H.B. No. 948

The purpose of this measure is to:

- (1) Establish a two-year Child and Adolescent Crisis Mobile Outreach Team Pilot Program to provide additional support and expansion of services for existing crisis response services; and
- (2) Appropriate funds.

Your Committee received testimony in support of this measure from Hina Mauka, Hawai'i Youth Services Network, Hawaii Medical Association, Catholic Charities Hawai'i, and four individuals. Your Committee received comments on this measure from the Department of Health.

Your Committee has amended this measure by:

- (1) Specifying that an additional crisis mobile outreach team be located at a site on a neighbor island, to be determined by the Department of Health;
- (2) Changing the appropriation to an unspecified amount;
- (3) Providing for an appropriation allocation breakdown of unspecified amounts; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 948, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 948, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1099 Finance on H.B. No. 1263

The purpose of this measure is to:

- (1) Authorize the Director of Finance to use funds deposited into the Hawaii ABLE Savings Program Trust Fund for any expenses incurred in developing and administering the Hawaii ABLE Savings Program; and
- (2) Establish a position within the State Council on Developmental Disabilities of the Department of Health to support the Hawaii ABLE Savings Program.

Your Committee received testimony in support of this measure from the State Council on Developmental Disabilities, Disability and Communication Access Board, Hawaii Disability Rights Center, and one individual. Your Committee received comments on this measure from the Executive Office on Aging.

Your Committee has amended this measure by changing the appropriation to an unspecified amount.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1263, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1263, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1100 Finance on H.B. No. 1300

The purpose of this measure is to:

- (1) Establish provisional or associate-level licensure requirements for marriage and family therapists, mental health counselors, and psychologists and authorize insurance reimbursements in certain circumstances;
- (2) Allow psychologist license applicants to sit for the licensing examination before completing supervised experience requirements;
- (3) Allow the Board of Psychology to grant licensure waivers in certain circumstances for psychologists;
- (4) Authorize insurance reimbursements for services provided by a supervised social work intern in certain circumstances; and
- (5) Appropriate funds.

Your Committee received testimony in support of this measure from the Department of Public Safety; Hawaii Substance Abuse Coalition; Catholic Charities Hawai'i; Xplor Counseling, LLC; A Family Tree/Pono Roots Counseling Center; Kauhale Healing LLC; Ho'oulu Counseling; Anuhea St. Laurent – Marriage and Family Therapy LLC; Hawaii Psychological Association; AlohaCare; Pau Hana Counseling, LLC; The Hawaiian Islands Association for Marriage and Family Therapy; and numerous individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of the Attorney General, Department of Commerce and Consumer Affairs, Board of Psychology, National Association of Social Workers – Hawai'i, and Hawaii Medical Service Association.

Your Committee has amended this measure by:

- (1) Changing the means of financing of the appropriation from general fund revenues to the Compliance Resolution Fund under the Department of Commerce and Consumer Affairs;
- (2) Changing the appropriation and allocations to unspecified amounts; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1300, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1300, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1101 Finance on H.B. No. 80

The purpose of this measure is to:

- (1) Repeal the requirements for standards-based curriculum to be implemented in all classrooms in public schools and public school complexes and for public school complexes to use standards-based formative assessment tools to monitor student progress; and
- (2) Authorize public school complexes to develop rigorous classroom-based performance assessments, including the use of authentic assessments as part of classroom-based performance assessments.

Your Committee received testimony in support of this measure from the Hawai'i State Youth Commission, Hawaii State Teachers Association, Democratic Party of Hawai'i Education Caucus, and five individuals. Your Committee received comments on this measure from the Department of Education.

Your Committee has amended this measure by:

- (1) Removing the repeal of the requirements for standards-based curriculum to be implemented in all classrooms in public schools and public school complexes and for public school complexes to use standards-based formative assessment tools to monitor student progress; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 80, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 80, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Kobayashi). Noes, none. Excused, 1 (Ward).

SCRep. 1102 Finance on H.B. No. 244

The purpose of this measure is to:

- (1) Establish a Career and Technical Education Working Group to strengthen career and technical education in the State's public schools; and
- (2) Appropriate funds for costs associated with the Working Group.

Your Committee received testimony in support of this measure from the Democratic Party of Hawai'i Education Caucus and two individuals. Your Committee received comments on this measure from the Department of Education and Hawai'i P-20 Partnerships for Education.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 244, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 244, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1103 Finance on H.B. No. 850

The purpose of this measure is to establish and appropriate funds for:

- (1) One full-time equivalent (1.0 FTE) permanent complex area compassionate Ko'olaupoko trauma-informed resource teacher position; and
- (2) One full-time equivalent (1.0 FTE) permanent district educational specialist II position, to be located within the office of the Castle-Kahuku Complex Area Superintendent.

Your Committee received testimony in support of this measure from Wisdom Circles Oceania, Pacific American Foundation, and ten individuals. Your Committee received comments on this measure from the Department of Human Services, Department of Education, Office of Wellness and Resilience, State Council on Mental Health, and one individual.

Your Committee has amended this measure by:

- (1) Formally establishing the Trauma-Informed Education Program as a pilot program within the Department of Education;
- (2) Changing the appropriations to unspecified amounts; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 850, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 850, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1104 Finance on H.B. No. 1327

The purpose of this measure is to establish an income tax credit of up to \$500 per taxable year for qualified expenses incurred by teachers and other school personnel employed by the Department of Education, Hawaii State Public Library System, or as part of a Head Start Program in a school.

Your Committee received testimony in support of this measure from the Democratic Party of Hawai'i Education Caucus, Hawaii State Teachers Association, and one individual. Your Committee received comments on this measure from the Department of Taxation, Department of Budget and Finance, Department of Education, and Tax Foundation of Hawaii.

Your Committee has amended this measure by:

- (1) Changing the tax credit to an unspecified amount; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1327, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1327, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1105 Finance on H.B. No. 55

The purpose of this measure is to require the Department of Education to establish the Sustainable Community School Pilot Program to provide grants for the planning and implementation of community schools.

Your Committee received testimony in support of this measure from the Hawaii State Teachers Association, Democratic Party of Hawai'i Education Caucus, Hawai'i Association of School Psychologists, RAI Hawaii LLC, Island of Hawaii YMCA, Parents and Children Together, Science Camps of America, Partners in Development Foundation, Hawai'i Afterschool Alliance, Pioneering Healthier Communities Initiative, and five individuals. Your Committee received comments on this measure from the Department of the Attorney General, Department of Education, and Hawai'i 'Ohana Support Network.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 55, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1106 Finance on H.B. No. 540

The purpose of this measure is to require the Department of Education and public charter schools to provide free breakfast and lunch to all enrolled students beginning with the 2023-2024 school year.

Your Committee received testimony in support of this measure from the State Council on Developmental Disabilities, Hawaii State Teachers Association, Democratic Party of Hawai'i Education Caucus, Hawai'i Children's Action Network Speaks!, Hawai'i Food+ Policy, Malama Kaua'i, Obesity Prevention Task Force of the Hawai'i Public Health Institute, Kohana Family Farms, AlohaCare, Hawai'i Alliance for Progressive Action, Hawai'i Hunger Action Network, Hawai'i Foodbank, Good Food Movement, and sixteen individuals. Your Committee received comments on this measure from the Department of Education, Department of the Attorney General, State Public Charter School Commission, and Hawai'i Appleseed Center for Law & Economic Justice.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 540, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1107 Finance on H.B. No. 942

The purpose of this measure is to require each public school's and public charter school's administration to establish and appoint staff members to a Critical Emergency Response team.

Your Committee received testimony in support of this measure from two individuals. Your Committee received comments on this measure from the Department of the Attorney General, Department of Education, and two individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 942, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1108 Finance on H.B. No. 1412

The purpose of this measure is to:

- (1) Prohibit any contract or license agreement between a publisher and library in the State from:
 - (A) Precluding, limiting, or otherwise restricting the library from performing customary operational and lending functions;
 - (B) Restricting the library from disclosing any terms of its license agreements to other libraries; and
 - (C) Requiring, coercing, or enabling a library to violate laws regarding confidentiality of a patron's library records; and
- (2) Deem an offer or contract that contains the prohibited provisions as an unfair or deceptive act or practice and render the contract void and unenforceable.

Your Committee received testimony in support of this measure from the Department of Education. Your Committee received testimony in opposition to this measure from the Independent Book Publishers Association, Copyright Alliance, and Association of American Publishers. Your Committee received comments on this measure from the Hawaii State Public Library System.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1412, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1109 Finance on H.B. No. 503

The purpose of this measure is to:

- (1) Require the Board of Education to work with the Department of Education to analyze the need, impact, and feasibility of making computer science a graduation requirement; and
- (2) Require the Board of Education to determine whether making computer science a graduation requirement would be in the best interests of public school students and the public.

Your Committee received testimony in support of this measure from HawaiiKidsCAN, TechNet, Chamber of Commerce Hawaii, Code.org, and four individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Education and Board of Education.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 503, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Aiu, Kila, Kobayashi, Lamosao). Noes, none. Excused, none.

SCRep. 1110 Finance on H.B. No. 74

The purpose of this measure is to establish a five-year general excise tax exemption, beginning January 1, 2024, for amounts received from:

- (1) The servicing and maintenance of helicopters in an aircraft service and maintenance facility; or
- (2) The construction of a facility that services and maintains helicopters where at least seventy-five percent of the helicopters serviced and maintained annually in the facility are equipped with quiet technology.

Your Committee received testimony in support of this measure from the Department of Transportation. Your Committee received comments on this measure from the Department of Taxation, Tax Foundation of Hawaii, Aircraft Owners and Pilots Association, and Blue Hawaiian.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 74, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1111 Finance on H.B. No. 415

The purpose of this measure is to appropriate funds to the Department of Health to implement the recommendations of the Task Force on Mobility Management established pursuant to Act 214, Session Laws of Hawaii 2013.

Your Committee received testimony in support of this measure from the Disability and Communication Access Board, AARP Hawai'i, National Federation of the Blind, Hoopono, and ten individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Transportation and State Council on Developmental Disabilities.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 415, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1112 Finance on H.B. No. 306

The purpose of this measure is to appropriate funds for statewide research into ornamental ginger pathogens, prevention of the spread of ornamental ginger pathogens, production and distribution of pathogen-free ornamental ginger plants, and outreach to ornamental ginger producers.

Your Committee received testimony in support of this measure from the Hawai'i Floriculture and Nursery Association, Hawai'i Farm Bureau, Land Use Research Foundation of Hawaii, East O'ahu County Farm Bureau, Hawaii Cattlemen's Council, and three individuals. Your Committee received comments on this measure from the University of Hawai'i System.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 306, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 306, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1113 Finance on H.B. No. 609

The purpose of this measure is to appropriate funds for the establishment of three full-time equivalent (3.0 FTE) inspectors to perform meat inspection services.

Your Committee received testimony in support of this measure from the Office of the Mayor of the County of Maui; Aina Ho'okupu o Kilauea; Hawai'i Farm Bureau; Maui County Farm Bureau; Hawai'i Farmers Union United; Kohana Family Farms; Hawaii Cattlemen's Council, Inc.; and three individuals. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 609, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 609, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1114 Finance on H.B. No. 971

The purpose of this measure is to:

- (1) Establish the Agricultural Emergency Loan Revolving Fund, to be administered by the Department of Agriculture, to fund Class D emergency loans;
- (2) Provide a separate source of funding for agricultural emergency loans; and
- (3) Appropriate funds.

Your Committee received testimony in support of this measure by the Department of Agriculture, Ulupono Initiative, Hawai'i Farm Bureau, Hawaii Cattlemen's Council, and one individual.

Your Committee has amended this measure by changing the appropriations to unspecified amounts.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 971, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 971, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1115 Finance on H.B. No. 1149

The purpose of this measure is to appropriate funds to support the existing coconut rhinoceros beetle response positions and activities of the State.

Your Committee received testimony in support of this measure from the Department of Agriculture; Hawai'i Farm Bureau; Coordinating Group on Alien Pest Species; University of Hawaii Professional Assembly; Waimanalo Agricultural Association; Island Foodscaping; Contemporary Landscaping, LLC; Island Grower Supplies LLC; Natura Nursery; Happy Plants Nursery; Plant Hawaii; Carol Kwan Consulting LLC; and eleven individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources and University of Hawai'i System.

Your Committee has amended this measure by:

- (1) Changing the appropriations to unspecified amounts; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1149, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1149, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1116 Finance on H.B. No. 1150

The purpose of this measure is to appropriate funds to support the Hawaii Ant Lab in mitigating the effects of little fire ants in the State.

Your Committee received testimony in support of this measure from the Department of Agriculture, Department of Research and Development of the County of Hawai'i, Big Island Invasive Species Committee, Hawaii Ant Lab, Carol Kwan Consulting LLC, Hawai'i Farm Bureau, and seven individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources and Rescue of Animal Rights.

Your Committee has amended this measure by changing the appropriation to an unspecified amount.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1150, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1150, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1117 Finance on H.B. No. 1182

The purpose of this measure is to appropriate funds to the Department of Agriculture for the preparation of an environmental impact statement to drill non-potable water wells on individual parcels at Panaewa Agricultural Park.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau. Your Committee received testimony in opposition to this measure from the Department of Agriculture.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1182, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1182, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1118 Finance on H.B. No. 870

The purpose of this measure is to establish and fund a four-year Neighbor Islands Blind and Visually Impaired Service Pilot Program and working group to supplement existing statewide services by providing training and other services to neighbor island residents who are blind or visually impaired.

Your Committee received testimony in support of this measure from the National Federation of the Blind of Hawaii, National Organization of Parents of Blind Children, and eight individuals. Your Committee received comments on this measure from the Department of Human Services.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 870, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 870, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 1119 Finance on H.B. No. 1373

The purpose of this measure is to require the Department of Business, Economic Development, and Tourism to administer a workforce development incentive rebate program to provide rebates, in lieu of motion picture, digital media, and film production income tax credits, to eligible employers based on Hawaii W-2 wages paid for certain filming work.

Your Committee received testimony in support of this measure from the Department of Research and Development of the County of Hawaii; 'Ohina; SAG-AFTRA; Hawaii Media Inc.; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artists and Allied Crafts of the United States, Its Territories and Canada, AFL-CIO, CLC Local 665; Island Film Group; and three individuals. Your Committee received comments on this measure from the Department of Business, Economic Development, and Tourism; Department of Taxation; and one individual.

Your Committee has amended this measure by:

- (1) Changing the rebate amount equal to the percentage of certain Hawaii W-2 wages paid; rebate cap per employee; and aggregate cap per eligible employer to an unspecified percentage or amount, as applicable; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1373, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1373, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1120 Finance on H.B. No. 1082

The purpose of this measure is to make various amendments to the laws governing the medical use of cannabis, including:

- (1) Defining "waiting room" within a medical cannabis retail dispensing location and specifying who may have access to the waiting room;
- (2) Clarifying the Department of Health's rulemaking authority;
- (3) Establishing system access and integration requirements for the computer software tracking system for medical cannabis dispensaries;
- (4) Requiring the Department of Health to annually report to the Legislature on data captured using the computer software tracking system;
- (5) Amending the medical cannabis dispensary program licensing fee structure;
- (6) Adding or clarifying requirements for the dispensary program related to signage, types of permitted manufactured cannabis products, supervision of certain personnel who are onsite at a retail dispensing location or medical cannabis production center, and the continuing education and training program conducted by the Department of Health;
- (7) Clarifying that each day a violation of the Medical Cannabis Dispensary Program law occurs constitutes a separate violation;
- (8) Establishing annual reporting requirements for the Department of Health regarding the Medical Cannabis Patient Registry Program;
- (9) Requiring the Department of Business, Economic Development, and Tourism to submit a report to the Legislature analyzing aggregated de-identified information regarding the Medical Cannabis Patient Registry Program and Medical Cannabis Dispensary Program; and
- (10) Making various housekeeping amendments.

Your Committee received testimony in support of this measure from Metrc, Cure Oahu, and one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Department of Health, and Akamai Cannabis Consulting.

Your Committee has amended this measure by:

- (1) Changing the annual fee amounts for dispensary licenses and additional retail dispensing locations to unspecified amounts; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1082, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1082, H.D. 3.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1121 Finance on H.B. No. 567

The purpose of this measure is to:

- (1) Exempt certain projects of the Department of Hawaiian Home Lands from general excise taxes;
- (2) Make permanent the exemption of certain housing developed by the Department of Hawaiian Home Lands from school impact fee requirements;
- (3) Ensure that the \$600,000,000 appropriated to the Department of Hawaiian Home Lands in Act 279, Session Laws of Hawaii 2022, is available for expenditure until June 30, 2025; and
- (4) Make permanent the issuance of county affordable housing credits to the Department of Hawaiian Home Lands.

Your Committee received testimony in opposition to this measure from the Center for Hawaiian Sovereignty Studies. Your Committee received comments on this measure from the Department of Taxation, Department of Hawaiian Home Lands, Department of Education, School Facilities Authority, Tax Foundation of Hawaii, and Land Use Research Foundation Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 567, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Cochran, Ward). Noes, none. Excused, 1 (Alcos).

SCRep. 1122 Finance on H.B. No. 679

The purpose of this measure is to amend the general fund appropriation for the Hawaii Housing Finance and Development Corporation under Act 236, Session Laws of Hawaii 2022, to ensure the State meets its American Rescue Plan Act maintenance of effort obligations.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 679, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 679, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 1123 Finance on H.B. No. 951

The purpose of this measure is to appropriate funds into and out of the Rental Housing Revolving Fund to be used to provide grants or loans to mixed-income rental projects or units for qualifying individuals and families.

Your Committee received testimony in support of this measure from Catholic Charities Hawai'i, Partners In Care, NAIOP Hawaii, Hawai'i Association of REALTORS, Housing Hawai'i's Future, and Highridge Costa Development Company. Your Committee received comments on this measure from the Hawaii Housing Finance and Development Corporation.

Your Committee has amended this measure by:

- (1) Changing the appropriations to unspecified amounts;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 951, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 951, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Garrett).

SCRep. 1124 Finance on H.B. No. 88

The purpose of this measure is to:

- (1) Require and appropriate funds for the University of Hawaii to establish a two-year program to study sand movement patterns and coastal erosion along a portion of the North Shore of Oahu, including the impact of sandbag walls, tarps, rocks placed in the shoreline, sand pushing, and coastal restoration on beach processes; and
- (2) Establish a temporary moratorium on the installation or use of sandbag walls unless authorized by an emergency permit from the Department of Land and Natural Resources.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, University of Hawai'i System, and one individual. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of the Attorney General.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 88, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Kila).

SCRep. 1125 Finance on H.B. No. 153

The purpose of this measure is to:

- (1) Amend the penalty amount per violation of the State Water Code, with the Commission on Water Resource Management to determine the amount of the penalty based on the circumstances of the violation; and
- (2) Appropriate funds for two full-time equivalent general professional positions within the Commission on Water Resource Management.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 153, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Kila).

SCRep. 1126 Finance on H.B. No. 202

The purpose of this measure is to authorize the Department of Land and Natural Resources to contract its review of proposed state projects, projects on privately owned historic property, and projects affecting historic properties to qualified third-party consultants if the Department will not be able to complete its review within sixty days.

Your Committee received testimony in support of this measure from the Maui Chamber of Commerce and Building Industry Association of Hawaii. Your Committee received testimony in opposition to this measure from the Society for Hawaiian Archaeology and one individual. Your Committee received

comments on this measure from the Department of Land and Natural Resources; Historic Hawai'i Foundation; NAIOP Hawaii; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 202, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Kila).

SCRep. 1127 Finance on H.B. No. 203

The purpose of this measure is to authorize the State Historic Preservation Division of the Department of Land and Natural Resources to employ professional and technical staff who may be permanently exempt from civil service laws.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources. Your Committee received testimony in opposition to this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 203, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Aiu, Garrett). Noes, none. Excused, 1 (Kila).

SCRep. 1128 Finance on H.B. No. 361

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources to continue the Green Jobs Youth Corps.

Your Committee received testimony in support of this measure from the Hawai'i State Energy Office, Hawai'i Energy, Holomua Collaborative, HPM Building Supply, The Nature Conservancy, Title Guaranty Hawaii, Kupu, Kua'aina Ulu 'Auamo, Hawaiian Host Group, Hawai'i Community Foundation, CARES, and five individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 361, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Kila).

SCRep. 1129 Finance on H.B. No. 418

The purpose of this measure is to appropriate funds for the repair of warning sirens on all islands of the State that are part of the All-Hazard Statewide Outdoor Warning Siren System.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Hawaii Emergency Management Agency.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 418, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1130 Finance on H.B. No. 755

The purpose of this measure is to:

- (1) Authorize the Department of Land and Natural Resources to adopt rules to prevent and respond to the introduction of aquatic nuisance species from discharges incidental to the normal operation of a vessel;
- (2) Establish penalties for violations; and
- (3) Contemplate the relationship between the federal Vessel Incidental Discharge Act of 2018, as amended, and state law.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Coordinating Group on Alien Pest Species, and one individual. Your Committee received testimony in opposition to this measure from Young Brothers, LLC; Hawaii Harbor Users Group; and Matson Navigation Company, Inc.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 755, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Aiu, Garrett, Lamosao, Alcos, Ward). Noes, none. Excused, 1 (Kila).

SCRep. 1131 Finance on H.B. No. 756

The purpose of this measure is to:

- (1) Require and appropriate funds for the Department of Land and Natural Resources to prepare plans and a program to facilitate voluntary relocation of residential development away from areas at risk of sea level rise;
- (2) Establish the Sea Level Rise Relocation Special Fund; and
- (3) Allow the exchange of public land for private land for the transfer of development rights or land exchanges to relocate private development away from high-risk areas, so long as the public interest is served.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources; Office of Planning and Sustainable Development; Surfrider Foundation, Hawai'i Region; and one individual. Your Committee received comments on this measure from the University of Hawai'i Sea Grant College Program and Climate Resilience Collaborative.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 756, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 13; Ayes with Reservations (Cochran, Alcos). Noes, 2 (Poepoe, Ward). Excused, 1 (Kila).

SCRep. 1132 Finance on H.B. No. 905

The purpose of this measure is to require the University of Hawaii, in consultation with the Commission on Water Resource Management, to develop a scope of work and cost analysis to complete a flexible groundwater model that proposes methods for determining the needs of traditional and customary Native Hawaiian practices, climate change projections, and groundwater dependent ecosystems.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Sierra Club of Hawai'i, and one individual. Your Committee received testimony in opposition to this measure from three individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 905, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Alcos). Noes, none. Excused, 1 (Kila).

SCRep. 1133 Finance on H.B. No. 952

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources to address the impacts of climate change in the State.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, University of Hawai'i Sea Grant College Program, Climate Resilience Collaborative, The Nature Conservancy, Kauai Climate Action Coalition, Energy and Climate Action Committee of the Environmental Caucus of the Democratic Party of Hawai'i, Community Advocacy Research Education Services, and four individuals. Your Committee received testimony in opposition to this measure from one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 952, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Kila).

SCRep. 1134 Finance on H.B. No. 993

The purpose of this measure is to require and appropriate funds for the Office of Planning and Sustainable Development, in consultation with each state agency having operational responsibilities over state facilities, to develop a standardized process to conduct vulnerability assessments for facilities owned and managed by the State at risk from sea level rise.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Department of Land and Natural Resources; Office of Planning and Sustainable Development; Hawai'i Climate Change Mitigation and Adaptation Commission; University of Hawai'i Sea Grant College Program; Climate Resilience Collaborative; and Imua Alliance.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 993, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Kila).

SCRep. 1135 Finance on H.B. No. 1090

The purpose of this measure is to:

- (1) Specify the methods by which the Department of Land and Natural Resources can issue new ocean recreation commercial permits and renew existing ocean recreation commercial permits; and
- (2) Establish an Ocean Recreation Commercial Permits Working Group to examine alternate methods of issuing new ocean recreation commercial permits and renewing existing ocean recreation commercial permits.

Your Committee received comments on this measure from the Department of Land and Natural Resources, Ocean Tourism Coalition, and Trilogy Excursions.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1090, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Cochran). Noes, none. Excused, 1 (Kila).

SCRep. 1136 Finance on H.B. No. 1183

The purpose of this measure is to exempt parking lot operations and operation of concessions at certain state parks from the bidding requirements for concessions operating on public property.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources. Your Committee received testimony in opposition to this measure from one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1183, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Kila).

SCRep. 1137 Finance on H.B. No. 1267

The purpose of this measure is to require the Department of Land and Natural Resources to develop and implement a management system for the Mākua and Keawa‘ula regions of Ka‘ena Point State Park to allow for improved management.

Your Committee received testimony in support of this measure from the Hawaii State Aha Moku and Protectors of Paradise. Your Committee received comments on this measure from the Department of Land and Natural Resources, Hydroponics Alternatives LLC, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1267, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Kila).

SCRep. 1138 Finance on H.B. No. 1394

The purpose of this measure is to appropriate funds for the operations and personnel of the Department of Land and Natural Resources' Division of Forestry and Wildlife to manage hotspots at trailheads as part of the Na Ala Hele Trail and Access Program.

Your Committee received testimony in support of this measure from eight individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1394, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1139 Finance on H.B. No. 1405

The purpose of this measure is to require and appropriate funds for the Commission on Water Resource Management and Division of Aquatic Resources of the Department of Land and Natural Resources, in partnership with the University of Hawaii and Department of Health, to conduct research on limu to understand the impacts of groundwater use on groundwater-dependent ecosystems.

Your Committee received testimony in support of this measure from Hawaii Food+ Policy and two individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1405, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Kila).

SCRep. 1140 Finance on H.B. No. 1089

The purpose of this measure is to establish a State Boating Facility Lease Pilot Program to allow the Board of Land and Natural Resources to lease one small boat harbor in its entirety by public auction, request for proposals, or direct negotiation, for private development, management, and operation.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources. Your Committee received testimony in opposition to this measure from the United Public Workers, AFSCME Local 646, AFL-CIO; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and five individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1089, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Cochran, Kahaloa, Poepoe). Noes, none. Excused, 1 (Kila).

SCRep. 1141 Finance on H.B. No. 1101

The purpose of this measure is to exempt from county stormwater user fees state departments that maintain and operate stormwater management systems that are interconnected to a county stormwater system and prohibit a county from denying services to the State for nonpayment of user fees.

Your Committee received testimony in support of this measure from the Department of Transportation. Your Committee received testimony in opposition to this measure from one member of the Honolulu City Council, the Department of Facility Maintenance of the City and County of Honolulu, Building Owners and Managers Association of Hawai‘i, and Hawai‘i Community Foundation. Your Committee received comments on this measure from the Tax Foundation of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1101, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, 3 (Cochran, Alcos, Ward). Excused, 1 (Kila).

SCRep. 1142 Finance on H.B. No. 1511

The purpose of this measure is to appropriate funds as a grant-in-aid to the City and County of Honolulu Board of Water Supply to:

- (1) Plan, design, and construct seven monitoring wells to collect data to understand the condition of the groundwater aquifer underneath and surrounding the Red Hill Bulk Fuel Storage Facility and its implications for Oahu's drinking water supply; and
- (2) An exploratory well on Oahu to meet future potable water requirements for the metropolitan area on Oahu.

Your Committee received testimony in support of this measure from the Honolulu Board of Water Supply, Ulupono Initiative, Sierra Club of Hawai‘i, Church of the Crossroads, and three individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1511, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15; Ayes with Reservations (Aiu, Alcos). Noes, none. Excused, 1 (Kila).

SCRep. 1143 Finance on H.B. No. 346

The purpose of this measure is to:

- (1) Require that the design of new state facilities be electric vehicle charger-ready;
- (2) Require the Hawaii State Energy Office, in consultation with the Department of Accounting and General Services and Department of Transportation, to determine the priority order for retrofitting state facilities, based on certain factors including location, expected future demand, estimated costs, other make-ready work, other planned improvements, and other relevant factors;
- (3) Establish the goal of the State to retrofit state facilities to be electric vehicle charger-ready; and
- (4) Appropriate funds for the Department of Accounting and General Services to install or contract for the installation of retrofits and electric vehicle charging systems at the selected state facilities.

Your Committee received testimony in support of this measure from the Department of Accounting and General Services, Department of Transportation, Kauai Women's Caucus, Climate Protectors Hawai'i, Ulupono Initiative, 350Hawaii.org, Environmental Caucus of the Democratic Party of Hawai'i, Wild Kids, Hawaiian Electric, Kauai Climate Action Coalition, and thirteen individuals. Your Committee received comments on this measure from the Hawaii State Energy Office, Big Island Electric Vehicle Association, and Blue Planet Foundation.

Your Committee has amended this measure by:

- (1) Clarifying the responsibilities of the Hawaii State Energy Office regarding the prioritization of existing state facilities for which the office will conduct cost assessments for retrofitting for electric vehicle charging infrastructure; and
- (2) Clarifying the purpose of the appropriation; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 346, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 346, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1144 Finance on H.B. No. 978

The purpose of this measure is to:

- (1) Authorize heads of purchasing agencies to issue requests for statements of qualification and establish lists of qualified providers for the purchase of treatment services;
- (2) Require certain contracts for treatment services to use an alternative applicable method of procurement; and
- (3) Increase the small purchase threshold for health and human services.

Your Committee received testimony in support of this measure from the Department of Human Services, Department of Accounting and General Services, and State Procurement Office.

Your Committee has amended this measure by:

- (1) Changing the small purchase threshold to an unspecified amount; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 978, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 978, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1145 Finance on H.B. No. 1363

The purpose of this measure is to:

- (1) Extend the period within which a county may adopt a surcharge on state tax, under certain conditions, from March 31, 2019, to December 31, 2023;
- (2) Authorize, in certain instances, the use of county surcharge revenues for housing infrastructure and operating or capital costs of walkways on county roads near public schools; and
- (3) Temporarily authorize counties that have previously adopted a surcharge on state tax to amend the uses of surcharge revenues.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation, Office of the Mayor of the County of Maui, two members of the Maui County Council, Maui Hotel & Lodging Association, and Land Use Research Foundation of Hawaii. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee has amended this measure by:

- (1) Clarifying that a county with a population equal to or less than 500,000 that adopts a county surcharge on state tax ordinance after December 31, 2022, shall only use the surcharge revenues for housing infrastructure; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1363, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1363, H.D. 3.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1146 Finance on H.B. No. 551

The purpose of this measure is to:

- (1) Prohibit the sale of flavored tobacco products and the mislabeling of e-liquids as nicotine-free;
- (2) Authorize the Department of Health to appoint, commission, or contract for services of inspectors to enforce the flavored tobacco ban; and
- (3) Establish and appropriate funds for two full-time equivalent program specialist positions and one full-time equivalent hearings officer position to administer inspections and enforcement.

Your Committee received testimony in support of this measure from the Department of Education, Department of Health, University of Hawai'i Cancer Center, one member of the Hawai'i County Council, Hawai'i Youth Services Network, Hawaii State Teachers Association, Americans for Democratic Action Hawai'i, Hawaii Primary Care Association, American Heart Association, Ka Ohana O Na Pua, Coalition for a Tobacco-Free Hawai'i, Pioneering Healthier Communities Initiative, Hawai'i Children's Action Network Speaks!, Hawai'i Public Health Association, American Lung Association in Hawai'i, Keiki Injury Prevention Coalition, Hawaii Association of Independent Schools, Opportunity Youth Action Hawai'i, Parents and Children Together, Campaign for Tobacco-Free Kids, Hawai'i Health & Harm Reduction Center, Tobacco-Free Kids Action Fund, Coalition for a Tobacco-Free Hawai'i's Youth Council, Hawaii Dental Association, University of Hawaii Student Health Advisory Council, Hawai'i State Youth Commission, Parents for Public Schools of Hawai'i, AlohaCare, Hawai'i Community Foundation, Save Medicaid Hawaii, Hawaii COPD Coalition, and numerous individuals. Your Committee received testimony in opposition to this measure from Aloha Petroleum; Minit Stop; Par Hawaii; Reason Foundation; Consumer Choice Center; Americans for Tax Reform; Hawaii Smokers Alliance; Cigar Association of America, Inc.; Taxpayers Protection Alliance; National Taxpayers Union; and fourteen individuals. Your Committee received comments on this measure from the Department of the Attorney General, National Hookah Community Association, and American Cancer Society Cancer Action Network.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 551, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Aiu, Alcos).

SCRep. 1147 Finance on H.B. No. 1011

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (13) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance; Hawai'i Health Systems Corporation; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1011, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1148 Finance on H.B. No. 351

The purpose of this measure is to establish a nonrefundable income tax credit for owners of condominium units whose association is increasing maintenance fees to comply with a county ordinance requiring an automatic fire sprinkler system or alternative fire prevention and fire safety system.

Your Committee received testimony in support of this measure from two individuals. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee has amended this measure by:

- (1) Changing the maximum tax credit amount per taxpayer and maximum aggregate tax credit amount per taxable year to unspecified amounts; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 351, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 351, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15; Ayes with Reservations (Cochran). Noes, none. Excused, 1 (Alcos).

SCRep. 1149 Finance on H.B. No. 1261

The purpose of this measure is to:

- (1) Beginning January 1, 2024, establish a program for the licensure, regulation, and oversight of special purpose digital currency companies in the State; and
- (2) Allow any company participating in the Digital Currency Innovation Lab on June 30, 2023, to continue operations if a complete licensure application is submitted to the Division of Financial Institutions of the Department of Commerce and Consumer Affairs by March 1, 2024.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs and Hawaii Technology Development Corporation. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Grassroot Institute of Hawaii.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1261, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1261, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1150 Finance on H.B. No. 521

The purpose of this measure is to:

- (1) Authorize and decriminalize the sale of raw milk and raw milk products directly to consumers for human consumption, subject to certain conditions; and
- (2) Authorize the sale of raw goat milk for pet consumption, subject to certain conditions.

Your Committee received testimony in support of this measure from five individuals. Your Committee received testimony in opposition to this measure from the Department of Agriculture, Department of Health, and Hawai'i Farm Bureau.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 521, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 521, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 12; Ayes with Reservations (Garrett, Kahaloa, Poepoe). Noes, 4 (Cochran, Kila, Kobayashi, Lamosao). Excused, none.

SCRep. 1151 Finance on H.B. No. 247

The purpose of this measure is to:

- (1) Increase the percentages of local agricultural products that certain state departments and the University of Hawaii System are required to purchase by certain deadlines;
- (2) Expand the annual reporting requirements to include total spending by certain market channels;
- (3) Require each relevant state department and the University of Hawaii System to include a corrective action plan in its respective report to the Legislature, should it not meet its benchmark;
- (4) Repeal the separate benchmark for the Department of Education that requires thirty percent of food served in public schools to consist of locally sourced products by 2030; and
- (5) Appropriate funds for the establishment of a farm-to-state liaison within the Office of the Governor to facilitate reporting requirements and the procurement of locally grown food.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau, Ulupono Initiative, Climate Protectors Hawaii, Kohana Family Farms, Hawai'i Farmers Union United, Hawai'i Alliance for Progressive Action, Hawai'i Cattlemen's Council, Hawai'i Public Health Institute, Good Food Movement, Hawai'i Appleseed Center for Law & Economic Justice, Maui Chamber of Commerce, and five individuals. Your Committee received testimony in opposition to this measure from the Department of Education and one individual. Your Committee received comments on this measure from the Department of Agriculture.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 247, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Kobayashi). Noes, none. Excused, none.

SCRep. 1152 Finance on H.B. No. 576

The purpose of this measure is to:

- (1) Require the Department of Land and Natural Resources, Department of Agriculture, and counties to collaborate on feral chicken management projects; and
- (2) Appropriate funds to establish one full-time equivalent natural resources management specialist position related to feral chicken management.

Your Committee received testimony in support of this measure from the Department of Customer Services of the City and County of Honolulu and seven individuals. Your Committee received testimony in opposition to this measure from the Department of Agriculture, Animal Rights Hawai'i, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 576, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Morikawa). Noes, none. Excused, none.

SCRep. 1153 Finance on H.B. No. 690

The purpose of this measure is to support local agricultural producers by establishing and appropriating funds for the Hawaii Agricultural Investment Program to provide a dedicated source of funding for the local agricultural sector.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau; Ulupono Initiative; Hawai'i Alliance for Progressive Action; Hawai'i Cattlemen's Council, Inc.; Hawai'i Farmers Union United; Good Food Movement; Local Food Coalition; and six individuals. Your Committee received comments on this measure from the Department of Agriculture and Humane Society of the United States.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 690, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1154 Finance on H.B. No. 852

The purpose of this measure is to expand the types of business activity eligible for participation in Hawaii's Enterprise Zone Program to include the processing of value-added agricultural products grown within an enterprise zone and the development or production of renewable energy.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Ulupono Initiative; Hawaiian Electric; Hawai'i Farm Bureau; Hawaii Food Industry Association; Hawaii Clean Power Alliance; and Hawai'i Gas. Your Committee received comments on this measure from the Department of Agriculture and Tax Foundation of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 852, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1155 Finance on H.B. No. 947

The purpose of this measure is to establish a food manufacturer tax credit for food manufacturers that produce value-added products.

Your Committee received testimony in support of this measure from Ulupono Initiative, Hawaii Food Industry Association, Chamber of Commerce Hawaii, Hawaii Food Manufacturers Association, Maui Chamber of Commerce, and one individual. Your Committee received comments on this measure from the Department of Taxation, Department of Agriculture, Hawai'i Technology Development Corporation, Hawai'i Farm Bureau, and Tax Foundation of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 947, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1156 Finance on H.B. No. 974

The purpose of this measure is to establish and appropriate funds for a Program Specialist position within the Department of Agriculture to perform a variety of roles relating to identifying, obtaining, and administering grants.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Farm Bureau, Ulupono Initiative, and Hawai'i Food+ Policy.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 974, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1157 Finance on H.B. No. 1383

The purpose of this measure is to support Hawaii's efforts at food import replacement by:

- (1) Establishing an Agricultural Import Replacement Task Force to identify the top ten fruit and vegetable imports to the State that can be commercially grown by farmers in the State; and
- (2) Establishing an agricultural import replacement tax credit to incentivize the production of fruits and vegetables identified by the Agricultural Import Replacement Task Force to eliminate the need to import those products into the State.

Your Committee received testimony in support of this measure from the Department of Agriculture, Food+ Policy, Ulupono Initiative, Hawai'i Farm Bureau, Hawai'i Farmers Union United, and one individual. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1383, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1158 Finance on H.B. No. 608

The purpose of this measure is to establish a temporary organic foods production tax credit to incentivize the production of these foods.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau, Hawai'i Farmers Union United, Hawai'i Alliance for Progressive Action, and four individuals. Your Committee received comments on this measure from the Department of Taxation, Maui Chamber of Commerce, and Tax Foundation of Hawaii.

Your Committee has amended this measure by:

- (1) Changing the amount of the tax credit to an unspecified amount;
- (2) Changing the annual aggregate cap on the tax credit to an unspecified amount; and
- (3) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 608, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 608, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1159 Finance on H.B. No. 610

The purpose of this measure is to establish a farm workforce retention tax credit for farm employers or owners of farm employers who employ eligible farm employees.

Your Committee received testimony in support of this measure from the Ulupono Initiative, Hawai'i Farm Bureau, Hawai'i Farmers Union United, Maui Chamber of Commerce, and one individual. Your Committee received comments on this measure from the Department of Agriculture, Department of Taxation, and Tax Foundation of Hawaii.

Your Committee has amended this measure by:

- (1) Changing the amounts of the tax credit to unspecified amounts; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 610, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 610, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1160 Finance on H.B. No. 612

The purpose of this measure is to establish an income tax credit to alleviate the high costs of production for Hawaii's farmers, ranchers, and fishers and incentivize growth in the agricultural sector.

Your Committee received testimony in support of this measure from the Department of Agriculture; Maui County Council; Ulupono Initiative; Hawaii Cattlemen's Council, Inc.; Hawai'i Farm Bureau; Maui Chamber of Commerce; and one individual. Your Committee received comments on this measure from the Department of Taxation, Hawai'i Farmers Union United, Kuwale Ridge Farms, Local Food Coalition, and Tax Foundation of Hawaii.

Your Committee has amended this measure by:

- (1) Changing the maximum amount of tax credit allowed to each eligible farmer to an unspecified amount; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 612, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 612, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1161 Finance on H.B. No. 619

The purpose of this measure is to establish an income tax credit for qualified farms that donate eligible food products or prepared food to food banks or food pantries located in the State.

Your Committee received testimony in support of this measure from the Maui County Council, Ulupono Initiative, Hawai'i Farm Bureau, Hawai'i Farmers Union United, Obesity Prevention Task Force, and two individuals. Your Committee received comments on this measure from the Department of Taxation, Department of Agriculture, and Tax Foundation of Hawaii.

Your Committee has amended this measure by:

- (1) Changing the tax credit amount to an unspecified percentage of the wholesale value of the food donated; and
- (2) Changing the maximum amounts of tax credits that may be claimed per qualified farm and per county in a year to unspecified amounts.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 619, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 619, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1162 Finance on H.B. No. 1350

The purpose of this measure is to appropriate funds for the Department of Agriculture to establish and implement a GroupGAP Food Safety Training and Certification Program.

Your Committee received testimony in support of this measure from the Department of Education, Office of the Mayor of the County of Maui, Department of Research and Development of the County of Hawai'i, North Shore Economic Vitality Partnership, Hawai'i Farm Bureau, Ulupono Initiative, Hawaii Fish Company, Hawai'i Food+ Policy, and four individuals. Your Committee received comments on this measure from the Department of Agriculture and University of Hawai'i System.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1350, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1350, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1163 Finance on H.B. No. 1235

The purpose of this measure is to appropriate funds for purchasing digital cameras for all adult correctional officer control rooms at state correctional facilities and body cameras for adult correctional officers to wear while on duty at state correctional facilities.

Your Committee received testimony in support of this measure from the Department of Public Safety, Hawaii Correctional System Oversight Commission, Community Alliance on Prisons, Opportunity Youth Action Hawai'i, Hawai'i Alliance for Progressive Action, and seven individuals. Your Committee received comments on this measure from the United Public Workers, AFSCME Local 646, AFL-CIO.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1235, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1164 Finance on H.B. No. 1049

The purpose of this measure is to:

- (1) Establish an income tax credit for certain expenses incurred by teachers;
- (2) Amend the taxable income bracket and income tax rate, personal exemption, and standard deduction amounts for taxable years beginning after December 31, 2022;
- (3) Adjust annually for tax years beginning after December 31, 2023, the amounts for certain deductions, exemptions, taxable income, and credits by a cost-of-living adjustment factor;
- (4) Increase the adjusted gross income amounts for the qualification of low-income credits; and
- (5) Increase the amount of the credits that assist working families.

Your Committee received testimony in support of this measure from the Office of the Governor; Department of Budget and Finance; Executive Office on Aging, Executive Office on Early Learning; Americans for Democratic Action Hawaii; Hawaii State Teachers Association; Early Childhood Action Strategy; Chamber of Commerce Hawaii; Commit to Keiki; HPM Building Supply; Holomua Collaborative; Hawai'i Children's Action Network Speaks!; Aloha United Way, Inc.; Hawai'i Alliance for Progressive Action; Title Guaranty of Hawai'i; Parents And Children Together; and numerous individuals. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from the Department of Education, Department of Taxation, Hawai'i Appleseed Center for Law & Economic Justice, Grassroot Institute of Hawaii, and Tax Foundation of Hawaii.

Your Committee has amended this measure by:

- (1) Removing the changes to the taxable income bracket and income tax rate, personal exemption, and standard deduction amounts for taxable years beginning after December 31, 2022;
- (2) Removing the provisions that annually adjust the income tax brackets, personal exemption, and standard deduction amounts, and refundable food/excise tax credit by a cost-of-living adjustment factor;
- (3) Removing the amendments to the earned income tax credit and refundable food/excise tax credit; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1049, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1049, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1165 Finance on H.B. No. 441

The purpose of this measure is to appropriate funds for:

- (1) The development of a database and data portal from data sources related to social vulnerability to climate change in the State, under certain conditions; and
- (2) The maintenance and updating of the data portal.

Your Committee received testimony in support of this measure from the Department of Health, Hawai'i Climate Change Mitigation & Adaptation Commission, Blue Planet Foundation, Imua Alliance, and three individuals. Your Committee received testimony in opposition to this measure from one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 441, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1166 Finance on H.B. No. 1326

The purpose of this measure is to:

- (1) Establish the Hawaii Zero Waste Initiative to, among other things, manage the State's transition to zero solid waste to the landfill or to incineration;
- (2) Establish the Packaging Waste Advisory Council;
- (3) Require the Department of Health to develop a statewide needs assessment to determine the resources required to reduce packaging waste;
- (4) Establish a Packaging Waste Reduction and Reuse Plan and Program; and
- (5) Appropriate funds for coordinator positions and for the Packaging Waste Advisory Council.

Your Committee received testimony in support of this measure from the Office of the Mayor of the County of Maui; two members of the Hawai'i County Council; Department of Research and Development of the County of Hawai'i; Department of Environmental Management of the County of Hawai'i; Sierra Club of Hawai'i; FoodWare; Hawai'i Reef and Ocean Coalition; Climate Protectors Hawai'i; 350Hawaii.org; NO POHŌ; Perpetual; Fair Wind Cruises; Just Zero; Upstream; Zero Waste O'ahu; Adaptations Inc.; Big Island Coffee Roasters; Blackmountainbeauty; Coconut Trader; CupZero; DeliverZero, Inc.; EarthEx, LLC; Hawaii Island Ocean Advocates; Hilo Bottle Shop; Kale'a Farms; Koko Kai Foods LLC; Muuse; Ocean Kind HI; Pop Culture Artisan Pops; Protea Zero Waste Store; SKY Kombucha; SUPERFUN Studio; The Conservationist Collective; The Locavore Store; Village Seeds Design LLC; Volcano Precious Plastic, LLC; Zero Waste Hale; Sojourner; Hana Hou Recycling; Blue Ocean Warriors; Christienne de Tournay Zero Waste Consultancy; Don't Waste Durham; Faith Alliance for Climate Solutions; Going Home Hawaii; Hanai Kaiaulu; Hawai'i Alliance for Progressive Action; Hawai'i Wildlife Fund; Ho'omalua Ke Kai; Kingdom Pathways; Plastic Pollution Coalition; Re-use Hawai'i; Sheffield Saves; Surfrider Foundation; The Last Plastic Straw; Zero Waste

Hawai'i Island; Zero Waste Maui Coalition; HULI PAC; Plastic Free Mail; Big Island Reef Keepers Hui; Energy & Climate Action and Agriculture & Food Security Committees of the Environmental Caucus of the Democratic Party of Hawai'i; Hawai'i State Association of Counties; Recycle Hawaii, Clean The Pacific; and numerous individuals. Your Committee received testimony in opposition to this measure from Island Plastic Bags, Inc.; Hawaii Food Manufacturers Association; Biodegradable Products Institute; Foodservice Packaging Institute; American Chemistry Council; The American Beverage Association; American Institute for Packaging and the Environment; Wine Institute; Consumer Technology Association; Glass Packaging Institute; Flexible Packaging Association; and one individual. Your Committee received comments on this measure from the Department of Budget and Finance, Department of Health, Chamber of Commerce Hawaii, and Plastics Industry Association.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1326, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Aiu, Kila, Alcos). Noes, none. Excused, none.

SCRep. 1167 Finance on H.B. No. 1396

The purpose of this measure is to:

- (1) Establish a pilot program within the Environmental Management Division of the Department of Health to work with each county to identify a priority area to expand the county sewage system or other centralized treatment system to connect individual properties in the priority area and reduce or eliminate cesspools in the identified area;
- (2) Appropriate funds to the Department of Health to provide planning grants to each county for a pilot cesspool conversion project;
- (3) Create a new Cesspool Conversion Section within the Department of Health's Wastewater Branch that is dedicated to facilitating the conversion of cesspools within the State;
- (4) Establish and appropriate funds for new full-time equivalent permanent positions within the new Cesspool Conversion Section for fiscal years 2023-2024 and 2024-2025 and additional full-time equivalent positions for fiscal year 2024-2025;
- (5) Re-establish the Cesspool Upgrade, Conversion, or Connection Income Tax Credit; and
- (6) Require the disclosure of certain material fact information regarding cesspools on real property to be included in mandatory seller disclosures for real property transactions.

Your Committee received testimony in support of this measure from the Department of Health, University of Hawai'i Sea Grant College Program, University of Hawai'i Water Resources Research Center, Hawai'i Climate Change Mitigation & Adaptation Commission, Hawaii Marine Education and Research Center, Ulupono Initiative, Environmental Caucus of the Democratic Party of Hawai'i, Public Access to SunScreens, WAI: Wastewater Alternatives & Innovations, Coral Reef Alliance, and four individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Taxation, Friends of Hanauma Bay, Hawai'i Association of REALTORS, Hawai'i Reef and Ocean Coalition, and Big Island Reef Keepers Hui.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1396, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1168 Finance on H.B. No. 1430

The purpose of this measure is to establish an Institute of Indigenous Education, Science, and Outreach within the University of Hawaii at Hilo through a collaboration between the University of Hawaii at Hilo Imiloa Astronomy Center and University of Hawaii at Hilo Hawaiian language college.

Your Committee received testimony in support of this measure from the University of Hawai'i at Hilo; Hale Kuamo'o Hawaiian Language Center, a division of Ka Haka 'Ula O Ke'elikōlani College of Hawaiian Language at the University of Hawai'i at Hilo; Kupuna for the Mo'opuna; Ke Kula 'O Nāwahīkalanī'ōpu'u; 'Aha Pūnana Leo; National Coalition of Native American Language Schools and Programs; Ukwanshin Kabudan; WP Rivers & Associates; Ke Kula 'O Nāwahīkalanī'ōpu'u Iki Laboratory Public Charter School; Association for Research and Repatriation of Indigenous Ryūkyū Remains; Pūnana Leo o Wai'anae; Pūnana Leo o Waimea; Pūnana Leo o Hāna; Pūnana Leo o Hilo; Pūnana Leo o Kaua'i; Pūnana Leo o Maui; Pūnana Leo o Kona; Pūnana Leo o Mānoa; Pūnana Leo o Ko'olau Poko; Pūnana Leo o Lahaina; Pūnana Leo o Nu'uuanu; Pūnana Leo o Waialua; and numerous individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1430, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1169 Finance on H.B. No. 933

The purpose of this measure is to require the Public Utilities Commission to use Universal Service Fund monies to provide free telecommunications access to certain information for individuals with print disabilities.

Your Committee received testimony in support of this measure from the Hawaii State Committee of Blind Vendors, Disability and Communication Access Board, National Federation of the Blind, Hoopono, National Organization of Parents of Blind Children, and seven individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Department of Human Services, Public Utilities Commission, and Hawaiian Telcom.

Your Committee has amended this measure by:

- (1) Inserting an appropriation of an unspecified amount; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 933, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 933, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1170 Finance on H.B. No. 258

The purpose of this measure is to appropriate funds to the University of Hawaii for the acquisition of the Saint Francis School campus located at 2707 Pamoia Road in Honolulu.

Your Committee received testimony in support of this measure from the University of Hawai'i System.

Your Committee has amended this measure by:

- (1) Authorizing the Board of Regents of the University of Hawaii to issue revenue bonds for the acquisition of the Saint Francis School campus located at 2707 Pamoia Road in Honolulu; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 258, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 258, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1171 Finance on H.B. No. 561

The purpose of this measure is to require any income tax credit established or renewed after December 31, 2023, to include a five-year sunset or an annual one-third reduction in the credit amount beginning with the sixth year of the credit.

Your Committee received testimony in opposition to this measure from Hawai'i Children's Action Network Speaks!, Hawaii Appleseed Center for Law & Economic Justice, and three individuals. Your Committee received comments on this measure from the Tax Foundation of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 561, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Ward). Noes, 1 (Cochran). Excused, 1 (Alcos).

SCRep. 1172 Finance on H.B. No. 1193

The purpose of this measure is to:

- (1) Extend the repeal date of the tax credit for research activities for an additional five years;
- (2) Add a maximum amount on the tax credit for research activities that a taxpayer and its related entities may be eligible for;
- (3) Consolidate the survey and certification requirements for the tax credit for research activities;
- (4) Change the annual aggregate amount of the tax credit for research activities to an unspecified amount;
- (5) Require certification of the tax credit for research activities on a first-come, first-served basis to be based on the date that a complete application is received, subject to certain conditions; and
- (6) Require a qualified high technology business and at least seventy-five percent of its employees to occupy a business address and location in the State to qualify for the tax credit for research activities.

Your Committee received testimony in support of this measure from Makai Ocean Engineering, Inc. Your Committee received comments on this measure from the Department of Taxation, Hawaii Technology Development Corporation, Oceanit, and Tax Foundation of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1193, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1173 Finance on H.B. No. 1384

The purpose of this measure is to establish an income tax credit to incentivize the development of the food manufacturing industry in Hawaii.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau, Ulupono Initiative, Chamber of Commerce Hawaii, and Hawaii Food Manufacturers Association. Your Committee received comments on this measure from the Department of Taxation, Department of Agriculture, Hawai'i Technology Development Corporation, and Tax Foundation of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1384, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1174 Finance on H.B. No. 233

The purpose of this measure is to establish a refundable child tax credit for Hawaii's working families, to be payable on a monthly basis.

Your Committee received testimony in support of this measure from Catholic Charities Hawai'i, Holomua Collaborative, Imua Alliance, Democratic Party of Hawai'i Education Caucus, aio Family of Companies, Early Childhood Action Strategy, Hawai'i Children's Action Network Speaks!, HPM Building Supply, Americans for Democratic Action Hawai'i, Hawaii Health & Harm Reduction Center, Hawai'i Workers Center, Hawai'i Alliance for Progressive Action, Hawai'i Women Lawyers, Title Guaranty of Hawai'i, IATSE Local 665, Hawai'i Gas, Aloha United Way, Hawai'i Community Foundation, Hawai'i Hunger Action Network, Hawai'i Foodbank, Hawaii Appleseed Center for Law & Economic Justice, and numerous individuals. Your Committee received comments on this measure from the Department of Taxation, Department of Budget and Finance, and Tax Foundation of Hawaii.

Your Committee has amended this measure by:

- (1) Changing the tax credit to an unspecified amount; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 233, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 233, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1175 Finance on H.B. No. 400

The purpose of this measure is to establish:

- (1) An employer-provided or employer-sponsored child care income tax credit for employers that provide or sponsor child care as an employee benefit; and
- (2) An employer child care property income tax credit for the purchase or acquisition of child care property by an employer for employer-provided child care.

Your Committee received testimony in support of this measure from the Hawaii Food Industry Association, Hawai'i Women Lawyers, Maui Chamber of Commerce, and one individual. Your Committee received comments on this measure from the Department of Taxation, Department of Budget and Finance, and Tax Foundation of Hawaii.

Your Committee has amended this measure by:

- (1) Amending both tax credit amounts by leaving unspecified the percentages of certain costs and tax liability and leaving unspecified the rate at which the employer child care property tax credit may be claimed; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 400, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 400, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1176 Finance on H.B. No. 493

The purpose of this measure is to amend the adjusted gross income brackets and credit amounts of the refundable food/excise tax credit.

Your Committee received testimony in support of this measure from the Hawai'i Health & Harm Reduction Center, Hawai'i Children's Action Network Speaks!, Hawaii Appleseed Center for Law & Economic Justice, and five individuals. Your Committee received comments on this measure from the Department of Taxation, Department of Budget and Finance, and Tax Foundation of Hawaii.

Your Committee has amended this measure by changing the refundable food/excise tax credit amounts to unspecified amounts.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 493, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 493, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1177 Finance on H.B. No. 607

The purpose of this measure is to establish an interisland produce shipping income tax credit for farmers or ranchers who ship produce and agricultural goods between the counties of the State.

Your Committee received testimony in support of this measure from the Ulupono Initiative; Hawaii Cattlemen's Council, Inc.; Hawaii Food Industry Association; Hawai'i Alliance for Progressive Action; Maui Chamber of Commerce; and two individuals. Your Committee received comments on this measure from the Department of Taxation, Department of Agriculture, Hawai'i Farm Bureau, Hawai'i Farmers Union United, and Tax Foundation of Hawaii.

Your Committee has amended this measure by:

- (1) Changing the following to unspecified amounts or percentages, as applicable:
 - (A) The amount of the tax credit;
 - (B) The maximum amount of the tax credit claimable per producer;
 - (C) The annual distribution amounts of the tax credit to various types of producers; and
 - (D) The total amount of tax credits allowed in any taxable year; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 607, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 607, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1178 Finance on H.B. No. 954

The purpose of this measure is to change the amount of the state earned income tax credit to an unspecified percentage of the federal earned income tax credit allowed based on an individual's federal income tax return.

Your Committee received testimony in support of this measure from the Early Childhood Action Strategy, Hawai'i Children's Action Network Speaks!, Hawai'i Health & Harm Reduction Center, Democratic Party of Hawai'i Education Caucus, Imua Alliance, Hawaii Appleseed Center for Law & Economic Justice, Hawai'i Alliance for Progressive Action, and six individuals. Your Committee received comments on this measure from the Department of Budget and Finance and Department of Taxation.

Your Committee has amended this measure by:

- (1) Inserting provisions to amend the taxable income bracket and income tax rate, personal exemption, and standard deduction amounts for taxable years beginning after December 31, 2022;
- (2) Inserting provisions that adjust annually for tax years beginning after December 31, 2023, the income tax brackets and personal exemption and standard deduction amounts by a cost-of-living adjustment factor; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 954, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 954, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1179 Finance on H.B. No. 1194

The purpose of this measure is to:

- (1) Establish the Hawaii Economic Development District Planning Organization to implement the United States Economic Development Administration-approved comprehensive economic development strategy;
- (2) Establish temporary full-time positions to support the Organization; and
- (3) Appropriate funds for the Organization and hiring of necessary staff.

Your Committee received testimony in support of this measure from the Office of Planning and Sustainable Development.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1194, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1194, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1180 Finance on H.B. No. 1362

The purpose of this measure is to allow certain entities to elect to pay Hawaii income tax at the entity level through pass-through entities.

Your Committee received testimony in support of this measure from Pas de Deux Hawaii, General Contractors Association of Hawaii, Activities & Attractions Association of Hawaii, Maui Paradise Properties, Maui Chamber of Commerce, and three individuals. Your Committee received comments on this measure from the Department of Taxation; Maui Brewing Co.; Pacific Rim Land, Inc.; Tax Foundation of Hawaii; and Grassroot Institute of Hawaii.

Your Committee has amended this measure by:

- (1) Clarifying that an election of a partnership or S corporation to be taxed as an electing pass-through entity in a tax year shall be irrevocable for that tax year and shall be binding on all partners, shareholders, and members of the electing pass-through entity;
- (2) Specifying that distributive shares and guaranteed payments of members who are corporations are not included in determining the tax imposed on an electing pass-through entity under this measure; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1362, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1362, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1181 Finance on H.B. No. 249

The purpose of this measure is to:

- (1) Transfer the Hawaii Child Nutrition Programs Agency from the Department of Education to the Department of Human Services; and
- (2) Appropriate funds for grants to be administered by the Hawaii Child Nutrition Programs Agency and for positions within the Program.

Your Committee received testimony in support of this measure from Kuwale Ridge Farms, Climate Protectors Hawaii, Kohana Family Farms, Hawai'i Farmers Union United, Hawai'i Public Health Institute, Hawaii Cattlemen's Council, Local Food Coalition, Hawai'i Alliance for Progressive Action, Hawaii Appleseed Center for Law & Economic Justice, Hawai'i Children's Action Network Speaks!, and seven individuals. Your Committee received comments on this measure from the Department of Education, Department of Human Services, and Hawaii Child Nutrition Programs.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 249, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1182 Finance on H.B. No. 622

The purpose of this measure is to:

- (1) Make the Prevent Suicide Hawaii Task Force within the Department of Health permanent;
- (2) Require the Task Force to focus on reducing the suicide rate among Native Hawaiians and Pacific Islanders in the State; and

(3) Require reports to the Legislature.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Department of Public Safety, Department of Human Services, Steering Committee of the Prevent Suicide Hawai'i Taskforce, Papa Ola Lokahi, Hawai'i Family Forum, Hawai'i Primary Care Association, The Queen's Health System, and seven individuals. Your Committee received comments on this measure from the Department of Health, Stonewall Caucus of the Democratic Party of Hawai'i, Rainbow Family 808, 'Ahahui o nā Kauka, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 622, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1183 Finance on H.B. No. 617

The purpose of this measure is to:

- (1) Establish an Oral Health Task Force to review information on the status of oral health in the State and make recommendations to improve oral health infrastructure in Hawaii; and
- (2) Appropriate funds for the hiring of staff to facilitate the work of the task force and develop a public dental health program in the State.

Your Committee received testimony in support of this measure from the Department of Human Services, State Council on Developmental Disabilities, Hawai'i Oral Health Coalition, Hawaii Disability Rights Center, Papa Ola Lokahi, Hawaii Dental Hygienists' Association, AlohaCare, The Queen's Health System, Hawai'i Children's Action Network Speaks!, and seven individuals. Your Committee received comments on this measure from the University of Hawai'i System, Department of Health, Hawaii Dental Association, and Hawaii Dental Hui.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 617, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1184 Finance on H.B. No. 1301

The purpose of this measure is to appropriate funds to the University of Hawaii Cancer Center for a multi-ethnic cohort study focusing on the social determinants of health, lifestyles, environmental exposures, and resilience factors of Native Hawaiians, Pacific Islanders, and Filipinos.

Your Committee received testimony in support of this measure from the American Cancer Society Cancer Action Network, Hawai'i Primary Care Association, and ten individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the University of Hawai'i System.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1301, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1185 Finance on H.B. No. 95

The purpose of this measure is to:

- (1) Increase the amount of funds available to candidates who qualify to participate in the partial public financing program;
- (2) Adjust the minimum amount of qualifying contributions certain candidates must receive to participate in the partial public financing program; and
- (3) Increase the matching fund payments to candidates in the partial public financing program for excess qualifying contributions.

Your Committee received testimony in support of this measure from two individuals. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from the Campaign Spending Commission, League of Women Voters of Hawaii, Americans for Democratic Action Hawai'i, HULI PAC, Kauhakō Ohana Association, Our Hawai'i, Hawai'i Alliance for Progressive Action, and numerous individuals.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 95, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 95, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1186 Finance on H.B. No. 384

The purpose of this measure is to implement certain portions of the Uniform Parentage Act of 2017 to replace the Uniform Parentage Act of 1973.

Your Committee received testimony in support of this measure from the Judiciary and Commission to Promote Uniform Laws. Your Committee received testimony in opposition to this measure from five individuals. Your Committee received comments on this measure from the Department of Human Services, Hawai'i Women Lawyers, and one individual.

Your Committee has amended this measure by:

- (1) Changing the fee schedule for family court determinations of a parent-child relationship from \$100 to an unspecified amount; and
- (2) Changing the surcharge for parent education for separating parties from \$50 to an unspecified amount.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 384, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 384, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1187 Finance on H.B. No. 586

The purpose of this measure is to:

- (1) Require and appropriate funds for the Judiciary to develop, implement, and administer an automated court appearance reminder system that generates text message and electronic mail notifications for scheduled future court appearances; and
- (2) Require a person making an arrest or issuing a citation to document the offender's mobile telephone number and electronic mail address or a mobile telephone number and electronic mail address at which the offender may be reliably contacted.

Your Committee received testimony in support of this measure from the Office of the Public Defender, Opportunity Youth Action Hawai'i, and four individuals. Your Committee received comments on this measure from the Judiciary and Department of the Prosecuting Attorney of the City and County of Honolulu.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 586, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 586, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1188 Finance on H.B. No. 37

The purpose of this measure is to abolish the Native Hawaiian Rights Fund of the Office of Hawaiian Affairs, pursuant to the recommendation made by the Office of the Auditor in Report No. 22-02, and lapse any unencumbered balance to the general fund.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs. Your Committee received comments on this measure from the Tax Foundation of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 37 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1189 Finance on H.B. No. 42

The purpose of this measure is to authorize candidates and their candidate committees to donate residual campaign funds to the state general fund or to the real property tax general fund of any county of the State.

Your Committee received testimony in support of this measure from one member of the Honolulu City Council. Your Committee received comments on this measure from the Campaign Spending Commission.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 42, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1190 Finance on H.B. No. 68

The purpose of this measure is to appropriate funds to establish a centralized statewide criminal pretrial justice data reporting and collection system pursuant to state law.

Your Committee received testimony in support of this measure from the Department of Public Safety, Criminal Justice Research Institute, Hawaii Correctional System Oversight Commission, Opportunity Youth Action Hawai'i, and Women's Prison Project. Your Committee received comments on this measure from the Department of the Attorney General and Department of the Prosecuting Attorney of the City and County of Honolulu.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 68, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1191 Finance on H.B. No. 92

The purpose of this measure is to:

- (1) Increase the fine for campaign spending law violations that may be assessed against a noncandidate committee that makes only independent expenditures and has received at least one contribution of more than \$10,000 or spent more than \$10,000 in an election period; and
- (2) Authorize the Campaign Spending Commission to order that the fine, or any portion of the fine, assessed against a noncandidate committee be paid from the personal funds of the officers of the noncandidate committee.

Your Committee received testimony in support of this measure from the Campaign Spending Commission and League of Women Voters of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 92 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1192 Finance on H.B. No. 126

The purpose of this measure is to enhance the penalty for bribery offenses:

- (1) Committed by elected or appointed public servants;
- (2) Involving a pecuniary benefit valued at over \$20,000; and
- (3) Committed by repeat offenders.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, Department of the Prosecuting Attorney of the City and County of Honolulu, Department of the Prosecuting Attorney of the County of Maui, and Honolulu Police Department. Your Committee received comments on this measure from the Department of the Attorney General.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 126, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1193 Finance on H.B. No. 277

The purpose of this measure is to amend the fine amounts for violating motor vehicle insurance requirements.

Your Committee received testimony in support of this measure from one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 277, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1194 Finance on H.B. No. 480

The purpose of this measure is to:

- (1) Amend the definitions of "special interest vehicle," "street rod replica vehicle," and "street rod vehicle" for purposes of the Hawaii Highway Safety Act, to be based on the age of the vehicle or parts used, rather than a certain year of manufacture; and
- (2) Clarify that the safety standards of certain special interest vehicles must meet those safety standards that were in effect at the time the vehicle was manufactured.

Your Committee received testimony in support of this measure from ten individuals. Your Committee received comments on this measure from the Department of Transportation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 480, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1195 Finance on H.B. No. 538

The purpose of this measure is to establish penalties for a property owner who fails to remedy a zoning violation, including being subject to a lien and foreclosure in certain situations.

Your Committee received testimony in opposition to this measure from the Oahu Short-Term Rental Alliance and numerous individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 538, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Aiu, Kahaloa, Kila, Kobayashi, Lamosao, Alcos, Ward). Noes, none. Excused, none.

SCRep. 1196 Finance on H.B. No. 582

The purpose of this measure is to:

- (1) Extend the time by which a civil action for childhood sexual abuse must be initiated, including an otherwise time—barred action; and
- (2) Authorize a court to require personnel of legal entities to undergo training on trauma—informed response.

Your Committee received testimony in support of this measure from Imua Alliance, CHILD USA, CHILD USA Advocacy, Sex Abuse Treatment Center, CARES Community Advocacy Research Education Services, and eight individuals. Your Committee received testimony in opposition to this measure from the Hawaii Insurers Council and American Property Casualty Insurance Association. Your Committee received comments on this measure from the Department of the Attorney General, Stonewall Caucus of the Democratic Party of Hawai'i, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 582, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1197 Finance on H.B. No. 719

The purpose of this measure is to provide more equitable access to government records by:

- (1) Imposing a cap on charges for the reproduction of certain government records;
- (2) Waiving the cost of duplication of government records provided to requestors in an electronic format;

- (3) Imposing a cap on charges for searching for, reviewing, and segregating records;
- (4) Providing for a waiver of fees when the public interest is served by a record's disclosure; and
- (5) Appropriating funds for two permanent, full-time positions within the Office of Information Practices.

Your Committee received testimony in support of this measure from the League of Women Voters of Hawaii, Society of Professional Journalists Hawaii Chapter, Life of the Land, All Hawaii News, Community Alliance on Prisons, Holomua Collaborative, and four individuals. Your Committee received testimony in opposition to this measure from the Department of Education. Your Committee received comments on this measure from the Department of Human Services, Department of Land and Natural Resources, Department of Commerce and Consumer Affairs, Department of Accounting and General Services, Department of Budget and Finance, Employees' Retirement System, Office of Information Practices, Hawaii Bulletin, Civil Beat Law Center for the Public Interest, and Grassroot Institute of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 719, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1198 Finance on H.B. No. 1113

The purpose of this measure is to:

- (1) Authorize the expenditure of State Highway Fund monies to maintain the Drug and Alcohol Toxicology Testing Laboratory;
- (2) Rename the State Drug and Alcohol Toxicology Testing Laboratory Special Fund, delay the sunset date of the Special Fund, and authorize monies in the Special Fund to be administered and expended by the Department of Transportation or appropriated as a grant-in-aid to the City and County of Honolulu Emergency Services Department to support the Laboratory; and
- (3) Appropriate funds for the establishment and maintenance of the Laboratory.

Your Committee received testimony in support of this measure from the Department of Transportation, Hawai'i Police Department, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1113, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1199 Finance on H.B. No. 1145

The purpose of this measure is to require all places of public accommodation and certain state buildings constructed after December 31, 2023, to provide universal changing accommodations in public restrooms.

Your Committee received testimony in support of this measure from the Hawaii State Council on Developmental Disabilities, Hawaii Disability Rights Center, Rainbow Family 808, Stonewall Caucus of the Democratic Party of Hawai'i, Hawai'i Family Caregiver Coalition, Epilepsy Foundation of Hawaii, and ten individuals. Your Committee received comments on this measure from the Hawai'i Civil Rights Commission.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1145, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1200 Finance on H.B. No. 1508

The purpose of this measure is to improve Native Hawaiian communities and culture by appropriating funds for:

- (1) A virtual marketplace that supports local artisans and businesses to adapt to e-commerce;
- (2) A physical co-working space and an innovation, entrepreneur, and resource center; and
- (3) The repatriation and reburial of Native Hawaiians nationally and internationally.

Your Committee received testimony in support of this measure from the Kapolei Chamber of Commerce and Council for Native Hawaiian Advancement. Your Committee received testimony in opposition to this measure from the Center for Hawaiian Sovereignty Studies. Your Committee received comments on this measure from the Department of Business, Economic Development, and Tourism.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1508, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1201 Finance on H.B. No. 1203

The purpose of this measure is to establish a nonrefundable employer child care tax credit for employers who provide or sponsor approved child care.

Your Committee received testimony in support of this measure from the Hawaii Food Industry Association, Chamber of Commerce Hawaii, Hawai'i Women Lawyers, Maui Chamber of Commerce, and one individual. Your Committee received comments on this measure from the Department of Human Services, Department of Taxation, Department of Budget and Finance, and Tax Foundation of Hawaii.

Your Committee has amended this measure by:

- (1) Changing the amount of the tax credit to unspecified percentages of certain costs; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1203, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1203, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1202 Finance on H.B. No. 892

The purpose of this measure is to appropriate funds to the Department of Law Enforcement to provide security at small boat harbors on Maui, including the hiring of three full-time equivalent positions.

Your Committee received testimony in support of this measure from Trilogy Corporation, Maui Adventure Cruises Inc., and five individuals. Your Committee received comments on this measure from the Department of Law Enforcement.

Your Committee has amended this measure by:

- (1) Changing the source of the appropriation from the general fund to the Boating Special Fund;
- (2) Changing the expending agency to the Department of Land and Natural Resources; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 892, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 892, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Kila).

SCRep. 1203 Finance on H.B. No. 908

The purpose of this measure is to amend the amount of conveyance tax collections to be deposited into the Land Conservation Fund.

Your Committee received testimony in support of this measure from the Legacy Land Commission; The Nature Conservancy, Hawai'i and Palmyra; Hawai'i Life Real Estate Brokers; Hawai'i Land Trust; Coastal Planners, LLC; Kupa'aina o Kuli'ou'ou; and four individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources, Tax Foundation of Hawaii, and Hawai'i Association of REALTORS.

Your Committee has amended this measure by changing the allocation cap to an unspecified amount.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 908, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 908, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1204 Finance on H.B. No. 1079

The purpose of this measure is to amend the State's water pollution laws to conform to definitions and civil penalty amounts pursuant to federal regulations and laws, consolidate separate water quality certification statutes into one section of law for clarity, clarify the authority of the Department of Health to conduct water quality certifications, and revise civil penalty amounts to ensure consistency within the Department of Health.

Your Committee received testimony in support of this measure from the Department of Health and Hawai'i Reef and Ocean Coalition.

Your Committee has amended this measure by:

- (1) Changing the civil penalty amounts authorized under the Environmental Court to unspecified amounts; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1079, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1079, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Kila).

SCRep. 1205 Finance on H.B. No. 15

The purpose of this measure is to authorize the State and counties to:

- (1) Place liens on real properties for unpaid civil fines resulting from violations of land use laws; and
- (2) Subject to adoption of appropriate and particular laws or rules establishing the power of sale, sell properties after all notices, orders, and appeal proceedings, if any, are exhausted and use those revenues to pay unpaid civil fines related to the property.

Your Committee received testimony in support of this measure from the Department of Land Natural Resources, one member of the Honolulu City Council, and Department of Planning and Permitting of the City and County of Honolulu. Your Committee received testimony in opposition to this measure from the Oahu Short-Term Rental Alliance and numerous individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 15, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1206 Finance on H.B. No. 546

The purpose of this measure is to require the Fuel Tank Advisory Committee to hold at least one regular meeting in each quarter of a calendar year and appropriate funds to obtain contractor support for additional meetings of the Committee.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Honolulu Board of Water Supply, and Church of the Crossroads. Your Committee received comments on this measure from the Department of Health, Sierra Club of Hawai'i, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 546, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1207 Finance on H.B. No. 562

The purpose of this measure is to:

- (1) Establish an exemption from applicable county permit requirements for repetitive construction projects for facilities under the control of the Department of Education, University of Hawaii, or School Facilities Authority; and
- (2) Specify that no contract for repetitive construction is exempt from federal, state, or county laws pertaining to flood plain management development standards.

Your Committee received comments on this measure from the Department of Land and Natural Resources, Department of Education, and School Facilities Authority.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 562, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1208 Finance on H.B. No. 953

The purpose of this measure is to:

- (1) Require the Department of Land and Natural Resources to:
 - (A) Develop and publish a website that includes the application processes for a permit, license, or reservation to conduct recreational and commercial activities in the State that are regulated by or under the jurisdiction of the Department; and
 - (B) Convert existing application processes into a digital format to be used on the website; and
- (2) Appropriate funds for the establishment of the website.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and one individual. Your Committee received comments on this measure from the Department of Business, Economic Development, and Tourism.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 953, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Alcos).

SCRep. 1209 Finance on H.B. No. 994

The purpose of this measure is to require and appropriate funds for the Office of Planning and Sustainable Development to perform a study to redefine rural district policies and standards and increase the effectiveness of the rural district in protecting agricultural working lands, identify strategies for expansion of the rural district through reclassification of agricultural lands to rural lands, and submit reports of its findings and recommendations to the Legislature.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Department of Agriculture; Office of Planning and Sustainable Development; and Hawai'i Farm Bureau.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 994, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (Cochran, Poepoe). Noes, none. Excused, none.

SCRep. 1210 Finance on H.B. No. 1035

The purpose of this measure is to establish protections for critical infrastructure information that is received or maintained by the Office of Homeland Security.

Your Committee received testimony in support of this measure from the state Department of Defense, Hawai'i State Energy Office, Hawai'i Office of Homeland Security, and Hawaiian Electric. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of the Attorney General and Office of Information Practices.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1035, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1211 Finance on H.B. No. 1036

The purpose of this measure is to formally establish the Hawaii State Fusion Center as a program under the Office of Homeland Security, to be transferred to the Department of Law Enforcement on January 1, 2024, and delineates its roles and responsibilities.

Your Committee received testimony in support of this measure from the Department of Law Enforcement, Department of Human Services, Department of Defense, and Hawaii Office of Homeland Security. Your Committee received testimony in opposition to this measure from one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1036, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1212 Finance on H.B. No. 1037

The purpose of this measure is to update the statutes regarding the Statewide Interoperable Communications Executive Committee to reflect the transfer of the Office of Homeland Security from the Department of Defense to the Department of Law Enforcement on January 1, 2024.

Your Committee received testimony in support of this measure from the Department of Law Enforcement, Department of Defense, and Office of Homeland Security. Your Committee received testimony in opposition to this measure from one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1037, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1213 Finance on H.B. No. 1371

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources to prepare a master plan for the Sand Island State Recreation Area that develops the concept of a "People's Park".

Your Committee received testimony in support of this measure from the Office of the Governor, The Pillars LLC, PA'I Foundation, Mauiola Ke'ehi, Mu'olaulani, Sand Island Business Association, and numerous individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1371, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1214 Finance on H.B. No. 1385

The purpose of this measure is to:

- (1) Establish a framework for designating certain public lands for redevelopment;
- (2) Amend generally applicable lease requirements for public lands to promote redevelopment;
- (3) Designate the public lands on the Waiakea Peninsula on Hawaii Island as the Waiakea Peninsula Redevelopment District; and
- (4) Appropriate funds for the Waiakea Peninsula Redevelopment District.

Your Committee received testimony in support of this measure from HPM Building Supply. Your Committee received testimony in opposition to this measure from the Department of Land and Natural Resources, League of Women Voters of Hawaii, Kūpuna for the Mo'opuna, and two individuals. Your Committee received comments on this measure from the Department of Budget and Finance and Office of Hawaiian Affairs.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1385, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Aiu, Cochran, Garrett, Kahaloa, Kila, Poepoe). Noes, none. Excused, none.

SCRep. 1215 Finance on H.B. No. 537

The purpose of this measure is to:

- (1) Include electronic smoking devices and e-liquids under the definition of "tobacco products" for purposes of cigarette tax and tobacco tax law; and
- (2) Repeal the Electronic Smoking Device Retailer Registration Unit under the Department of the Attorney General.

Your Committee received testimony in support of this measure from the Hawaii Primary Care Association, American Heart Association, Keiki Injury Prevention Coalition, Opportunity Youth Action Hawai'i, Parents And Children Together, Hawaii Health & Harm Reduction Center, Coalition for a Tobacco-Free Hawai'i's Youth Council, Papa Ola Lokahi, Hawaii Dental Association, Parents for Public Schools of Hawai'i, Coalition for a Tobacco-Free Hawai'i, Hawai'i Public Health Association, Save Medicaid Hawaii, Hawaii COPD Coalition, University of Hawaii Student Health Advisory Council, and nineteen individuals. Your Committee received testimony in opposition to this measure from the Consumer Choice Center, Americans for Tax Reform, Hawaii Smokers Alliance, Taxpayers Protection Alliance, National Taxpayers Union, and eight individuals. Your Committee received comments on this measure from the Department of Taxation, Department of the Attorney General, Department of Health, Hawaii Substance Abuse Coalition, Hawai'i Children's Action Network Speaks!, Tax Foundation of Hawaii, Campaign for Tobacco-Free Kids, American Cancer Society Cancer Action Network, and two individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 537, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Ward). Noes, none. Excused, 1 (Alcos).

SCRep. 1216 Finance on H.B. No. 647

The purpose of this measure is to update the definition of "beer" for purposes of the laws regulating intoxicating liquor and the liquor tax law.

Your Committee received testimony in support of this measure from Lanikai Brewing Company, Honolulu Beerworks, Beer Lab Hawaii, Kauai Beer Company, Mahalo Aleworks, Hana Koa Brewing Company, and one individual. Your Committee received comments on this measure from the Department of Taxation, Maui Brewing Company, and Big Island Brewhaus.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 647, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1217 Finance on H.B. No. 984

The purpose of this measure is to clarify, revise, and update Hawaii's firearms laws by:

- (1) Prohibiting firearms in certain locations and premises and providing for enhanced sentencing;
- (2) Requiring possession and disclosure of a license to carry;
- (3) Prohibiting an unsecured and unattended firearm in a vehicle;
- (4) Prohibiting consuming or being under the influence of alcohol, an intoxicating liquor, or a controlled substance when carrying a firearm;
- (5) Prohibiting carrying or possessing firearms on certain private property open to the public without express authorization;
- (6) Requiring annual reports from the Department of the Attorney General on carry licenses;
- (7) Amending the requirements for obtaining, and revocation of, firearms permits and licenses;
- (8) Amending the disqualification of persons from owning, possessing, or controlling a firearm; and
- (9) Expanding the qualified immunity for health care providers who provide information on firearms applicants to include physician assistants and advanced practice registered nurses.

Your Committee received testimony in support of this measure from the Department of the Attorney General; Department of Business, Economic Development, and Tourism; Office of Planning and Sustainable Development; Healthcare Association of Hawaii; Moms Demand Action for Gun Sense, Hawaii Chapter; Hawai'i Children's Action Network Speaks!; Brady Campaign to Prevent Gun Violence; Everytown for Gun Safety; Moms Demand Action for Gun Sense in America; Students Demand Action for Gun Sense in America; Giffords Law Center to Prevent Gun Violence; Hawaii Bankers Association; Hawaii Credit Union League; Building Owners and Managers Association of Hawai'i and numerous individuals. Your Committee received testimony in opposition to this measure from Hawaii Tactical, Hawaii Firearms Coalition, Pu'uloa Rifle and Pistol Club, Young Guns, National Rifle Association in Hawaii, and numerous individuals. Your Committee received comments on this measure from the University of Hawai'i System, Hawaii State Public Library System, Managing Director of the City and County of Honolulu, one member of the Hawaii County Council, Department of Transportation Services of the City and County of Honolulu, Honolulu Police Department, Church of the Crossroads, Hawai'i Chapter of the American Academy of Pediatrics, Hawai'i State Coalition Against Domestic Violence, and numerous individuals.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2023; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 984, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 984, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Ward). Noes, none. Excused, 2 (Aiu, Alcos).

SCRep. 1218 Finance on H.B. No. 1375

The purpose of this measure is to:

- (1) Establish the powers, duties, and responsibilities of the Destination Management Agency, including its Director and Commission;
- (2) Establish the Tourism Special Fund and County Assistance Special Fund, to receive allocations from transient accommodations tax revenue; and
- (3) Repeal the Hawaii Tourism Authority.

Your Committee received testimony in support of this measure from one individual. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Taxation; Department of Business, Economic Development, and Tourism; Office of Information Practices; Hawai'i Tourism Authority; Kohala Coast Resort Association; Tax Foundation of Hawaii; Maui Hotel & Lodging Association; Hawai'i Lodging & Tourism Association; and Maui Vacation Rental Association.

Your Committee has amended this measure by:

- (1) Changing the transient accommodations tax revenues allocation to the Tourism Special Fund and all deposits from the Tourism Special Fund to unspecified amounts; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 1375, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 1375, H.D. 3.

Signed by the Chair on behalf of the Committee.

Ayes, 13; Ayes with Reservations (Kahaloa, Kila, Kobayashi, Lamosao, Poepoe, Alcos). Noes, 1 (Ward). Excused, 2 (Cochran, Garrett).

SCRep. 1219 Consumer Protection & Commerce on H.C.R. No. 28

The purpose of this measure is to raise public awareness of the dangers posed by chronic kidney disease by designating the month of March as Hawaii Kidney Awareness Month.

The Department of Health, The Queen's Health System, Hawai'i Pacific Health, Hawai'i Public Health Institute, U.S. Renal Care, Chronic Disease Coalition, National Kidney Foundation of Hawaii, Hawaii Medical Association, and several concerned individuals supported this measure.

Your Committee notes that chronic kidney disease is one of the deadliest threats to the health and wellbeing of our communities. It is regarded by some as a "silent killer," as most individuals afflicted are unaware they have it and symptoms don't usually manifest until its later stages. Left untreated, chronic kidney disease progresses through five stages, the final of which is known as end stage kidney disease, which must be treated with kidney replacement or dialysis.

Your Committee also notes that minority populations suffer disproportionately from this disease. According to the National Kidney Foundation, black Americans are almost four times as likely as white Americans to develop kidney failure, and studies have shown that Native Hawaiians and Pacific Islanders living in the U.S. and Pacific territories have even higher rates of end stage kidney disease incidence.

In addition, because many local residents suffer from diabetes and high blood pressure, the two leading causes of kidney failure, chronic kidney disease is a particularly dangerous menace to the people of Hawaii. Hawaii's kidney failure rate is thirty percent higher than the national rate.

In light of the silent danger posed by chronic kidney disease and its prevalence in Hawaii, your Committee finds that increasing public awareness of this disease and promoting early testing and medical intervention will help to improve health outcomes for our communities.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 28 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
 Ayes, 7. Noes, none. Excused, 4 (Hashem, Hussey-Burdick, Gates, Lowen).

SCRep. 1220 Finance on H.B. No. 133

The purpose of this measure is to appropriate funds for the operating budget for the 2023-2025 fiscal biennium for beneficiary advocacy for the Office of Hawaiian Affairs.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 133, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 133, H.D. 1.

Signed by the Chair on behalf of the Committee.
 Ayes, 16. Noes, none. Excused, none.

SCRep. 1221 Finance on H.B. No. 382

The purpose of this measure is to appropriate funds for the operating and capital improvements costs of the Judiciary Branch for fiscal year (FY) 2023-2024 and FY 2024-2025.

As introduced, this budget measure appropriates:

	FY 2023-2024	FY 2024-2025
General Funds	184,740,378	188,940,776
All Means of Financing	213,681,891	201,786,529

Your Committee received testimony in support of this measure from the Judiciary, Hawaii State Bar Association, The Mediation Center of the Pacific Inc., Ku'ikahi Mediation Center, Collection Law Section of the Hawaii State Bar Association, Kauai Bar Association, Volunteer Legal Services Hawai'i, Appellate Section of the Hawaii State Bar Association, Legal Aid Society of Hawai'i, Hawai'i Access to Justice Commission, Starn O'Toole Marcus & Fisher, and six individuals. Your Committee received comments on this measure from the Domestic Violence Action Center.

Your Committee has amended this measure by:

- (1) Amending the budget provisions to appropriate:

	FY 2023-2024	FY 2024-2025
General Funds	183,190,060	187,805,425
All Means of Financing	217,356,573	200,651,178

- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 382, as amended herein, and recommends that it pass Third Reading in the form attached hereto as H.B. No. 382, H.D. 1.

Signed by the Chair on behalf of the Committee.
 Ayes, 16. Noes, none. Excused, none.

SCRep. 1222 Finance on H.B. No. 300

The purpose of this measure is to appropriate funds for the operating and capital improvement costs of the Executive Branch for fiscal year (FY) 2023-2024 and FY 2024-2025.

The prior Administration submitted an operating budget that totaled:

	<u>FY 2023-2024</u>	<u>FY 2024-2025</u>
General Funds	\$9,850,278,662	\$9,656,913,916
All Means of Financing	\$18,023,207,644	\$17,861,503,573

On February 13, 2023, the new Administration submitted changes to the operating budget that added:

	<u>FY 2023-2024</u>	<u>FY 2024-2025</u>
General Funds	\$743,146,927	\$677,976,795
All Means of Financing	\$866,843,710	\$750,095,280

The Administration submitted a capital improvement budget that totaled:

	<u>FY 2023-2024</u>	<u>FY 2024-2025</u>
General Funds	\$324,855,000	\$295,397,000
General Obligation Bonds	\$462,249,000	\$358,640,000
All Means of Financing	\$2,106,776,000	\$1,459,911,000

Testimony received on this measure may be found on the Legislature's website at <https://www.capitol.hawaii.gov/>.

Your Committee on Finance finds that unprecedented revenue growth in FY 2021-2022 of 29.1 percent catapulted tax collections and provided the State with an opportunity to provide support to critical programs, invest in infrastructure and natural resources, and provide tax relief to the most vulnerable in the State.

In 2022, the strategy in creating the FY 2022-2023 budget was to restore funding to critical programs that were cut during the pandemic, tackle long standing large one-time funding priorities, and enhance the State's ability to withstand an economic downturn by shoring up its reserve funds. The Legislature appropriated a total of \$1,884,000,000 as non-recurring, one-time expenditures, allocated as follows:

- (1) \$200,000,000 to provide infrastructure and classrooms for early learning and pre-kindergarten facilities;
- (2) \$256,000,000 to reduce the repair and maintenance backlog at schools;
- (3) \$328,000,000 for the Kalima legal settlement;
- (4) \$500,000,000 to strengthen the Emergency and Budget Relief Fund; and
- (5) \$600,000,000 to provide the Department of Hawaiian Home Lands with the ability to tackle their beneficiary waitlist.

National data confirms that what is happening in Hawaii is happening in the majority of states. In general, various factors drove these higher-than-expected revenue collections and projections, including:

- (1) Unprecedented federal aid that helped support businesses and unemployed workers;
- (2) Quicker-than-anticipated recoveries in the stock market and employment;
- (3) States' relatively recent authority to collect sales taxes from out-of-state online sellers; and
- (4) Job stability in higher-wage professions that were able to pivot to remote work.

Record funding levels of rainy-day funds and historic federal aid to state governments gave state budgets extra breathing room. Abundant federal aid staved off what could have been drastic cuts to state programs. Since 2020 and the start of the pandemic, the CARES Act, Consolidated Appropriations Act, and American Rescue Plan Act provided Hawaii with over \$23,900,000,000 that included support like enhanced unemployment insurance benefits, Supplemental Nutrition Assistance Program (SNAP) food assistance to all children in public schools, paycheck protection program benefits for businesses and employees, and economic impact rebate payments for low-income families.

The 2022 Infrastructure Investment and Jobs Act is set to provide additional support well into 2026. Hawaii is projected to receive over \$2,700,000,000 for infrastructure and programs that include cybersecurity, broadband and digital equity, energy and grid resilience, highways, airports, electric vehicle programs, and clean water and drinking water programs.

Article VII, section 9, of the Constitution of the State of Hawaii provides, "Notwithstanding any other provision to the contrary, the legislature shall establish a general fund expenditure ceiling which shall limit the rate of growth of general fund appropriations, excluding federal funds received by the general fund, to the estimated rate of growth of the State's economy as provided by law. No appropriations in excess of such ceiling shall be authorized during any legislative session unless the legislature shall, by a two-thirds vote of the members to which each house of the legislature is entitled, set forth the dollar amount and the rate by which the ceiling will be exceeded and the reasons therefor."

Your Committee on Finance finds that during the 2022 Regular Session, the Legislature adopted a budget that exceeded the general fund expenditure ceiling by \$839,710,089 or 8.14 percent. This was a direct result of funding \$1,884,000,000 in high priority non-recurring items. Such an approach balanced immediate needs with ongoing, recurring costs meant to be curbed by the expenditure ceiling.

The budget submitted by the Administration, if adopted in whole, would cause the expenditure ceiling to be exceeded by approximately \$230,900,000, or 2.2 percent, in FY 2023-2024 but is within the expenditure ceiling for FY 2024-2025.

According to the PEW Charitable Trusts' (PEW) Fiscal 50: State Trends and Analysis, despite surprising strength in revenues, most economic experts expect state tax revenue growth to temper substantially in fiscal 2023. Although higher-than-expected tax revenue growth and record financial reserves have improved budget conditions, states must navigate several looming challenges, including:

- (1) Slowing revenue growth as the economy weakens and monetary policy tightens;
- (2) Historically high inflation; and
- (3) Tapering of federal COVID-19 aid.

The clamor to spend is great, and there is an extraordinary amount of demand for expansion of state services and the creation of new programs. Your Committee on Finance appreciates and shares the concerns expressed by PEW, and believes that a judicious, cautious, targeted approach is needed in planning for a sustainable future for Hawaii.

The State's Council on Revenues (COR) met on March 7, 2023. Their updated revenue forecast is a crucial reminder of how quickly conditions can change. PEW's caution of slowing revenue growth was prophetic as the COR reduced the FY 2022-2023 revenue forecast from 5.5 percent to 2.0 percent and the FY 2023-2024 revenue forecast from 5.0 percent to 4.0 percent.

The annual impact to tax revenue is as follows:

- (1) FY 2022-2023: loss of \$327,800,000;
- (2) FY 2023-2024: loss of \$439,700,000; and
- (3) FY 2024-2025: loss of \$455,100,000.

The cumulative change in revenue for financial plan purposes is as follows:

- (1) FY 2022-2023: loss of \$327,800,000;
- (2) FY 2023-2024: loss of \$767,500,000; and
- (3) FY 2024-2025: loss of \$1,222,600,000.

Your Committee on Finance finds that the ending balances in the six-year financial plan have been dramatically impacted by the change in revenue projections. The judicious, cautious, targeted approach of your Committee aims to provide ongoing funding for critical programs, while at the same time infusing the budget with one-time expenditures designed to systematically tackle long neglected needs and provide long term structural stability in the budget.

Investments being made across the State in information technology and database systems, including the financial management system for all agencies, bring with them the promise of greater efficiency and transparency. According to the Office of Enterprise Technology Services' Independent Verification and Validation Reports for the financial management systems of the Department of Education and Department of Transportation – Highways Division, lessons learned as these systems were developed provide valuable insight to ensuring successful statewide development and implementation.

The promise of a system that will finally enable effective implementation of performance-based budgeting is critical to accomplishing long standing goals, such as eliminating homelessness rather than continuing to treat it as an emergency.

During periods of economic downturn, one weapon in the government arsenal to jump start the economy is to increase spending on capital projects. This time, however, such an approach would not yield positive results for the State. Pre-Session budget briefings by economists indicated that inflation and supply chain issues are already artificially increasing the cost of construction due to the volume of activity brought on by federal and military infrastructure spending, the ongoing mass transit rail project, and other public and private sector projects.

Recently, a state agency tasked with building affordable housing indicated that it would need an additional \$50,000,000 to complete ongoing projects. In other words, the State would have to pay \$50,000,000 more for zero additional affordable housing units. Cost escalation is making everything less affordable and impacting availability.

The budget submitted by the Administration in December 2022 indicated a general fund deferred maintenance backlog of \$1,281,116,008. This budget proposes to set aside \$1,000,000,000 to eliminate the backlog in deferred maintenance identified by state agencies over the next five years.

Deferred maintenance in state facilities is not the only infrastructure need. Your Committee on Finance finds that the State's natural resources are also in need of repair and maintenance and long-term support. To that end, this budget sets aside \$376,000,000 for the Department of Land and Natural Resources to invest in parks, ocean resources, aquatics, forestry, and wildlife.

The goal is not to spend all this money right away, but to strategically tackle these projects to ensure that the State gets the best value possible.

Although this budget has not included full funding for initiatives identified in the February 13, 2023, submittal to the Legislature, there are important recurring expenses that must be addressed before Adjournment Sine Die. Medicaid, health care, kupuna care, homeless services, climate change, and affordable housing continue to be priority issues.

Your Committee has amended this measure by appropriating the following for the operating budget:

	<u>FY 2023-2024</u>	<u>FY 2024-2025</u>
General Funds	\$11,415,362,901	\$9,291,279,330
All Means of Financing	\$19,901,440,959	\$17,827,543,062

Your Committee has further amended this measure by appropriating the following for the capital improvement budget:

	<u>FY 2023-2024</u>	<u>FY 2024-2025</u>
General Funds	\$364,095,000	\$278,047,000
General Obligation Bonds	\$847,952,000	\$324,940,000
All Means of Financing	\$2,509,563,000	\$1,389,655,000

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 300, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 300, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
 Ayes, 16. Noes, none. Excused, none.

SCRep. 1223 Human Services on H.R. No. 6

The purpose of this measure is to request that the Department of Human Services Med-Quest Division expand the types of qualified providers allowed to provide lactation consultant services for the Medicaid population in the State.

Your Committee received testimony in support of this measure from the Hawaii Medical Service Association and one individual. Your Committee received comments on this measure from the Department of Human Services and Academy of Lactation Policy and Practice.

Your Committee has amended this measure by:

- (1) Amending the title;
- (2) Requesting the Department of Commerce and Consumer Affairs to collaborate with Department of Human Services Med-QUEST Division on expansion on types of providers allowed to provide lactation consultant services to the State's Medicaid population;
- (3) Including Certified Lactation Counselors as a type of counselor to be included as a qualified provider.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 6, as amended herein, and recommends that it be referred to your Committee on Consumer Protection & Commerce in the form attached hereto as H.R. No. 6, H.D. 1.

Signed by the Chair on behalf of the Committee.
 Ayes, 7. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1224 Human Services on H.C.R. No. 7

The purpose of this measure is to request that the Department of Human Services Med-QUEST Division expand the types of qualified providers allowed to provide lactation consultant services for the Medicaid population of the State.

Your committee received testimony in support of this measure from the Midwives Alliance of Hawaii, Hawaii Medical Service Association, and four individuals. Your Committee received comments on this measure from the Department of Human Services

Your Committee has amended this measure by:

- (1) Amending the title;
- (2) Requesting the Department of Commerce and Consumer Affairs to collaborate with Department of Human Services Med-QUEST Division on expansion on types of providers allowed to provide lactation consultant services to the State's Medicaid population;

(3) Including Certified Lactation Counselors as the type of counselor to be included as a qualified provider.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 7, as amended herein, and recommends that it be referred to your Committee on Consumer Protection & Commerce in the form attached hereto as H.C.R. No. 7, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1225 Transportation on S.B. No. 385

The purpose of this measure is to establish registration and driver's licensing requirements for the operation of electric rickshaws.

Your Committee received testimony in support of this measure from the Department of Transportation and Las Vegas Tuk Tuk, LLC.

Your Committee finds that electric rickshaws are vehicles certified by the United States Department of Transportation and currently operate in thirty-two states. These "green" vehicles promote a sustainable means of transport and can assist the State in meeting its clean energy goals. This measure will establish requirements for the registration and operation of electric rickshaws in the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 385, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 385, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 1226 Transportation on S.B. No. 784

The purpose of this measure is to establish and appropriate funds for a one-year airline subsidy pilot program at Molokai airport to assist airlines in offsetting the costs of operation.

Your Committee received testimony in support of this measure from the Department of Transportation, Maui Chamber of Commerce, and four individuals. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that the needs of the Molokai community are not being met by the one operating air carrier that services that island. Your Committee further finds that a subsidy pilot program may help to encourage increased air carrier operations to Molokai, while making air travel to and from Molokai more accessible for the community.

Your Committee has amended this measure by:

- (1) Extending the duration of the pilot program to two years;
- (2) Extending the due date for the report to prior to the Regular Session of 2025 to reflect the extension of the pilot program;
- (3) Adding language from the Department of Attorney General specifying that this measure serves a public purpose;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 784, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 784, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 1227 Transportation on S.B. No. 1534

The purpose of this measure is to help the State adapt to the increased adoption of new modes of transportation by:

- (1) Replacing the \$50 annual vehicle registration surcharge fee with a mileage-based road user charge for electric vehicles beginning July 1, 2025;
- (2) Establishing a state mileage-based road usage charge of \$70;
- (3) Allowing owners of electric vehicles to choose between paying a \$70 registration surcharge in lieu of the state mileage-based road usage charge until June 30, 2028;
- (4) Requiring the Department of Transportation to develop a plan for the implementation of a state mileage-based road usage charge to encompass all passenger vehicles and light duty trucks by December 31, 2033; and
- (5) Repealing the existing State Highway Safety Council and establishing a new Hawaii Highway Safety and Modernization Council.

Your Committee received testimony in support of this measure from the Hawaii State Energy Office, Ulupono Initiative, Hawaii EV Association, and nine individuals. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from the Department of Transportation, Tax Foundation of Hawaii, Big Island Electric Vehicle Association, Hawaii Automobile Dealers' Association, Alliance for Automotive Innovation, and two individuals.

Your Committee finds that H.B. No. 1110, H.D. 1 (Regular Session of 2023), a substantially similar measure, was previously passed by the House.

Your Committee has amended this measure by:

- (1) Deleting its contents and inserting the contents of H.B. No. 1110, H.D. 1, which:
 - (A) Creates a mileage-based road usage charge for electric vehicles beginning July 1, 2025;

- (B) Repeals the \$50 annual vehicle registration surcharge for electric vehicles;
 - (C) Allows owners of electric vehicles a choice between paying a registration surcharge or per-mile road usage charge until 2028;
 - (D) Requires the Department of Transportation to develop a plan for the deployment of a mileage-based road usage charge program to encompass all passenger vehicles and light duty trucks by December 31, 2033; and
 - (E) Makes an appropriation out of state highway revenue bond funds, to be used with available federal funds, for the initial implementation of the state mileage-based road user charge; and
- (2) Clarifying the definition of electric vehicles as vehicles with three or more wheels;
 - (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
 - (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1534, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1534, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1228 Transportation on S.B. No. 1535

The purpose of this measure is to authorize the Director of Transportation to exempt certain ground transportation facility plans from historic preservation requirements and the environmental impact statement law, subject to certain conditions.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Department of Transportation, Department of Customer Services of the City and County of Honolulu, Hawai'i Bicycling League, and one individual. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from the Office of Planning and Sustainable Development.

Your Committee finds that this measure will allow the Department of Transportation to more quickly address the needs of the public when state-funded infrastructure improvements are necessary to accommodate pedestrians, bicyclists, and people on other mobility devices.

Your Committee notes the comments of the Office of Planning and Sustainable Development that the activities contemplated in this measure may already qualify for an exemption under the rules that govern chapter 343, Hawaii Revised Statutes (HRS). Therefore, your Committee requests that your Committee on Water & Land, should it choose to deliberate on this measure, examine whether the exemptions to chapter 343, HRS, in this measure are needed.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1535, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1535, S.D. 1, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1229 Tourism on S.B. No. 304

The purpose of this measure is to:

- (1) Establish a Visitor Impact Fee Program within the Department of Land and Natural Resources to collect a fee for a license to visit a state park, forest, hiking trail, or other state natural area; and
- (2) Establish and appropriate funds into and out of the Visitor Impact Special Fund for the Visitor Impact Fee Strategic Plan.

Your Committee received testimony in support of this measure from the Office of the Governor, Department of Land and Natural Resources, Hawai'i Tourism Authority, Hawai'i Climate Change Mitigation & Adaptation Commission, Office of Planning and Sustainable Development, Maui Hotel & Lodging Association, Conservation International, Kanu Hawai'i, Kua'āina Ulu 'Auamo, Kupu, Surfrider Foundation Hawai'i, The Nature Conservancy, Hawai'i Alliance for Community-Based Economic Development, Sustainable Coastlines Hawai'i, Blue Planet Foundation, Hawai'i Reef and Ocean Coalition, Hawai'i Forest & Trail, Trust for Public Land, Hawai'i Alliance for Progressive Action, Hawai'i Youth Climate Coalition, Wastewater Alternatives & Innovations, National Tropical Botanical Garden, Young Progressives Demanding Action, The Conservationist Collective, Pono Hawai'i Initiative, Wild Kids, Parley for the Oceans, Resources Legacy Fund, Malama Pūpūkea-Waimea, Hawai'i Land Trust, Mālama Learning Center, Papahānaumokuākea Marine Debris Project, Kuleana Coral Restoration, Zero Waste Hawai'i Island, Travel2Change, Mālama Maunaloa, Kailua Beach Adventures, Good Food Movement, Care About Climate, Protea Zero Waste Store, Agripelago, Native Ecosystem Services, Delphi Cinema, Keep It Simple Hawaii, North Shore Community Land Trust, Hawai'i Wildlife Fund, Kingdom Pathways, Kokonut Coalition, Excurinsure, Kokua Foundation, Hui Maka'āinana o Makana, Friends of Hanauma Bay, Imua Alliance, Maui Chamber of Commerce, Hawai'i Lodging & Tourism Association, Laukahi: The Hawaii Plant Conservation Network, and numerous individuals. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from the Kohala Coast Resort Association, Grassroot Institute of Hawaii, and Tax Foundation of Hawaii.

Your Committee finds that there is a critical need for additional and scaled revenue to protect, restore, and enhance the State's irreplaceable natural resources. While visitors play a substantial role in the State's economy, they also take a heavy toll on the State's natural resources that cannot be ignored. These resources are invaluable to the livelihoods of the State's residents and an integral driver of the State's economy. Your Committee believes that a transformational investment in the State's natural resources through a visitor impact fee program will provide a pathway to environmental and economic resilience for local communities and the visitor industry.

Your Committee has amended this measure by:

- (1) Specifying that penalties shall not begin until at least five years after the effective date;

- (2) Clarifying that the Department of Land and Natural Resources shall use best efforts to provide grant recipients access to any state lands or natural resources for purposes of a grant project under the Program;
- (3) Deleting conflicting language that would have required the Department of Land and Natural Resources to amend its rules to ensure that no license holder is assessed a separate entrance fee;
- (4) Inserting an appropriation of an unspecified amount for certain positions for the Visitor Impact Fee Program;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 304, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 304, S.D. 2, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Holt, Kong).

SCRep. 1230 Tourism on S.B. No. 797

The purpose of this measure is to:

- (1) Specify that primary and supplementary plan documents be listed in the public disclosure statement of a time sharing plan;
- (2) Clarify the manner in which the required disclosure of liens, title defects, or encumbrances on the titles of units may be made; and
- (3) Provide that a review of encumbrances be waived upon the certification from the developer that the time share interest is free and clear of blanket liens or that identifies all blanket liens.

Your Committee received testimony in support of this measure from the Marriott Vacations Worldwide Corporation, American Resort Development Association Hawaii, Hilton Grand Vacations, and one individual. Your Committee received testimony in opposition to this measure from UNITE HERE Local 5. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that under existing law, a time share plan must provide a disclosure statement to each buyer, listing all encumbrances on title to the time share unit owners. Listing all encumbrances can lead to a disclosure statement being overwhelmingly long, ultimately leading to consumers not thoroughly reviewing the disclosure statement. Your Committee further finds that when the State's time share law was first adopted in 1980, most time share plans were confined to a single site. However, modern time share plans frequently involve hundreds of units at dozens of sites and buyers typically do not receive a deed of a unit of any given site. This measure will update Hawaii's time share laws to reflect modern practices, thereby creating a more efficient process for the regulation of time shares in the State.

Your Committee has amended this measure by:

- (1) Deleting language that would have required supplementary plan documents to be listed in the public disclosure statement of a time sharing plan;
- (2) Requiring the public disclosure statement to include notice of other liens, title defects, or encumbrances impacting a purchaser's utilization of a property as the Director of Commerce and Consumer Affairs may require;
- (3) Allowing other liens, title defects, and encumbrances to be referenced on a website instead of in the public disclosure statement, along with a statement that the developer has determined these liens, title defects, and encumbrances are not expected to impact use of the property by a purchaser;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 797, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 797, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Holt, Kong).

SCRep. 1231 Tourism on S.B. No. 629

The purpose of this measure is to require contracts entered into by the Hawaii Tourism Authority for management of the Hawaii Convention Center facility to include marketing for all uses of the facility.

Your Committee received comments on this measure from the Hawai'i Tourism Authority.

Your Committee finds that existing law allows the Hawaii Tourism Authority to enter into separate contracts for the marketing of all uses of the Hawaii Convention Center and for the management, use, operation, or maintenance of the Center. Your Committee believes that it would be more efficient and a better use of taxpayer dollars to consolidate contracts relating to the Hawaii Convention Center to ensure proper management of the Center.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 629, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 629, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Holt, Kong).

SCRep. 1232 Tourism on S.B. No. 798

The purpose of this measure is to clarify that a developer is responsible for ensuring that the use of time share units located outside the State complies with zoning and land use laws and rules of the jurisdiction where the time share units are located but is not required to submit evidence of such compliance to register in Hawaii.

Your Committee received testimony in support of this measure from the Maui Hotel & Lodging Association, Marriott Vacations Worldwide Corporation, American Resort Development Association Hawaii, Hilton Grand Vacations, and one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs and one individual.

Your Committee finds that existing law authorizes the counties to designate areas appropriate for time sharing through county zoning laws. To enforce the zoning requirements, the Department of Commerce and Consumer Affairs requires developers to submit written confirmation that the time share is in compliance with zoning requirements, even for time shares located outside the State. Your Committee notes that existing law does not require written confirmation of zoning law compliance for time shares located outside the State. Currently, the Department of Commerce and Consumer Affairs is inundated with registration applications for time shares, with some applications taking years to process. This measure will reduce the backlog of registration applications for time shares by requiring a developer to ensure the time share is in compliance with the laws and rules of the jurisdiction in which the time share is located but not require the developer to submit proof of compliance to the Department of Commerce and Consumer Affairs.

Your Committee has amended this measure by:

- (1) Requiring certain information to be included in a developer's application for registration or annexation rather than requiring developers to ensure that out-of-state time share units in a time share plan are in compliance with laws of the jurisdiction where the units are located;
- (2) Clarifying that a developer is not required to submit any other evidence, other than the required information in a developer's application for registration or annexation, that an out-of-state time share unit is in compliance or not prohibited under the laws and regulations of the jurisdiction where the units are located;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 798, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 798, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Holt, Kong).

SCRep. 1233 Tourism on S.B. No. 799

The purpose of this measure is to:

- (1) Require, for time share plans that use title-holding trusts, the developer to submit a title report evidencing that the title vested in the trustee;
- (2) Require, for time share plans that use a notice of time share plan, the recordation of the notice and its submission; and
- (3) Require, for time share plans that use alternative arrangements, the recordation of any alternative arrangement documents.

Your Committee received testimony in support of this measure from the Marriott Vacations Worldwide Corporation, American Resort Development Association Hawaii, Hilton Grand Vacations, and one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that existing law requires that the sale of a time share interest may only close if the buyers are protected from the foreclosure of blanket liens, such as mortgages, that could result in the loss of a time share interest owned by a buyer. When registering a time share plan, the developer must submit a title report or title policy showing that the title has been conveyed to the trustee. However, your Committee notes that this is unnecessary as blanket lien protections are fully in place upon the initial registration of the time share project. This measure will streamline the review of time share registration filings and avoid duplicative paperwork.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 799, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 799, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Holt, Kong).

SCRep. 1234 Water & Land on S.B. No. 44

The purpose of this measure is to strengthen the State Water Code by:

- (1) Adding a minimum penalty of \$50 per violation and a maximum penalty of \$25,000 per violation of the State Water Code and making each day that a violation exists or continues to exist a separate offense;
- (2) Requiring the Commission on Water Resource Management to determine the amount of the penalty based on the circumstances of the violation; and
- (3) Appropriating funds for two full-time equivalent positions to ensure compliance and enforcement of the State Water Code.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and two individuals.

Your Committee finds that this measure clarifies what constitutes a violation of the State Water Code and how a penalty amount for a violation is determined.

Your Committee has amended this measure by:

- (1) Increasing the maximum penalty per violation of the State Water Code to \$60,000;

- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 44, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 44, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1235 Water & Land on S.B. No. 298

The purpose of this measure is to:

- (1) Authorize the Hawaii Emergency Management Agency to:
 - (A) Acquire any real, personal, or mixed property for the Agency's immediate or future use;
 - (B) Own, hold, improve, rehabilitate, sell, assign, exchange, transfer, convey, lease, or dispose of any real, personal, or mixed property acquired; and
 - (C) Acquire by condemnation real property for the Agency's immediate or future use; and
- (2) Excludes from the definition of "public lands" any lands to which the Hawaii Emergency Management Agency holds title.

Your Committee received testimony in opposition to this measure from the Office of Hawaiian Affairs, UNITE HERE Local 5, and one individual. Your Committee received comments on this measure from the Hawai'i Emergency Management Agency.

Your Committee finds that this measure will help the Hawaii Emergency Management Agency implement hazard mitigation efforts more efficiently and effectively by providing the Agency with additional flexibility to protect the people and property of the State.

Your Committee has amended this measure by:

- (1) Clarifying that lands to which the Hawaii Emergency Management Agency holds title, except crown and government lands, commonly referred to as "ceded lands", that were conveyed to the State by the Admission Act of 1959, are excluded from the definition of "public lands";
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 298, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 298, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1236 Water & Land on S.B. No. 786

The purpose of this measure is to require government entities to seek reimbursement for search and rescue expenses from persons who require rescue after ignoring warning signs, leaving a hiking trail to enter a prohibited area, or hiking on a trail closed to the public.

Your Committee received testimony in support of this measure from the Department of Law Enforcement, one member of the Honolulu City Council, Hawaii Fire Fighters Association, and five individuals. Your Committee received testimony in opposition to this measure from the Honolulu Police Department. Your Committee received comments on this measure from the Honolulu Fire Department and Hawaii State Fire Council.

Your Committee finds that existing state law authorizes government entities to seek reimbursement for search and rescue operations from certain persons or entities; however, the circumstances or results surrounding a search and rescue operation often make it difficult to seek reimbursement. This measure requires government entities to seek reimbursement in certain situations in which individuals needlessly endanger themselves and first responders.

Your Committee has amended this measure by:

- (1) Clarifying that a government entity is required to seek reimbursement for all or a portion, but no less than half, of search or rescue expenses if the need for the search or rescue was the result of the person:
 - (A) Leaving a hiking trail and entering state, county, or private property that is closed to the public and is marked with a sign giving notice of the closure; or
 - (B) Entering a hiking trail that is closed to the public and marked with a sign giving notice of the closure;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 786, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 786, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Ganaden). Noes, none. Excused, 1 (Hashem).

SCRep. 1237 Water & Land on S.B. No. 831

The purpose of this measure is to grant the Department of Agriculture the statutory power to own real, personal, or mixed property for immediate or future use.

Your Committee received testimony in support of this measure from the Department of Agriculture and Hawai'i Farm Bureau.

Your Committee finds that this measure would complement the Department of Agriculture's existing agricultural land, irrigation, and agricultural enterprise programs by providing more stable tenure and access to land under the State's control, thereby enhancing the State's agricultural industry.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 831, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 831, H.D. 1, and be referred to your Committee on Agriculture & Food Systems.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1238 Water & Land on S.B. No. 832

The purpose of this measure is to:

- (1) Authorize the School Facilities Authority to:
 - (A) Acquire real property from a county;
 - (B) Adopt administrative rules that supersede all other inconsistent ordinances and rules relating to the zoning of land and construction;
 - (C) Engage in commercial enterprise activities; and
 - (D) Contract to manage the leasing and property management of housing projects;
- (2) Exempt the School Facilities Authority from county assessments and state taxes;
- (3) Authorize state and county agencies to render services to the School Facilities Authority upon request of the Authority; and
- (4) Establish a deadline for the transfer of properties from the City and County of Honolulu to the Department of Education pursuant to Act 206, Session Laws of Hawaii 2017, as amended by Act 272, Session Laws of Hawaii 2019.

Your Committee received testimony in support of this measure from the School Facilities Authority and one individual. Your Committee received comments on this measure from the Department of Budget and Finance and City and County of Honolulu Department of Land Management.

Your Committee finds that the School Facilities Authority is charged with redeveloping the State's public schools into twenty-first century institutions. This measure affords the Authority additional resources and flexibility to accomplish its duties.

Your Committee notes the concerns raised by the Department of Budget and Finance in its written testimony regarding commercial activity, as a majority of school facilities were funded through tax-exempt general obligation bonds, which contain Internal Revenue Code restrictions on the private activity uses of these school facilities. Your Committee requests your Committee on Finance, should it deliberate on this measure, to consider removing the authorization for the School Facilities Authority to engage in commercial enterprise activities.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 832, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 832, S.D. 2, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1239 Water & Land on S.B. No. 1391

The purpose of this measure is to authorize the Board of Land and Natural Resources to place a lien on property for noncompliance with administrative enforcement actions for encroachments upon public lands.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawaii Reef and Ocean Coalition, and Surfrider Foundation Hawai'i Region.

Your Committee finds that this measure will aid the Department of Land and Natural Resources and the counties in resolving encroaching structures that are largely unpermitted or remain under an expired permit. This measure additionally provides remedies to ensure removal of expired temporary erosion control structures that have become de facto seawalls and encroachments on public lands.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1391, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1391, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1240 Water & Land on S.B. No. 1469

The purpose of this measure is to appropriate funds for the development of the First Responders Technology Campus and Cybersecurity Data Center on TMK 9-5-002-057.

Your Committee received testimony in support of this measure from the Department of Law Enforcement, Department of Transportation, Department of Defense, Hawai'i Office of Homeland Security, Office of Enterprise Technology Services, Hawai'i Emergency Management Agency, Hawai'i Community Development Authority, Hawai'i Technology Development Corporation, Colliers, and three individuals. Your Committee received testimony in opposition

to this measure from Environmental Caucus of the Democratic Party of Hawai'i, Our Revolution Hawaii, Kanehili Cultural Hui, 350 Hawaii, and eighteen individuals. Your Committee received comments on this measure from the Honolulu Police Department and one individual.

Your Committee finds that existing facilities are vulnerable to natural disasters and no longer meet the needs of our first responders. The ability to provide consistent uniform training for first responders will ensure that every county is staffed with well-trained personnel. This measure proposes to enhance emergency preparedness and resiliency by co-locating emergency response agencies for coordinated event, emergency, or disaster response efforts.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$50,000,000.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1469, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1469, S.D. 1, H.D. 1, and be referred to your Committee on Higher Education & Technology.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (Souza). Noes, 1 (Ganaden). Excused, 1 (Hashem).

SCRep. 1241 Water & Land on S.B. No. 67

The purpose of this measure is to prohibit a commercial vendor from presetting commercial beach equipment on any public beach under the jurisdiction of the Department of Land and Natural Resources, unless the customer is physically present.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Office of Hawaiian Affairs, Hawai'i Tourism Authority, and four individuals.

Your Committee finds that the presetting of commercial beach equipment on public beaches has been a long-standing issue that has generated many complaints. This measure seeks to strike a balance between residents' ability to freely enjoy Hawaii's beaches and the visitor industry's desire to provide amenities to their guests.

Your Committee has amended this measure by:

- (1) Applying it only to counties:
 - (A) With a population over 900,000; or
 - (B) With a population above 100,000 and below 180,000;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 67, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 67, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1242 Water & Land on S.B. No. 1286

The purpose of this measure is to facilitate the development of affordable housing by allowing the Hawaii Community Development Authority to lease certain real property for a term of ninety-nine years.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Hawai'i Community Development Authority; Stanford Carr Development; and Hawai'i YIMBY. Your Committee received opposition to this measure from one individual. Your Committee received comments on this measure from the Office of Hawaiian Affairs.

Your Committee finds that this measure would spur greater development of affordable housing by providing long-term leases to attract lenders and buyers.

Your Committee has amended this measure by:

- (1) Changing it to a pilot program to be conducted by the Hawaii Community Development Authority on one parcel of land in the Kakaako Community Development District;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1286, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1286, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1243 Water & Land/Economic Development on S.B. No. 837

The purpose of this measure is to authorize the Department of Business, Economic Development, and Tourism to:

- (1) Acquire real, personal, or mixed property;
- (2) Clear, improve, and rehabilitate and to sell, assign, exchange, transfer, convey, lease, dispose, or encumber the property; and
- (3) Acquire property by condemnation.

Your Committees received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; and Agribusiness Development Corporation. Your Committees received testimony in opposition to this measure from UNITE HERE Local 5 and four individuals. Your Committees received comments on this measure from the Department of Land and Natural Resources.

Your Committees find that authorizing the Department of Business, Economic Development, and Tourism to acquire properties that present financial opportunities for the State will stimulate economic growth and community revitalization. Your Committees further find that adding to the Department of Business, Economic Development, and Tourism's authority the ability to acquire and hold title to real, personal, or mixed property will ensure that the acquisition of title to any real property by the Department will not require the involvement of the Department of Land and Natural Resources or the approval of the Board of Land and Natural Resources.

Accordingly, your Committees have amended this measure by:

- (1) Clarifying that the Department of Business, Economic Development, and Tourism is authorized to acquire and hold title to real, personal, or mixed property; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the records of votes of the members of your Committees on Water & Land and Economic Development that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 837, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 837, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 8; Ayes with Reservations (Ganaden). Noes, none. Excused, none.

Economic Development: Ayes, 7; Ayes with Reservations (Hussey-Burdick, Pierick). Noes, none. Excused, 1 (Kong).

SCRep. 1244 Labor & Government Operations on S.B. No. 389

The purpose of this measure is to:

- (1) Require a new establishment, defined as a place of public accommodation or state building construction that is constructed after December 31, 2023, to provide universal changing accommodations that are equally accessible to men and women on each floor containing restrooms for public use, subject to certain hardship exemptions;
- (2) Make a violation of the universal changing accommodations requirement an unlawful discriminatory practice; and
- (3) Create a private cause of action for a violation, with defined remedies.

Your Committee received testimony in support of this measure from the State Council on Developmental Disabilities, Disability and Communication Access Board, Hawai'i Family Caregiver Coalition, Hawaii Disability Rights Center, Epilepsy Foundation, and four individuals. Your Committee received comments on this measure from the Department of Accounting and General Services, Hawai'i Civil Rights Commission, and Hawai'i State Public Library System.

Your Committee finds that by providing for universal changing accommodations, this measure would create a more inclusive environment for individuals who are unable to utilize conventional restroom facilities and allow these individuals to more fully enjoy and participate in community-based activities.

Your Committee has amended this measure by:

- (1) Changing the requirement for state building construction from construction occurring after December 31, 2023, to state building construction projects bid after June 30, 2024, where feasible and cost effective;
- (2) Requiring the universal changing accommodation to be provided at family restrooms instead of on each floor containing restrooms for public use;
- (3) Requiring a minimum of one universal changing accommodation at each family restroom that would accommodate any gender, rather than two universal changing accommodations that are accessible, one by women and one by men, or one universal changing accommodation accessible by both women and men;
- (4) Only requiring a universal changing accommodation at an enclosed restroom facility whose interior is not exposed to weather; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Judiciary & Hawaiian Affairs, should it deliberate on this measure, to consider whether the universal changing accommodation requirement should apply to places of public accommodation, as defined in section 489-2, Hawaii Revised Statutes, or only to state building construction.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 389, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 389, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1245 Labor & Government Operations on S.B. No. 696

The purpose of this measure is to:

- (1) Authorize the wages of other employees in comparable employment to be considered when computing the average weekly wages of an injured public board member, reserve police officer, police chaplain, reserve public safety law enforcement officer, sheriffs' chaplain, volunteer firefighter, volunteer boating enforcement officer, or volunteer conservation and resources enforcement officer; and
- (2) Clarify the computation of average weekly wages of an injured volunteer firefighter for workers' compensation benefits purposes.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations.

Your Committee finds that this measure will provide greater flexibility in computing the average weekly wages of an individual serving in the above capacities when injured and afford the injured individual benefits that may be better aligned with the services performed.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 696, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 696, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1246 Labor & Government Operations on S.B. No. 724

The purpose of this measure is to appropriate funds:

- (1) To enhance the Department of Human Resources Development's technology resources to enable the Department to better administer the State Human Resources Program, including human resources development and training, and central human resources services such as recruitment, examination, classification, pay administration, and payment of claims; and
- (2) For an unspecified number of positions in the Department of Human Resources Development.

Your Committee received testimony in support of this measure from the Department of Human Resources Development and Transform Hawai'i Government.

Your Committee finds that the Department of Human Resources Development's network infrastructure was last updated in 1994, and the Department's information technology systems require modernization to support current functions and future improvements. Your Committee notes that the Department estimates it will need \$2,584,850 to update its information technology systems, including network upgrades to energize all network lines, the purchase and installation of desktop and laptop computers and workstations, and a minimum of two information technology specialist positions.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 724, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 724, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1247 Labor & Government Operations on S.B. No. 726

The purpose of this measure is to repeal the administrative assistant position within the Department of Human Resources Development and reassign the responsibilities of the administrative assistant to the Director of Human Resources Development.

Your Committee received testimony in support of this measure from the Department of Human Resources Development.

Your Committee finds that the exempt administrative assistant position was created by Act 57, Session Laws of Hawaii 2019. This position is currently unbudgeted and unauthorized. Your Committee further finds that, according to the Department of Human Resources Development, the Legislature authorized a civil service administrative assistant VI position by Act 248, Session Laws of Hawaii 2022, which has since been established and filled as of November 1, 2022. This measure would repeal the exempt administrative assistant position referenced in section 26-5(f), Hawaii Revised Statutes, and reassign those critical responsibilities to the Director of Human Resources Development.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 726, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 726, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1248 Labor & Government Operations on S.B. No. 879

The purpose of this measure is to appropriate funds for the retention of employees of the Unemployment Insurance Division of the Department of Labor and Industrial Relations.

Your Committee received testimony in support of this measure from one individual.

Your Committee finds that the funds provided by this measure will help to retain staff with subject matter expertise as the Department moves toward modernizing its systems. Your Committee also notes that there are eight positions currently in House Bill No. 300, H.D. 1, Regular Session 2023, the State Budget, for this purpose.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 879, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 879, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1249 Labor & Government Operations on S.B. No. 1302

The purpose of this measure is to provide appropriations for collective bargaining cost items for the members of bargaining unit (5) and their excluded counterparts, including the cost of salary adjustments negotiated between the State and the bargaining unit representative for fiscal biennium 2023-2025.

Your Committee received testimony in support of this measure from the Department of Budget and Finance and Hawaii State Teachers Association. Your Committee received comments on this measure from one individual.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1302, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1302, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1250 Labor & Government Operations on S.B. No. 1311

The purpose of this measure is to repeal Act 192, Session Laws of Hawaii 2007, which requires the Employees' Retirement System to divest itself of investments in companies that provide support for genocide in Darfur, Sudan, and provide annual reports to the Legislature on the status of divestment.

Your Committee received testimony in support of this measure from the Employees' Retirement System Board of Trustees. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that genocide in Sudan has ceased and that Sudan is no longer on the terrorism watchlist. Section 8 of Act 192, Session Laws of Hawaii 2007, requires the repeal of this Act once specific criteria have been satisfied. Therefore, with specific criteria now being met, your Committee finds that repeal is appropriate.

Your Committee notes that this measure contains an effective date of upon approval.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1311, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1311, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1251 Labor & Government Operations on S.B. No. 1313

The purpose of this measure is to allow the Hawaii Employer-Union Health Benefits Trust Fund Board of Trustees to establish salaries for the Administrator and Chief Investment Officer of the Trust Fund.

Your Committee received testimony in support of this measure from the Hawaii Employer-Union Health Benefits Trust Fund Board of Trustees.

Your Committee finds that salaries for executive personnel in the private sector far outpace that of state employment. In order for the Hawaii Employer-Union Health Benefits Trust Fund to recruit and retain the most qualified individuals to administer the day-to-day activities of the Trust Fund, your Committee further finds that the Board of Trustees should be allowed to set the salaries for the positions of Administrator and Chief Investment Officer.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1313, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1313, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1252 Labor & Government Operations on S.B. No. 1384

The purpose of this measure is to:

- (1) Amend chapter 202, Hawaii Revised Statutes, to be consistent with the General Appropriations Act of 2021, Act 88, Session Laws of Hawaii 2021;
- (2) Rename the "Workforce Development Council" to the "Hawaii Workforce Development Board", and the "county workforce development board" to the "local workforce development board";
- (3) Require the Hawaii Workforce Development Board and local workforce development boards to develop written conflict of interest policies consistent with federal law and regulations;
- (4) Require the Governor to select the chairperson of the state board from among the private sector members appointed to the board; and
- (5) Repeal the requirement for the Department of Labor and Industrial Relations to submit an annual report to the Legislature on the activities of the K-12 agriculture workforce development pipeline initiative as no longer necessary.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations.

Your Committee finds that this measure will conform the nomenclature in the statutes relating to the Workforce Development Council and county workforce development boards. This measure will also require conflict of interest provisions to be developed, consistent with the Workforce Innovation and Opportunity Act and related federal regulations. In addition, Act 88, Session Laws of Hawaii 2021, eliminated the program identification number for the Workforce Development Council and transferred its appropriation and positions to the Workforce Development Division of the Department of Labor and Industrial Relations. This measure repeals certain powers of the Board in accordance with that shift and authorizes the transition of certain provisions and documents from the Workforce Development Council to the Department of Labor and Industrial Relations.

Your Committee has amended this measure by:

- (1) Conforming the conflicts of interest requirements to those in House Bill No. 1086 H.D. 1, its companion measure, which was previously passed by the House; and

(2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1384, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1384, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1253 Transportation on S.B. No. 823

The purpose of this measure is to:

- (1) Provide an exemption for flatbed trucks from registration renewals and initial registrations of motor carrier vehicles when used as marine terminal equipment temporarily moving in or between certain terminals; and
- (2) Add new terminal locales, times, and roadways to be covered under the exemption.

Your Committee received testimony in support of this measure from the Department of Transportation, International Longshore and Warehouse Union Local 142, and numerous individuals.

Your Committee finds that the existing law limits the public roadways upon which the marine terminal equipment may be operated without a valid motor vehicle registration. This measure allows for operational efficiencies in loading, offloading, and otherwise moving cargo. Your Committee further finds that to promote further efficiencies, the Department of Transportation has designed and is constructing facilities, including the Kapalama Container Terminal, that will allow cargo to move between terminals without the need to travel on state or county roads thereby alleviating traffic congestion on these roads.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 823, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 823, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1254 Human Services on S.B. No. 239

The purpose of this measure is to:

- (1) Establish the Child Care Accreditation Program within the Department of Human Services to assist licensed or registered child care providers in obtaining accreditation from a national early learning accrediting organization or an accrediting organization approved by the Director of Human Services;
- (2) Extend the date by which existing unaccredited service providers of the Preschool Open Doors Program must begin the accreditation process and obtain accreditation;
- (3) Appropriate funds for the Child Care Accreditation Program, including funding for one full-time equivalent position; and
- (4) Appropriate funds into and out of the Child Care Grant Program Special Fund for Child Care Accreditation Program grants.

Your Committee received testimony in support of this measure from the Executive Office on Early Learning, Early Learning Board, Early Childhood Action Strategy, Hawai'i Association for the Education of Young Children, Hawai'i Children's Action Network Speaks!, and nine individuals. Your Committee received comments on this measure from the Department of the Attorney General and Department of Human Services.

Your Committee finds that preschool and other early learning programs are critical for the development of young children in gaining essential skills, being prepared for school, and charting a course for lifelong success. Your Committee further finds that accreditation from a national early learning accrediting organization is one indicator that a child care program is providing a high-quality level of care. However, the accreditation process is expensive, time-consuming, and intensive.

Your Committee notes concerns previously raised by the Department of the Attorney General that because article X, section 1, of the Hawaii State Constitution prohibits the use of public funds for the support or benefit of any sectarian or nonsectarian private educational institution, the number of eligible child care facilities that would fall under the Child Care Accreditation Program may be limited.

Your Committee also finds that H.B. No. 261, H.D. 1 (Regular Session of 2023), a substantially similar measure, was previously passed by the House. That measure incorporates amendments previously suggested by the Department of the Attorney General, including standards by which the Department of Human Services is to distribute grant funds to program participants.

Accordingly, your Committee has amended this measure by:

- (1) Deleting its contents and inserting the contents of H.B. No. 261, H.D. 1, a measure that:
 - (A) Requires the Department of Human Services to establish and implement a Child Care Accreditation Program to support accreditation of licensed and registered child care providers through the provision of grants;
 - (B) Delays the deadlines for existing Preschool Open Doors Program service providers to commence the accreditation process and obtain accreditation;
 - (C) Appropriates funds for the Child Care Accreditation Program;
 - (D) Appropriates funds into and out of the Child Care Grant Program Special Fund for Child Care Accreditation Program grants; and
 - (E) Contains an effective date of June 30, 3000;
- (2) Clarifying that types of licensed and registered child care settings that are eligible for grants from the Child Care Accreditation Program;
- (3) Clarifying the definition of "private educational institution"; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee grants prior concurrence on this measure to your Committee on Consumer Protection & Commerce to make any amendments it deems necessary.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 239, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 239, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1255 Human Services on S.B. No. 1023

The purpose of this measure is to:

- (1) Appropriate funds for the Preschool Open Doors program;
- (2) Expand the types of entities from which Preschool Open Doors service providers may obtain accreditation;
- (3) Clarify the ages of children who can participate in the Preschool Open Doors program and the priority with which they should be served; and
- (4) Authorize the Preschool Open Doors Special Fund to accept federal funds.

Your Committee received testimony in support of this measure from the Office of the Lieutenant Governor, Department of Human Services, Executive Office on Early Learning, Early Learning Board, Kamehameha Schools, Stonewall Caucus of the Democratic Party of Hawai'i, Hawai'i Children's Action Network Speaks!, Commit to Keiki, Early Childhood Action Strategy, Hawai'i Community Foundation, Parents and Children Together, Chamber of Commerce Hawaii, and one individual. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that children who attend high-quality preschools are better prepared for success later in life. Your Committee further finds that the Executive Office on Early Learning's Public Pre-Kindergarten Program provides free public pre-kindergarten options in thirty-seven classrooms across thirty-four Department of Education campuses. Child care subsidies and tuition assistance programs, such as Preschool Open Doors, help eligible families afford child care and preschool tuition rates, thereby alleviating the financial burden many families face when attempting to access early learning opportunities. This measure expands access to both programs, which will provide more families with access to affordable high-quality early learning opportunities.

Your Committee notes the Department of Budget and Finance's objection in testimony to the inclusion of federal funds in the Preschool Open Doors Special Fund. Your Committee also notes the recommendation of the Department of Human Services that the accreditation requirements for child care facilities participating in the Preschool Open Doors Program be on a voluntary basis until the State's child care workforce is more stabilized or subsidized. Your Committee further notes the Department of Human Services' request that, should the expansion of the Preschool Open Doors Program to include three-year-old children be contemplated as a permanent expansion, any appropriation made in support of this program be included in the executive budget.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$39,836,000 for fiscal year 2024-2025.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1023, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1023, S.D. 1, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1256 Housing on S.B. No. 924

The purpose of this measure is to eliminate the home mortgage interest deduction for second homes under the state income tax law.

Your Committee received testimony in support of this measure from two individuals. Your Committee received testimony in opposition to this measure from the Hawai'i Association of REALTORS and one individual. Your Committee received comments on this measure from the Department of Taxation, Department of Budget and Finance, and Tax Foundation of Hawaii.

Your Committee finds that Hawaii is currently experiencing a housing shortage. By removing the mortgage interest deduction for second homes, this measure creates a disincentive to owning a second home, which could ultimately lead to an increase in the supply of homes available for residents to use as their primary residence.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 924, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 924, S.D. 2, H.D. 1, and be referred to your Committee on Economic Development.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Kila).

SCRep. 1257 Energy & Environmental Protection on S.B. No. 376

The purpose of this measure is to prohibit:

- (1) The mining, extraction, and removal of minerals from the seabed in all state marine waters; and
- (2) The issuance of any permit for or in connection with the development or operation of any facility or infrastructure associated with the mining, extraction, or removal of minerals from the seabed within state marine waters.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs; Sustainable Ocean Alliance Hawai'i; Parley for the Oceans, Hawai'i; Sierra Club of Hawai'i; Hawai'i Youth Climate Coalition; Hawai'i Wildlife Fund; Kauai Women's Caucus; Mālama Pūpūkea-Waimea; Hawai'i's Thousand Friends; Hawai'i Reef and Ocean Coalition; Sustainable Coastlines Hawai'i; Deep Sea Mining Campaign; National Parks Conservation Association; 350Hawaii.org; Oceanic Preservation Society; Environmental Caucus of the Democratic Party of Hawai'i; Surfrider Hawai'i; Rev Ocean; Blue Climate Initiative, Tetiaroa Society; Friends of Hanauma Bay; Benioff Ocean Science Laboratory; The Conservationist Collective; The Marine Mammal

Center; Marine Conservation Institute; The Ocean Foundation; Greenpeace USA; HULIPAC; Te Ipukarea Society; Animal Welfare Institute; For the Fishes; and thirteen individuals.

Your Committee finds that Hawaii's marine waters are home to rich, diverse, and globally significant ecosystems. Your Committee further finds that seabed mining poses risks to the State's marine ecosystems and existing ocean-dependent industries. This measure ensures that the State's marine environment remains protected by taking a precautionary approach to the potential harms of seabed mining.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 376, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 376, S.D. 2, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 1258 Energy & Environmental Protection on S.B. No. 445

The purpose of this measure is to:

- (1) Increase civil penalties for the violation of various pollution provisions; and
- (2) Establish and appropriate funds for one full-time equivalent (1.0 FTE) permanent environmental health specialist position within the Clean Water Branch of the Department of Health.

Your Committee received testimony in support of this measure from the Department of Health, Hawai'i Reef and Ocean Coalition, Environmental Caucus of the Democratic Party of Hawai'i, and four individuals.

Your Committee finds that pollution poses a significant threat to human health, the health of Hawaii's ecosystems, and the drinking water supply. Your Committee further finds that financial deterrence is an essential tool against potential violators of environmental protection laws. This measure supports efforts by the Department of Health to better implement and enforce environmental laws in the State, ensuring the health of Hawaii's unique and critical ecosystems.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 445, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 445, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 1259 Energy & Environmental Protection on S.B. No. 1154

The purpose of this measure is to authorize government agencies to wheel electricity that is produced by their own facilities from renewable energy sources, subject to certain conditions determined by the Public Utilities Commission.

Your Committee received testimony in support of this measure from Ulupono Initiative and Blue Planet Foundation. Your Committee received testimony in opposition to this measure from Life of the Land, Hawaiian Electric, Land Use Research Foundation of Hawaii, and one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Public Utilities Commission, and International Brotherhood of Electrical Workers Local 1260.

Your Committee finds that due to the rising price of electricity, many state departments and agencies face severe cost shortfalls. Your Committee further finds that readily available renewable energy is not being utilized because government agencies are not authorized to wheel electricity that is produced by their own facilities, which could lower electric bills for government agencies. This measure encourages the production of clean energy in the State and further supports the State's renewable energy goals.

Your Committee has amended this measure by:

- (1) Instead of authorizing intergovernmental wheeling, requiring the Public Utilities Commission to open a docket and set a procedural schedule to determine whether and by which rules a government agency may engage in wheeling of electricity produced at its own facilities from renewable sources;
- (2) Clarifying the objectives of the docket;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1154, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1154, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 1260 Energy & Environmental Protection on S.B. No. 459

The purpose of this measure is to appropriate funds from the Hydrogen Fueling System Subaccount within the Public Utilities Commission Special Fund for the Zero-Emission Vehicle Fueling System Rebate Program.

Your Committee received testimony in support of this measure from the Public Utilities Commission, Servco Pacific Inc., and Alliance for Automotive Innovation. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that as the State strives to reach its renewable energy goals, it is critical to fully evaluate the potential for hydrogen to contribute to Hawaii's energy needs. Global research and development show significant progress in understanding and establishing hydrogen as a clean and reliable fuel source. This measure supports additional clean energy infrastructure and clean mobility solutions for Hawaii's residents and visitors.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 459, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 459, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 1261 Energy & Environmental Protection on S.B. No. 839

The purpose of this measure is to:

- (1) Establish the Hawaii Electricity Reliability Surcharge Special Fund and Subaccount;
- (2) Require the Public Utilities Commission to:
 - (A) Establish reliability standards and interconnection requirements for all electric utilities and all users, owners, or operators of the Hawaii Electric System and determine the responsible party to bear any costs associated with any reliability standards as interconnection requirements;
 - (B) Distinguish between interconnection facilities and utility network upgrades;
 - (C) Ensure that the cost of interconnection facilities is the responsibility of the interconnection customer;
 - (D) Ensure that the cost of utility network upgrades at and beyond the point of interconnection to the utility's transmission system is the sole responsibility of the utility transmission provider; and
 - (E) Submit a report and assessment of the Hawaii Electricity Reliability Administrator to the Legislature;
- (3) Establish a timeline and requirements for interconnection procedures to be established by the Public Utilities Commission for certain utility-scale renewable energy projects;
- (4) Make the Public Utilities Commission's contracting for the Hawaii Electric Reliability Administrator mandatory rather than discretionary; and
- (5) Beginning January 1, 2024, require the Hawaii Electricity Reliability Administrator Surcharge to be imposed on the bills of customers of investor-owned electric utility companies to cover the complete cost of the Hawaii Electricity Reliability Administrator and deposited into the Hawaii Electricity Reliability Surcharge Special Fund.

Your Committee received testimony in support of this measure from the Hawaii Clean Power Alliance. Your Committee received testimony in opposition to this measure from Life of the Land, Hawaiian Electric, Building Industry Association of Hawaii, and one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Public Utilities Commission, Citizens' Caucus, Ulupono Initiative, and Hawaii Solar Energy Association.

Your Committee finds that the State is committed to the development of renewable energy to reduce greenhouse gas emissions in order to reach its renewable energy goals. Your Committee also finds that because the State does not regulate interconnection costs, ratepayers bear the full financial burden of interconnection costs and utility network upgrades through electricity rates. This measure will help to bring utility-scale renewable energy projects online sooner, decrease electricity rates for consumers, and help the State achieve its renewable portfolio standard goals.

Your Committee has amended this measure by:

- (1) Requiring the Public Utilities Commission to open an investigation into the cost of past project delays and determine, as deemed appropriate, whether and how the electric utility should be penalized and whether ratepayers should be compensated for high electric bills that could have been avoided if projects were timely;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 839, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 839, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, 1 (Ward). Excused, 1 (Perruso).

SCRep. 1262 Energy & Environmental Protection on S.B. No. 422

The purpose of this measure is to make a housekeeping amendment to section 341-6, Hawaii Revised Statutes, to delete a reference to a repealed section.

Your Committee received testimony in support of this measure from the State Environmental Advisory Council and Office of Planning and Sustainable Development.

Your Committee finds that when Act 152, Session Laws of Hawaii 2021, administratively transferred the Environmental Advisory Council from the Department of Health to the Office of Planning and Sustainable Development, certain statutes were repealed. This measure provides a housekeeping amendment to delete a reference to a repealed section of the law.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 422, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 1263 Energy & Environmental Protection on S.B. No. 419

The purpose of this measure is to appropriate funds for the Hawaii Carbon Smart Land Management Assistance Pilot Program.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawai'i Climate Change Mitigation & Adaptation Commission, Hawai'i Forest Industry Association, Hawai'i Reef and Ocean Coalition, Climate Protectors Hawai'i, Environmental Caucus of the Democratic Party of Hawai'i, Hawai'i Farmers Union United, Hawai'i Farm Bureau, Citizens' Climate Lobby, and six individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee finds that in order to move the State closer to its carbon-negative target as soon as possible, reducing carbon emissions and increasing and expanding natural carbon sequestration methods are critical. This measure supports the State's efforts to mitigate climate change by sequestering greenhouse gas emissions through regenerative agriculture and forest preservation.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$1,000,000.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 419, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 419, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 1264 Energy & Environmental Protection on S.B. No. 973

The purpose of this measure is to:

- (1) Beginning January 1, 2028, require rental vehicle companies using state facilities to pay or reimburse the State to construct new or use existing state electric vehicle charging infrastructure at those facilities; and
- (2) Establish a task force to develop a plan to implement electric vehicle charging infrastructure to support one hundred percent electric vehicle rental car fleets in the State by 2035.

Your Committee received testimony in support of this measure from the Hawaii State Energy Office, Office of Planning and Sustainable Development, Climate Protectors Hawai'i, Ulupono Initiative, Environmental Caucus of the Democratic Party of Hawai'i, Kauai Climate Action Coalition, Blue Planet Foundation, and four individuals. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from Avis Budget Group, Enterprise Holdings, and Hawaiian Electric.

Your Committee finds that public vehicle fleets and rental motor vehicle fleets are responsible for the largest sources of vehicle pollution in the State. Your Committee further finds that transitioning rental motor vehicle fleets to zero-emission vehicles will reduce carbon emissions and increase the number of zero-emissions vehicles entering the secondary market. This measure supports the State's clean ground transportation goals and provides an opportunity for the State to achieve its goal of becoming carbon neutral by 2045.

Your Committee has amended this measure by:

- (1) Changing the Chairperson of the task force from the Director of the Office of Planning and Sustainable Development or the Director's designee to the Director of Transportation or the Director's designee;
- (2) Specifying that the task force representative from the rental car industry shall be appointed by the President of the Senate;
- (3) Specifying that the task force representative from the hotel industry shall be appointed by the Speaker of the House of Representatives;
- (4) Adding a representative from the Hawaiian Electric Company to the task force;
- (5) Specifying that the task force shall submit its final report to the Legislature prior to the Regular Session of 2028;
- (6) Specifying that the task force shall cease to exist on December 30, 2027;
- (7) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 973, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 973, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 1265 Energy & Environmental Protection/Agriculture & Food Systems on S.B. No. 817

The purpose of this measure is to amend the definition of "eligible business activity" to include the processing of value-added agricultural products grown within an enterprise zone and the development or production of renewable energy.

Your Committees received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Agribusiness Development Corporation; Hawai'i Gas; Hawai'i Forest Industry Association; Ulupono Initiative; Hawai'i Farm Bureau; Hawaii Clean Power Alliance; Hawaii Food Industry Association; Maui Chamber of Commerce; Land Use Research Foundation of Hawaii; and one individual. Your Committees received testimony in opposition to this measure from We are One, Inc.; Environmental Caucus of the Democratic Party of Hawai'i; HULI PAC; Climate Protectors Hawai'i; and eleven individuals. Your Committees received comments on this measure from the Department of Agriculture, Life of the Land, and Tax Foundation of Hawaii.

Your Committees find that the Enterprise Zone Program was initially established within the Department of Business, Economic Development, and Tourism to stimulate various business activities and employment in targeted areas in the State. Your Committees further find that renewable energy and agriculture are top priorities that are essential to the State's environmental and economic sustainability. This measure expands the definition of "eligible business activity" to further support the economic outcomes of the State's most rural or distressed communities.

Your Committees have amended this measure by:

- (1) Clarifying that the development or production of renewable energy must demonstrate greenhouse gas emissions substantially lower than fossil fuels;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Agriculture & Food Systems that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 817, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 817, H.D. 1, and be referred to your Committee on Economic Development.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 6. Noes, none. Excused, 1 (Perruso).

Agriculture & Food Systems: Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 1266 Health & Homelessness/Judiciary & Hawaiian Affairs on S.B. No. 1

The purpose of this measure is to:

- (1) Repeal the requirement that abortions be performed at certain locations;
- (2) Allow licensed physician assistants to perform certain abortions;
- (3) Clarify that the State shall not deny or interfere with a pregnant person's right to obtain an abortion or terminate a pregnancy, if termination is necessary to protect the life and health of the pregnant person;
- (4) Define "abortion" and "nonviable fetus";
- (5) Remove penalties for knowingly violating abortion laws;
- (6) Establish certain rights regarding reproductive health care services, including:
 - (A) Prohibiting disclosure of certain communication or information by certain covered entities;
 - (B) Prohibiting courts or court clerks from issuing certain subpoenas;
 - (C) Prohibiting agencies from providing certain information or expending resources in response to out-of-state parties seeking to impose certain civil or criminal liability;
 - (D) Prohibiting the State from taking adverse action against an individual based on the individual's pregnancy outcomes or for aiding or assisting a pregnant individual who is accessing reproductive health care services; and
 - (E) Requiring the Governor to deny demands for surrender of persons charged with certain crimes in another state related to reproductive health care;
- (7) Declare certain laws as contrary to the public policy of the State;
- (8) Prohibit the issuance of a summons for persons to testify in another state regarding reproductive health care services that are lawful in the State, unless the acts would also constitute an offense in this State;
- (9) Clarify under various licensing statutes that the provision or assistance in receipt or provision of certain reproductive health care services cannot form the basis for disciplinary action;
- (10) Prohibit the enforcement of a judgment or other order arising from a foreign penal civil action or other penal law with respect to protected reproductive health care services; and
- (11) Amend the definition of "medical care and services" so that a minor may consent to receive abortion care without any other person's consent.

Your Committees received testimony in support of this measure from the Department of Health; Department of Human Services; Department of the Attorney General; Hawai'i Civil Rights Commission; one member of the Kaua'i County Council; one member of the Hawai'i County Council; Hawai'i State Center for Nursing; Women's Caucus of the Democratic Party of Hawai'i; Patsy T. Mink PAC; AlohaCare; Stonewall Caucus of the Democratic Party of Hawai'i; Hawai'i State Coalition Against Domestic Violence; Americans for Democratic Action; Papa Ola Lokahi; Pride @ Work – Hawai'i; We Are One, Inc.; Rainbow Family 808; Hawai'i Association of Professional Nurses; Healthcare Association of Hawaii; Hawai'i Academy of Physician Assistants; Hawai'i Public Health Institute; Kaiser Permanente Hawai'i; Hawaii Association of Health Plans; UNITE HERE Local 5; 'Ahahui o nā Kauka; UpCountry Doctor; Imua Alliance; Hawai'i Women Lawyers; American Association of University Women of Hawaii; American Civil Liberties Union of Hawai'i; Hawaii Medical Association; American College of Obstetricians and Gynecologists, Hawai'i Section; Democratic Party of Hawai'i; Hawaii Medical Service Association; Hawaii Maternal & Infant Health Collaborative; Planned Parenthood Alliance Advocates – Hawai'i; and numerous individuals. Your Committees received testimony in opposition to this measure from the Hawaii Federation of Republican Women, Hawaii Family Forum, and numerous individuals. Your Committees received comments on this measure from the Office of Information Practices, Hawaii Medical Board, and Board of Nursing.

Your Committees find that Hawaii has a strong commitment to the protection of civil rights. The State has long been at the forefront of ensuring safe access to reproductive health care, and in 1970, became the first state in the nation to legalize abortion. Your Committees further find that recent developments in the country's legal landscape threaten the State's policy to protect an individual's right to safely receive reproductive health care, including obtaining an abortion. For nearly fifty years, the United States Supreme Court's decision in *Roe v. Wade*, 410 U.S. 113 (1973), established a fundamental right for an individual to access abortion based on a constitutional right to privacy. However, in June 2022, the Supreme Court overturned *Roe v. Wade* and half a century of federal precedent regarding reproductive rights when it held in *Dobbs v. Jackson Women's Health Organization*, 142 S.Ct. 2228 (2022) that the United States Constitution does not confer a right to abortion.

In response to the *Dobbs* ruling, many states have either banned or severely restricted access to abortion. Furthermore, an increasing number of states have enacted or proposed restrictions on an individual's right to reproductive freedoms through civil and criminal penalties imposed on individuals who knowingly aid or abet the performance or inducement of the termination of a pregnancy. For example, Missouri has proposed legislation that would allow private citizens to sue anyone who helps a Missouri resident obtain an abortion, including a physician lawfully practicing in another state. Your Committees find that such laws are contrary to the public policy of this State and should not be enforceable in any Hawaii court or be the basis for granting any legal or equitable relief in any Hawaii court. Reproductive health care decisions, including abortion care, are deeply personal choices and individuals in Hawaii should not fear State complicity in criminal prosecution or civil liability under the state laws of other jurisdictions for exercising this right.

Accordingly, your Committees conclude that it is imperative to reiterate and bolster the State's policy to affirm protection of the rights of individuals to obtain reproductive health care, including abortion care, within the State's boundaries. This measure therefore reaffirms the constitutional right to an abortion granted by *Roe v. Wade* and declares that the laws of other states authorizing civil actions and criminal prosecutions for receiving, seeking, providing, or aiding

and abetting the provision of reproductive health care services are contrary to the State's public policy and prohibits the recognition and enforcement of other states' laws that impose civil or criminal liability relating to reproductive health care services.

As affirmed by the records of votes of the members of your Committees on Health & Homelessness and Judiciary & Hawaiian Affairs that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1, S.D. 2, and recommend that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chairs on behalf of the Committees.

Health & Homelessness: Ayes, 6. Noes, 1 (Garcia). Excused, 1 (Kobayashi).

Judiciary & Hawaiian Affairs: Ayes, 7. Noes, 2 (Kong, Souza). Excused, 1 (Hashimoto).

SCRep. 1267 Agriculture & Food Systems on S.B. No. 1547

The purpose of this measure is to establish a food and product innovation network, which is a statewide network of open-access food and value-added product development facilities to enable businesses to scale up new products from research and development to manufacturing and commercialization.

Your Committee received testimony in support of this measure from the Department of Agriculture; Agribusiness Development Corporation; University of Hawai'i System; Hawai'i Farm Bureau; Ohana Hui Ventures, Inc.; Ulupono Initiative; and Hawaii Food Industry Association.

Your Committee finds that a network of open-access food and value-added product development facilities in Hawaii would support the production of new value-added products so that farmers in the State can increase their incomes while allowing locally-produced value-added goods to compete with imported products, expand into new export markets, and capitalize on the Hawaii brand, thereby strengthening the local economy.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1547, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1547, S.D. 1, H.D. 1, and be referred to your Committee on Economic Development.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 1268 Agriculture & Food Systems on S.B. No. 1498

The purpose of this measure is to improve protections for wetland taro lands and ancient wetland agricultural structures on undeveloped state-owned or -acquired lands.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs, Chamber of Sustainable Commerce, Ko'olau Foundation, Hawai'i Alliance for Progressive Action, Hawai'i Farmers Union United, Hawai'i Food+ Policy, 'Ai Pohaku, and fourteen individuals.

Your Committee finds that there is a compelling state interest in conserving state agricultural lands. Your Committee further finds that Act 22, Session Laws of Hawaii 2008, as amended by Act 196, Session Laws of Hawaii 2010, established a Taro Security and Purity Task Force (Task Force). As part of its duties, the Task Force was responsible for developing guidelines, protocols, and recommendations for taro policy. In 2009, the Task Force recommended improved protections for taro growing lands, including loi (wet fields and terraces), mala (dry fields and terraces), kuana or paepae pohaku (stone walls), and auwai (irrigation ditches). The Task Force also found that these key structural elements for viable wetland taro production were being destroyed, severed, and built upon by private and public development due to gaps in land use, historic preservation, and planning laws and policies. This measure seeks to fill in those gaps to support taro farmers and ensure the continued cultivation of taro in Hawaii.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1498, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1498, S.D. 1, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 1269 Agriculture & Food Systems on S.B. No. 818

The purpose of this measure is to transfer the Aquaculture Development Program from the Department of Agriculture to the Agribusiness Development Corporation.

Your Committee received testimony in support of this measure from the Agribusiness Development Corporation and Ohana Hui Ventures, Inc. Your Committee received testimony in opposition to this measure from the Hawaii Aquaculture and Aquaponics Association; Molokai Sea Farms; EcoponicX, Inc.; Aquaculture Planning & Advocacy LLC; Jamestown Point Whitney Ventures LLC; and four individuals. Your Committee received comments on this measure from the Department of Agriculture and Pacific Coast Shellfish Growers Association.

Your Committee finds that transferring the Aquaculture Development Program from the Department of Agriculture to the Agribusiness Development Corporation (ADC), which is administratively attached to the Department of Business, Economic Development, and Tourism (DBEDT), would benefit the State because ADC's objectives support DBEDT's mission, which is to support an economy that embraces innovation and is globally competitive, dynamic, and productive, providing opportunities for all Hawaii's citizens.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 818, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 818, S.D. 1, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (Lowen). Noes, none. Excused, 1 (Perruso).

SCRep. 1270 Agriculture & Food Systems on S.B. No. 745

The purpose of this measure is to:

- (1) Extend the offense of false labeling of Hawaii-grown coffee to include roasted coffee;
- (2) Impose a \$10,000 fine for each separate offense of false labeling of Hawaii-grown coffee; and
- (3) Establish a measurements standards inspector position for enforcement.

Your Committee received testimony in support of this measure from the Department of Agriculture, one member of the Hawai'i County Council, Kanalani Ohana Farm, Synergistic Hawai'i Agriculture Council, Rancho Aloha Coffee Farm, Kona Coffee Farmers Association, Hawai'i Farm Bureau, Kona Bae Farm, Hawaii Coffee Company, Hawai'i Alliance for Progressive Action, Hawai'i Farmers Union United, Hawaii Coffee Association, and thirteen individuals.

Your Committee finds that existing protections against the false labeling of coffee are aimed at Hawaii-grown coffee in cherry and parchment form, however, roasted coffee products are where most instances of false labeling of Hawaii-grown coffee occur. This measure expands the protections of the State's distinct premium brand of coffee by imposing a significant fine as a deterrent to the false labeling of Hawaii-grown coffee.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 745, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 745, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 1271 Agriculture & Food Systems on S.B. No. 1488

The purpose of this measure is to require the University of Hawaii College of Tropical Agriculture and Human Resources to conduct a study to assess the effects of heat stress on beef cattle during interisland ocean transportation.

Your Committee received testimony in support of this measure from the Department of Agriculture; Hawai'i Farm Bureau; Animal Rights Hawai'i; Animal Welfare Institute; Hawaii Cattlemen's Council, Inc.; and four individuals. Your Committee received comments on this measure from the University of Hawai'i System.

Your Committee finds that the study proposed by this measure would help cattle producers understand the environmental conditions inside shipping devices during transport and the carcass quality after transport. This study would also provide a useful tool for data-driven decision-making for potential future legislation relating to interisland cattle transportation.

Your Committee has amended this measure by:

- (1) Appropriating \$62,500 to the University of Hawaii for fiscal biennium 2023-2025 for the College of Tropical Agriculture and Human Resources to conduct the beef cattle interisland ocean transportation study;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1488, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1488, S.D. 2, H.D. 1, and be referred to your Committee on Higher Education & Technology.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 1272 Culture, Arts & International Affairs on S.B. No. 733

The purpose of this measure is to:

- (1) Require the Office of Hawaiian Affairs to establish and maintain a minimum number of cultural centers within the State;
- (2) Require the Office of Hawaiian Affairs to submit compliance reports; and
- (3) Appropriate funds for the planning and design of the first Native Hawaiian cultural center.

Your Committee received testimony in support of this measure from one individual. Your Committee received testimony in opposition to this measure from the Center for Hawaiian Sovereignty Studies. Your Committee received comments on this measure from the Office of Hawaiian Affairs.

Your Committee finds that there are benefits to having communal centers that serve as pu'uhonua (places of peace and safety) for cultural practitioners, hālāu (meeting places) for community organizers, and ka wahi o ka na'auao (places of enlightenment) to bring together ka wā ma mua me ka wā ma hope (the time before with the time after). Your Committee further finds that many Native Hawaiians still return to wahi pana (storied places) and wahi kapu (sacred places) for cultural purposes; however, accessibility to culturally significant spaces; accessibility to connections with their ancestors, their teachings, and their history; and accessibility to each other continue to be significant issues that could be adequately addressed through a contemporary system of Native Hawaiian cultural centers.

Your Committee has amended this measure by:

- (1) Deleting language that would require the Office of Hawaiian Affairs to establish and maintain a minimum number of Native Hawaiian cultural centers within the State;
- (2) Requiring the Office of Hawaiian Affairs to conduct a feasibility study on establishing Native Hawaiian cultural centers within the State;
- (3) Changing the purpose of the appropriation to funding the feasibility study;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Judiciary & Hawaiian Affairs and your Committee on Finance, should they deliberate on this measure, to consider an appropriation amount of \$100,000. Your Committee also notes that no representative from the Office of Hawaiian Affairs came to testify and answer any questions on this measure. If the Office of Hawaiian Affairs supports this measure and wants to receive funding to implement it, your Committee suggests that a representative of the Office be present at the next hearing.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 733, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 733, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1273 Culture, Arts & International Affairs on S.B. No. 610

The purpose of this measure is to recognize American Sign Language as a fully developed, autonomous, natural language with its own distinct grammar, syntax, vocabulary, and cultural heritage.

Your Committee received testimony in support of this measure from the Hawai'i Civil Rights Commission, Disability and Communication Access Board, Aloha State Association of the Deaf, and eight individuals.

Your Committee finds that American Sign Language enables the brain to process linguistic information through the eyes and the shape, placement, and movement of the hands, as well as facial expressions and body movements. Your Committee further finds that American Sign Language is the backbone of communication for the American Deaf Culture and recognizing the important contributions of American Sign Language will increase public awareness and understanding of the Deaf community.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 610 and recommends that it pass Second Reading and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1274 Higher Education & Technology on S.B. No. 1598

The purpose of this measure is to fund and staff a water testing laboratory at the University of Hawaii Maui College.

Your Committee received testimony in support of this measure from the University of Hawai'i System.

Your Committee finds that the University of Hawaii Maui College has been performing water quality testing through federal grant funding which is coming to an end. The funding provided by this measure would ensure the continuation of water quality testing capabilities at the University of Hawaii Maui College and lessen dependency on laboratories elsewhere in the State. Your Committee further finds that the availability of a resource to provide quicker water quality test results and water quality research promotes the health and safety of the State's environment and residents.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1598, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1598, S.D. 2, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Perruso, Quinlan, Garcia).

SCRep. 1275 Higher Education & Technology on S.B. No. 236

The purpose of this measure is to:

- (1) Expand the victim-counselor privilege under the Hawaii Rules of Evidence to include confidential advocates employed by the University of Hawaii; and
- (2) Increase the minimum number of hours of training a domestic violence victims' counselor must complete to be considered a victim counselor.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Hawaii State Democratic Women's Caucus, Hawai'i State Coalition Against Domestic Violence, Imua Alliance, Democratic Party of Hawai'i Education Caucus, The Sex Abuse Treatment Center, and six individuals.

Your Committee finds that when Act 208, Session Laws of Hawaii 2016, was enacted, the Legislature required the University of Hawaii to designate confidential advocates at each campus to provide confidential advocacy support to victims of sexual harassment, sexual assault, domestic violence, dating violence, and stalking. However, the law did not provide a mechanism to guarantee confidentiality to students and employees seeking services of campus-based advocates. Moreover, the privilege does not apply to the University based on the definition of victim counseling programs under the existing statute.

Your Committee further finds that, despite the availability of a confidential advocate at the University, confidentiality concerns remain a deterrent to seeking assistance. This measure seeks to provide the mechanism needed to alleviate a complainant's fear that disclosure could lead to retaliation, further abuse, or harassment.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 236 and recommends that it pass Second Reading and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Perruso, Quinlan, Garcia).

SCRep. 1276 Higher Education & Technology on S.B. No. 262

The purpose of this measure is to provide additional long-term funding to Hawaii's teaching hospitals to support and expand their physician residency training programs.

Your Committee received testimony in support of this measure from the Department of Health, Hawaii Primary Care Association, and Hawaii Medical Association. Your Committee received comments on this measure from the John A. Burns School of Medicine of the University of Hawai'i.

Your Committee finds that the State is experiencing a severe shortage of health care professionals in the workforce, particularly in rural areas. There is a reported statewide physician shortage of seven hundred seventy-six full-time equivalents, which is forty-four greater than the previous year. Your Committee further finds that over fifty percent of physicians who complete their residency training in Hawaii will stay to practice locally. The funding provided through this measure is one vehicle to promote physician workforce development and retention in the State.

Your Committee finds, however, that the restriction of requiring a one-to-one match in private funds may impair federal and other funding received for medical residency programs. Further, because the John A. Burns School of Medicine, and not the Department of Health, is the sponsoring entity for the medical residency programs in the State, it is more appropriate for the expending agency to be the School of Medicine.

Your Committee has amended this measure by:

- (1) Deleting the requirement of a one-to-one match in private funds;
- (2) Changing the expending agency from the Medical Education Council in cooperation with the Department of Health, to the John A. Burns School of Medicine of the University of Hawai'i;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 262, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 262, S.D. 1, H.D. 1, and be referred to your Committee on Health & Homelessness.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Perruso, Quinlan, Garcia).

SCRep. 1277 Judiciary & Hawaiian Affairs on S.B. No. 485

The purpose of this measure is to establish an additional district court judgeship in the First Circuit.

Your Committee received testimony in support of this measure from the Judiciary, Department of the Prosecuting Attorney of the City and County of Honolulu, Hawaii State Bar Association, and Collection Law Section of the Hawaii State Bar Association.

Your Committee finds that the population and issues facing the City and County of Honolulu have significantly increased since the last District Court judge was authorized over forty years ago. Authorizing an additional District Court judge will allow the District Court to better manage court dockets, be more responsive to the needs of the community, increase capacity in the rural courts, and develop or expand specialized court calendars.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 485, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 1278 Judiciary & Hawaiian Affairs on S.B. No. 57

The purpose of this measure is to appropriate funds to the Judiciary to support its 'Ōlelo Hawai'i Initiatives.

Your Committee received testimony in support of this measure from the Judiciary, Office of Hawaiian Affairs, and two individuals. Your Committee received testimony in opposition to this measure from the Center for Hawaiian Sovereignty Studies.

Your Committee finds that the 'Ōlelo Hawai'i program provides court interpretation, website translation, archival legal language research, and other services and resources for the public.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$300,000.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 57, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 57, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 1279 Judiciary & Hawaiian Affairs on S.B. No. 687

The purpose of this measure is to increase the amount of malt beverages, wine, and alcohol that a small craft producer pub licensee may produce during the license year.

Your Committee received testimony in support of this measure from the Craft 'Ohana, Kauai Island Brewing Company, Honolulu BeerWorks, Kauai Beer Company, Waikiki Brewing Company, Big Island Brewhaus LLC, and Maui Wine Ltd. Your Committee received testimony in opposition to this measure from the Hawaii Liquor Wholesalers Association and one individual.

Your Committee finds that allowing small craft producer pub licensees to produce more liquor will support industry growth and promote economic development in the State through the creation of jobs and generation tax revenue.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 687, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Hashimoto, Kong).

SCRep. 1280 Judiciary & Hawaiian Affairs on S.B. No. 1447

The purpose of this measure is to:

- (1) Repeal existing state law that:
 - (A) Preempted local ordinances or regulations from regulating the sale of cigarettes, tobacco products, and electronic smoking devices; and
 - (B) Nullified and voided existing local laws and regulations that conflicted with the state law on smoking; and
- (2) Allow the counties to regulate the sale of cigarettes, tobacco products, and electronic smoking devices, as long as the ordinances do not directly conflict with and are more stringent than the state law on smoking.

Your Committee received testimony in support of this measure from the Department of Health; one member of the Hawai'i County Council; Hawaii State Teachers Association; Hawai'i State Association of Counties; Campaign for Tobacco-Free Kids; American Heart Association; American Lung Association; American Cancer Society Cancer Action Network; Hawaii COPD Coalition; Hawai'i Public Health Institute; Hawaii Primary Care Association; Papa Ola Lokahi; We Are One, Inc.; Hawaii Substance Abuse Coalition; Hawaii Association of Independent Schools; and seventeen individuals. Your Committee received testimony in opposition to this measure from the Consumer Choice Center, Aloha Petroleum, Minit Stop, Par Hawaii, Americans for Tax Reform, Hawaii Smokers Alliance, National Taxpayers Union, and eight individuals. Your Committee received comments on this measure from the Taxpayers Protection Alliance.

Your Committee finds that the counties are in the best position to quickly address emerging issues related tobacco use in their communities, including tobacco use among youth. This measure would amend existing state law to clarify how the counties may regulate the sale of cigarettes, tobacco products, and electronic smoking devices.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1447, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Hashimoto, Kong).

SCRep. 1281 Economic Development on S.B. No. 113

The purpose of this measure is to:

- (1) Clarify that the operating and overhead expenses incurred and spent within the State are included in any calculation to determine whether an item labeled "Hawaii Made" or "Made in Hawaii" has met the requirement that at least fifty-one percent of the wholesale value of the item is added by manufacture, processing, or production within the State; and
- (2) Appropriate funds to promote and develop the "Made in Hawaii" brand.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Hawai'i Forest Industry Association; Hawaiian Host Group; Maui Chamber of Commerce; Hawaii Food+ Policy; and two individuals. Your Committee received comments on this measure from the Department of Agriculture and Retail Merchants of Hawaii.

Your Committee finds that this measure will allow businesses in Hawaii to have their products more easily meet the threshold of having its wholesale value of the product be fifty-one percent manufactured, processed, or produced within the State to be labeled as "Hawaii Made". Your Committee further finds that including the operating and overhead expenses incurred and spent within the State in any calculation in determining whether an item meets the statutory threshold to be labeled "Made in Hawaii" would allow substantially more businesses to have their items qualify to be labeled as "Made in Hawaii".

However, your Committee notes that the Measurement Standards Branch of the Department of Agriculture is tasked to provide enforcement for many programs that the Department manages. Your Committee believes that allowing for more businesses to have their items qualify to be labeled as "Made in Hawaii" would make it more challenging for the Measurement Standards Branch to adequately carry out its duties.

Accordingly, your Committee has amended this measure by:

- (1) Deleting language that would have included the operating and overhead expenses incurred and spent within the State in any calculation to determine whether an item labeled "Made in Hawaii" has met the requirement that at least fifty-one percent of the wholesale value of the item is added by manufacture, processing, or production within the State;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 113, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 113, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Hussey-Burdick, Kong).

SCRep. 1282 Economic Development on S.B. No. 667

The purpose of this measure is to clarify the application of the general excise tax law with regard to gross income derived from unrelated trade or business activities of nonprofit organizations.

Your Committee received testimony in support of this measure from the Kilinahe Foundation; Hawai'i Alliance of Nonprofit Organizations; North Shore EVP; Hawaiian Humane Society; East Hawaii Cultural Center; Samaritan Counseling Center Hawaii; Epic 'Ohana, Inc.; Hale Kipa, Inc.; Hawai'i Forest Industry Association; Imua Discovery Garden; Epilepsy Foundation; Hawai'i Youth Services Network; Coalition for a Drug-Free Hawaii; Grow Some Good;

Parents And Children Together; Ko'olau Foundation; Outrigger Duke Kahanamoku Foundation; American Cancer Society Cancer Action Network; The Nature Conservancy; Kua'āina Ulu 'Auamo; Catholic Charities Hawai'i; Big Brothers Big Sisters Hawai'i; Hawai'i Fetal Alcohol Spectrum Disorders FASD Action Group; Going Home Hawai'i; Family Promise of Hawai'i; Association of Fundraising Professionals Aloha Chapter; Ku'ikahi Mediation Center; Hawai'i Public Health Institute; Boy Scouts of America, Aloha Council; and three individuals. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that nonprofit organizations are exempt from federal income taxation except on unrelated business activity not substantially related to their tax-exempt purpose. At the state level, the fraternal, religious, charitable, scientific, educational, communal, or social welfare activities of certain entities and the activities of hospitals, infirmaries, sanitariums, and potable water companies are exempt from state general excise taxation, but instead of exempting analogous unrelated business activities, the state general excise tax exempts "any activity the primary purpose of which is to produce income even though the income is to be used for or in furtherance of the exempt activities of such persons." One consequence of the differing provisions and interpretations of these federal and state laws is that income from certain activities, such as fundraising, of nonprofit organizations is exempt from the federal income tax but subject to the state general excise tax. This measure proposes to repeal the provision in the general excise tax law that exempts income from certain activities from the general excise tax exemption, while ensuring that gross income derived from unrelated trade or business, as defined in federal law and except for certain amounts relating to rents, remains subject to the general excise tax.

Your Committee notes the concerns raised by the Department of Taxation that this measure is similar to a bill vetoed in 2022 due to the then-Governor's determination that passage of the bill could result in undesirable consequences that go beyond the purpose of the bill, which is solely to exempt certain nonprofit organization fundraising income from the general excise tax. During the hearing, the Department indicated to your Committee that it does not believe this measure addresses the concerns of the previous Governor. Your Committee encourages the Department of Taxation and stakeholders of this measure to continue to work with your Committee to craft language that provides the intended exemption from the state general excise tax and minimizes the likelihood of this measure also being vetoed.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 667, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 667, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Hussey-Burdick, Kong).

SCRep. 1283 Economic Development on S.B. No. 1577

The purpose of this measure is to:

- (1) Require the Department of Commerce and Consumer Affairs to make all business registration applications available online; and
- (2) Require all applications to contain certain contact information of the registering entity.

Your Committee received testimony in support of this measure from two individuals. Your Committee received testimony in opposition to this measure from the Department of Commerce and Consumer Affairs. Your Committee received comments on this measure from the Department of Business, Economic Development, and Tourism.

Your Committee finds that making all business registration applications available online is a key component in streamlining the process of registering new businesses in Hawaii and making the registration process simpler and more accessible. Your Committee further finds that collecting certain contact information from registering entities will help departments and agencies expand their outreach to the business community and inform businesses of the services the State has to offer.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1577, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1577, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Hussey-Burdick, Kong).

SCRep. 1284 Health & Homelessness on S.B. No. 1018

The purpose of this measure is to specify, when a state of emergency or local state of emergency has been declared or during a health or pandemic emergency, that:

- (1) The Governor shall regulate medical facilities appropriately to ensure continuity of service; and
- (2) Any hospital may suspend elective surgeries to address the facility's bed capacity.

Your Committee received comments on this measure from the Healthcare Association of Hawaii.

Your Committee finds that the State's geographic isolation imposes high demands on the local health care system when an emergency occurs. This measure is intended to ensure that the State can maintain continuity of service in the health care system and hospitals can retain the flexibility necessary to adequately manage bed capacity during an emergency.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1018, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1018, S.D. 1, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1285 Health & Homelessness on S.B. No. 384

The purpose of this measure is to:

- (1) Authorize the counties to adopt ordinances for the enforcement of design and construction requirements for parking spaces for persons with disabilities required under the Americans with Disabilities Act of 1990 and any state laws or administrative rules; and
- (2) Authorize officials appointed by the counties to enter the property of a place of public accommodation to enforce violations of county ordinances.

Your Committee received testimony in support of this measure from the Hawaii State Council on Developmental Disabilities, Disability and Communication Access Board, Hawaii Disability Rights Center, and one individual.

Your Committee finds that parking spaces reserved for persons with disabilities must comply with the Americans with Disabilities Act and any applicable state regulations. Your Committee further finds that although state law imposes a statutory penalty on private entities who fail to comply with state or federal regulations, the law does not designate a government authority to impose or collect a penalty for noncompliance. This measure is intended to ensure persons with disabilities have safe access to buildings and services in their communities by authorizing the counties to adopt and enforce ordinances related to designated accessible parking spaces in places of public accommodation.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 384, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 384, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1286 Health & Homelessness on S.B. No. 612

The purpose of this measure is to require sellers or providers of emotional support animals, and sellers and providers of certificates, identifications, tags, vests, leashes, or harnesses that identify an animal as an emotional support animal, to provide certain written disclaimers to buyers or recipients of an emotional support animal or item.

Your Committee received testimony in support of this measure from the Department of Human Services, Disability and Communication Access Board, and three individuals. Your Committee received testimony in opposition to this measure from the Retail Merchants of Hawaii. Your Committee received comments on this measure from the Hawai'i Civil Rights Commission.

Your Committee finds that there is often confusion about the definitions for different types of assistance animals. Many people do not understand the difference between a service animal, which is individually trained to do work or perform tasks for the benefit of an individual with a disability, and an emotional support animal, which provides comfort or emotional support to its owner and is not qualified as a service animal under the Americans with Disabilities Act.

Your Committee further finds that federal and state civil rights laws provide for the right of persons with disabilities to reasonable accommodation. The use of a service animal is the reasonable accommodation for a person with a disability, whereas emotional support animals cannot be used as a form of reasonable accommodation. Requiring a written disclaimer when a person purchases or receives an emotional support animal or certain items for emotional support animals will help reduce confusion surrounding the differing treatment of these animals.

Your Committee finds that the companion to this measure, H.B. No. 871, H.D. 1 (Regular Session of 2023), was previously passed by your Committee.

Your Committee has amended this measure by deleting its contents and inserting the contents of H.B. No. 871, H.D. 1, a measure that:

- (1) Requires sellers or providers of emotional support animals to provide a written disclaimer regarding the emotional support animal, including that the animal does not qualify as or have the same rights and privileges as a service animal and that knowingly misrepresenting an emotional support animal may be a violation;
- (2) Requires sellers or providers of certificates and identification tags for emotional support animals to provide a written disclaimer that the item does not entitle an emotional support animal to the same rights and privileges as a service animal and that knowingly misrepresenting an emotional support animal may be a violation;
- (3) Establishes penalties for violation of the written disclaimer requirements; and
- (4) Includes an effective date of June 30, 3000.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 612, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 612, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Garcia). Excused, 1 (Kobayashi).

SCRep. 1287 Health & Homelessness on S.B. No. 1418

The purpose of this measure is to:

- (1) Expand the standards for determining if a noise is unreasonable for the purposes of the offense of disorderly conduct to include conduct that produces, or causes to be produced, noise exceeding a certain decibel level between the hours of 10:00 p.m. and 6:00 a.m. in an area zoned as residential or mixed-use residential; and
- (2) Appropriate funds to the Department of Health for enforcement activities.

Your Committee received testimony in support of this measure from the Department of Health, Waikiki Neighborhood Board No. 9, Citizens Against Noise, Free Access Coalition, and seven individuals. Your Committee received testimony in opposition to this measure from the Honolulu Police Department, UNITE HERE Local 5, and one individual. Your Committee received comments on this measure from three individuals.

Your Committee finds that excessive noise pollution poses serious public health concerns. Studies show a direct link between excessive noise and health issues, such as stress-related illnesses, high blood pressure, speech interference, hearing loss, sleep disruption, and lost productivity. Your Committee further finds that there are many challenges to adequately enforcing the State's current noise regulations, including a lack of adequate staff and a lack of sound monitoring devices. This measure is intended to improve the health and well-being of the State's residents by regulating excessive noise in residential areas of the State.

Your Committee has amended this measure by:

- (1) Changing the noise restriction time period to the hours between 9:00 p.m. and 6:00 a.m.;
- (2) Changing the effective date to December 31, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1418, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1418, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, 1 (Garcia). Excused, 1 (Kobayashi).

SCRep. 1288 Health & Homelessness on S.B. No. 64

The purpose of this measure is to:

- (1) Require issuers of Medicare Supplement Insurance to accept an eligible individual's application for coverage at any time throughout the year; and
- (2) Prohibit issuers of Medicare Supplement Insurance from denying or conditioning the issuance or effectiveness of a policy or certificate or making any premium rate distinctions due to health status, claims experience, receipt of health care, or medical condition.

Your Committee received testimony in support of this measure from the Leukemia & Lymphoma Society, Hawaii Medical Association, Kūpuna Caucus of the Democratic Party of Hawai'i, and two individuals. Your Committee received testimony in opposition to this measure from the Department of Commerce and Consumer Affairs and Hawaii Association of Health Plans. Your Committee received comments on this measure from the Hawaii Medical Service Association.

Your Committee finds that eligible individuals are able to purchase Medicare Supplement Insurance, also known as Medigap, on a guaranteed-issue basis only during the six-month open enrollment period that begins when an individual is enrolled for benefits under Medicare Part B. Your Committee further finds that it is extremely difficult for individuals whose health conditions or financial situations may have changed after their open enrollment period to switch to a more suitable Medigap plan. Your Committee recognizes that permitting individuals to change insurance plans multiple times during a twelve-month period may encourage forum shopping and lead to increased prices for consumers.

Accordingly, your Committee has amended this measure by:

- (1) Requiring the Insurance Commissioner to adopt rules to establish an annual open enrollment period for beneficiaries who have been enrolled in a Medigap policy for a minimum of twelve months;
- (2) Requiring issuers of Medicare Supplement Insurance to accept an eligible individual's application for coverage during the annual open enrollment period;
- (3) Deleting language requiring issuers of Medicare Supplement Insurance to accept an eligible individual's application for coverage at any time throughout the year;
- (4) Deleting the severability clause;
- (5) Changing the effective date to December 31, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 64, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 64, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1289 Human Services on S.B. No. 235

The purpose of this measure is to:

- (1) Establish a statewide Human Trafficking Prevention Program; and
- (2) Require the Department of the Attorney General to report to the Legislature on the State's efforts to address the commercial sexual exploitation of children and human trafficking.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Department of Human Services, Catholic Charities Hawai'i, Zonta Club of Hilo, Imua Alliance, and four individuals. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that children in the State are vulnerable to sex trafficking and commercial sexual exploitation, particularly children who belong to vulnerable groups such as foster children, runaways, LGBTQ+ youth, immigrants, undocumented workers, and youth suffering from mental health and substance use issues. Over the last decade, the commercial sexual exploitation of children has garnered greater attention in Hawaii and throughout the United States. However, because child sex trafficking is covert, it is difficult to accurately measure the scope of the problem. This measure provides a robust and comprehensive statewide framework for the Department of the Attorney General to make efforts to prevent human trafficking, provide increased support and assistance to victims, educate the public, prosecute offenders, and collect data.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee grants prior concurrence on this measure to your Committee on Judiciary & Hawaiian Affairs to make any amendments it deems necessary.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 235, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 235, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1290 Transportation on S.B. No. 1400

The purpose of this measure is to provide the Department of Transportation with greater flexibility in executing capital advancement contracts for harbor improvements by:

- (1) Increasing the contract value of contracts the Department can execute without legislative approval from \$2,000,000 to \$5,000,000;
- (2) Repealing the requirement that capital advancement contracts having a value of more than \$2,000,000 receive legislative approval through a concurrent resolution; and
- (3) Increasing the total aggregate value of capital advancement contracts that the Department may enter in any fiscal year from \$5,000,000 to \$20,000,000.

Your Committee received testimony in support of this measure from the Department of Transportation; Hawaii Harbor Users Group; and Matson Navigation Company, Inc.

Your Committee finds that capital advancement contracts have proven effective in expediting project delivery, especially for projects that increase port resilience and operational efficiency; however, caps on contract amounts and legislative approval requirements in existing law limit the scope and type of work, as well as the number of projects that can be completed through these types of contracts. By increasing these caps, the Department of Transportation can accomplish more in improving harbor facilities. Your Committee further finds that the Department of Transportation anticipates escalating project costs due to inflation and rising costs of materials and labor. The increase in contract amounts provided for in this measure will help facilitate improved project delivery despite inflation and cost increases.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1400, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1400, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1291 Transportation on S.B. No. 1404

The purpose of this measure is to authorize the Department of Transportation Airports Division to:

- (1) Demand and collect reimbursement from any airport contractor, tenant, or user for the entire amount of fines and penalties levied for the violation of federal, state, or county laws related to environmental protection or the United States Department of Homeland Security; and
- (2) Enter into a capital advancement contract with a private party for public improvement or construction projects at State airports under certain circumstances.

Your Committee received testimony in support of this measure from the Department of Transportation.

Your Committee finds that over the last three years, the Department of Transportation Airports Division was fined approximately \$150,000 for Transportation Security Administration violations caused by tenants and contractors at Hawaii airports. Your Committee further finds that this measure will help maximize the utilization of the Department of Transportation Airports Division funds for the betterment of the airport by authorizing the reimbursement of fines caused by airport tenants and contractors.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1404, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1404, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1292 Education on S.B. No. 1518

The purpose of this measure is to temporarily provide procurement exemptions for the Department of Education for certain goods, services, and construction.

Your Committee received testimony in support of this measure from the Department of Education. Your Committee received testimony in opposition to this measure from the State Procurement Office.

Your Committee finds that, as the largest department in the State with two hundred ninety-five schools and forty-two thousand salaried and part-time employees, the Department of Education must procure numerous goods, services, and construction to run its operations. However, the Hawaii public procurement code requires the Department of Education to comply with procurement laws for its purchases triggered by certain threshold amounts. Furthermore, the electronic procurement system places a heavy burden on school administrators and further strains their already limited time and resources because of the system's complicated and onerous nature. Your Committee believes that exempting the Department of Education from small purchase procurement requirements will help the Department timely procure necessary goods, services, and construction.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000; and

(2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Labor & Government Operations, should it deliberate on this measure, to consider the concerns raised by the State Procurement Office in its written testimony.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1518, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1518, S.D. 2, H.D. 1, and be referred to your Committee on Labor & Government Operations.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Perruso, Quinlan).

SCRep. 1293 Education on S.B. No. 1044

The purpose of this measure is to appropriate funds to hire complex-based behavioral health specialists for rural public schools in the State.

Your Committee received testimony in support of this measure from the Department of Education, Opportunity Youth Action Hawai'i, and one individual. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Hawai'i Association of School Psychologists.

Your Committee finds that suicide rates and suicide attempts are disproportionately high among Hawaii's youth. According to the Department of Health, between 2005 and 2013, up to twenty percent of high school-aged children in the State had suicidal ideation. Your Committee recognizes that these rates show the need for additional behavioral health specialists to provide mental health services in the State's rural schools.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Your Committee notes that the Department of Education, as highlighted in its testimony, is requesting funding for two behavioral health specialist positions for each of the following seven complex areas:

- (1) Hilo-Waiiaka Complex;
- (2) Kau-Keeau-Paho Complex;
- (3) Honokaa-Kealakehe-Kohala-Konawaena Complex;
- (4) Kapaa-Kauai-Waimea Complex;
- (5) Hana-Lahainaluna-Lanai-Molokai Complex;
- (6) Nanakuli-Waianae Complex; and
- (7) Baldwin-Kekaulike-Kulanihakoi-Maui Complex.

Your Committee respectfully request that your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$974,918.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1044, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1044, S.D. 2, H.D. 1, and be referred to your Committee on Health & Homelessness.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Garcia). Noes, none. Excused, 2 (Perruso, Quinlan).

SCRep. 1294 Housing on S.B. No. 763

The purpose of this measure is to temporarily exempt Hawaii Housing Finance and Development Corporation affordable housing projects from certain state and county fees and exactions when the units of the housing project are exclusively made available to certain qualified residents.

Your Committee received testimony in support of this measure from the Chief Housing Officer of the Office of the Governor, Hawaii Housing Finance and Development Corporation, Building Industry Association of Hawaii, and Land Use Research Foundation of Hawaii. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that the incentivization to develop affordable housing is an ongoing issue. This measure hopes to reduce development costs and encourage more affordable housing units to be produced in the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 763, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 763, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Kila).

SCRep. 1295 Housing on S.B. No. 1352

The purpose of this measure is to:

- (1) Authorize the counties to promote certain labor standards through zoning ordinances;
- (2) Include off-site construction of a public work project under the State's prevailing wage requirements; and
- (3) Require all orders from the Governor to set aside public lands for the development of affordable housing projects to contain a provision that the construction of the development be subject to the State's prevailing wage requirements.

Your Committee received testimony in support of this measure from the Chief Housing Officer of the Office of the Governor, one member of the Hawai'i County Council, Operating Engineers Local Union No. 3, Pacific Resource Partnership, and Hawai'i State AFL-CIO. Your Committee received comments on this measure from the Department of Taxation, Department of the Attorney General, Tax Foundation of Hawaii, Building Industry Association of Hawaii, and Maui Chamber of Commerce.

Your Committee finds that the State has reached the tipping point of the housing shortage problem and this measure attempted to address this crisis. However, your Committee notes the concerns of the Department of the Attorney General that the S.D. 2 version of this measure may be outside the scope of the original purpose of this measure as introduced, and therefore may present a germaneness issue and require two additional readings in the Senate to comply with article III, section 15 of the Hawaii State Constitution. Your Committee recognizes these concerns and also believes that the content found in the S.D. 2 version of this measure may be better placed in another vehicle to help address the high costs associated with the development of affordable housing in the State.

Accordingly, your Committee has amended this measure by:

- (1) Deleting its contents and inserting certain provisions from the S.D. 1 version, which:
 - (A) Amends the definition of "historic property";
 - (B) Temporarily allows the State Historic Preservation Division to contract out for third-party reviews of applications and notifications; and
 - (C) Establishes a sunset date of July 1, 2028;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1352, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1352, S.D. 2, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Kila).

SCRep. 1296 Housing on S.B. No. 1596

The purpose of this measure is to:

- (1) Establish and appropriate funds for a Maui Campus Housing Pilot Program under the School Facilities Authority to make housing available to employees at Lahainaluna and Kulanihako'i High Schools; and
- (2) Require the School Facilities Authority and Department of Education to submit reports to the Legislature.

Your Committee received testimony in support of this measure from the Hawaii Public Housing Authority, School Facilities Authority, one member of the Maui County Council, and Hawaii State Teachers Association.

Your Committee finds that the State continues to suffer from a shortage of licensed teachers, with over one thousand vacancies in the Department of Education each year. Your Committee believes that affordable options for teacher housing is one key strategy to recruit and retain experienced teachers, particularly when Hawaii's teacher salaries continue to trail behind the rest of the nation. This measure will lessen the financial burden on teachers by expanding the availability of affordable housing.

Your Committee has amended this measure by:

- (1) Expanding the Maui Campus Housing Pilot Program to be available to employees at schools in the Lahainaluna and Kulanihako'i complexes;
- (2) Clarifying that housing under the Maui Campus Housing Pilot Program may be located within a school campus or within a two-mile radius of a school campus in the Lahainaluna or Kulanihako'i complexes;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that although the appropriation in this measure is currently an unspecified amount, the initial cost for planning and design for the Maui Campus Housing Pilot Program is approximately \$200,000.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1596, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1596, S.D. 1, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Kila).

SCRep. 1297 Housing on S.B. No. 866

The purpose of this measure is to:

- (1) Clarify that the eligibility for the general excise tax exemption for certain affordable rental housing projects includes the nonreceipt of financing from the Hawaii Housing Finance and Development Corporation;
- (2) Allow certain affordable rental housing projects that meet the State's prevailing wage requirement to receive a waiver from county property taxes and various county development fees; and
- (3) Specify that the tax exemption for development of certain certified or approved affordable rental housing projects is not restricted to construction only.

Your Committee received testimony in support of this measure from the Chief Housing Officer of the Office of the Governor, Hawaii Housing Finance and Development Corporation, and Maui Chamber of Commerce. Your Committee received testimony in opposition to this measure from the Honolulu Board of Water Supply. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that supply chain issues, volatile market conditions, and inflation have contributed to the significant increase in construction costs, further exacerbating the already severe housing crisis in the State. Your Committee believes that the State and counties must make best efforts to reduce the costs associated with the development of affordable housing, which will ultimately increase the affordability of housing for Hawaii's residents.

Your Committee notes that this measure can appropriately serve as a vehicle to address labor standards and prevailing wages relating to the construction of affordable housing in the State.

Accordingly, your Committee has amended this measure by:

- (1) Inserting language that authorizes counties to promote certain labor standards through zoning ordinances for housing projects;
- (2) Including off-site construction of any public work project for purposes of the State's prevailing wage requirements;
- (3) Repealing the requirement that a qualified person or firm receive no other direct or indirect financing for the construction project from any other governmental contracting agency for purposes of the State's prevailing wage requirements for affordable housing projects;
- (4) Requiring that all orders from the Governor to set aside public lands for the development of affordable housing projects contain a provision that the construction of the development be subject to the State's prevailing wage requirements;
- (5) Changing the cap amount of the general excise tax and use tax exemptions the Hawaii Housing Finance and Development Corporation may approve or certify for an affordable rental housing project to an unspecified amount;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 866, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 866, S.D. 1, H.D. 1, and be referred to your Committee on Economic Development.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Kila).

SCRep. 1298 Housing on S.B. No. 1206

The purpose of this measure is to authorize the Director of Finance to exempt a depository from the requirement to pay all deposits of public funds upon demand if the depository has provided loans with below-market interest rates and longer terms for housing projects where all dwelling units are exclusively reserved for certain owner-occupants.

Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs and Department of Budget and Finance.

Your Committee finds that existing law provides that depositories that hold public funds shall hold the funds at a one-to-one ratio to ensure the liquidity of public funds in times of a financial crisis or emergency. This measure intends to provide a limited exemption to this requirement in order to encourage the financing of affordable housing projects.

Your Committee has amended this measure by:

- (1) Removing the authorization of the Director of Finance to exempt a depository from the requirement to pay all deposits of public funds upon demand if the depository has provided loans with below-market interest rates and longer terms for housing projects where all dwelling units are exclusively reserved for certain owner-occupants;
- (2) Requiring the Director of Finance to consider, prior to the selection of a depository, the beneficial effects to the State of using depositories within the State, including but not limited to lending at favorable terms for the creation of certain affordable housing units;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1206, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1206, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Kila).

SCRep. 1299 Housing on S.B. No. 1040

The purpose of this measure is to establish and appropriate funds for a Rent-with-Option-to-Purchase Pilot Program, under the Department of Hawaiian Home Lands, on the Leeward Coast of Oahu to provide native Hawaiian beneficiaries who are homeless, or on the verge of being homeless, with certain housing units and services.

Your Committee received testimony in support of this measure from the State Council on Mental Health, Opportunity Youth Action Hawai'i, and three individuals. Your Committee received comments on this measure from the Department of Hawaiian Home Lands, Hawai'i Emergency Management Agency, and one individual.

Your Committee finds that homelessness is one of the State's most pressing issues and a persistent challenge, particularly among native Hawaiians. Native Hawaiians are disproportionately affected by homelessness at a higher rate than any other ethnicity in the State. Your Committee further finds that reducing the number of native Hawaiians experiencing, or on the verge of, homelessness may be more effective and help a greater number of beneficiaries if the focus is on offering temporary transitional housing instead of a rent-to-own option.

Accordingly, your Committee has amended this measure by:

- (1) Changing the Rent-with-Option-to-Purchase Pilot Program to the Native Hawaiian Supportive Housing Pilot Program to provide individual or shared micro housing units and services to certain native Hawaiian beneficiaries;
- (2) Deleting language that would have required the Department of Hawaiian Home Lands to establish any terms, conditions, and requirements to facilitate the transfer of ownership of a unit and the exercise of the option to purchase the unit;
- (3) Requiring the Department of Hawaiian Home Lands to create and make available financial education programs to participants in the Pilot Program;
- (4) Clarifying that the Pilot Program shall not be implemented with funds from any subsequent Act appropriating funds for the purposes of Act 279, Session Laws of Hawaii 2022;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and

(6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1040, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1040, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Kila).

SCRep. 1300 Housing on S.B. No. 393

The purpose of this measure is to:

- (1) Until December 31, 2024:
 - (A) Extend the period for a notice of termination of a rental agreement to fifteen calendar days;
 - (B) Require landlords to engage in mediation and delay filing an action for summary possession if a tenant schedules or attempts to schedule mediation; and
 - (C) Require landlords to include specific information in the notice provided to tenants and certain mediation centers;
- (2) Appropriate funds for the Pre-Litigation Mediation Program; and
- (3) Appropriates funds for and creates an Emergency Rent Relief Program to provide resources to help certain participants in pre-litigation mediation to avoid eviction and maintain stable tenancies.

Your Committee received comments on this measure from the Hawai'i Association of REALTORS and one individual.

Your Committee finds that when the coronavirus disease 2019 pandemic began, there were predictions that thousands of evictions would flood the court system. To avert this crisis, the Legislature enacted Act 57, Session Laws of Hawaii 2021 (Act 57), which modified the notice requirements for residential summary possession cases, mandated pre-filing mediation, and made funding available for pre-filing mediation services and rent relief. Your Committee further finds that under Act 57, eighty-five percent of cases mediated statewide settled without litigation and, in the First Circuit, eighty-five percent of these settlements resulted in tenants remaining in their homes. Act 57 was in effect until August 6, 2022, and demonstrated how the combination of a robust pre-litigation mediation process with rental relief led to significantly better outcomes for local families struggling to make ends meet. Your Committee therefore finds that establishing a rental assistance and early landlord-tenant mediation program will build upon the successes achieved under Act 57.

Your Committee notes that H.B. No. 1439, H.D. 2 (Regular Session of 2023), a substantially similar measure, was previously passed by the House. Your Committee believes that H.B. No. 1439, H.D. 2, is preferable because it sets parameters and provides more direction regarding the Pre-Litigation Mediation Program and Emergency Rent Relief Program.

Accordingly, your Committee has amended this measure by:

- (1) Deleting its contents and inserting the contents of H.B. No. 1439, H.D. 2, a measure that:
 - (A) Establishes and appropriates funds for a Pre-Litigation Mediation Pilot Program under the Judiciary, beginning on September 1, 2023, which requires landlords to participate in mediation before filing an action for summary possession;
 - (B) Establishes and appropriates funds for an Emergency Rent Relief Program under the Hawaii Public Housing Authority;
 - (C) Contains a sunset date of June 30, 2025; and
 - (D) Contains an effective date of June 30, 3000;
- (2) Clarifying that eligible participants in the Emergency Rent Relief Program are limited to those participants in the Pre-Litigation Mediation Pilot Program with an income of no more than eighty percent of the area median income; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 393, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 393, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Kila).

SCRep. 1301 Housing on S.B. No. 1462

The purpose of this measure is to establish an organizational, taxation, and regulatory framework for limited-profit housing associations, including the establishment of the Limited-Profit Housing Council to oversee and administer limited-profit housing associations in the State.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of Taxation and Department of Business, Economic Development, and Tourism.

Your Committee finds that the limited-profit housing associations system has a significant and successful role in the Austrian housing market. These associations are unique in that they operate under a specific limited-profit governance, which is not profit-driven or state-owned. While there is merit in one day adopting a limited-profit housing association system in the State, your Committee believes it more prudent to first study the feasibility of implementing such a system in the State.

Accordingly, your Committee has amended this measure by:

- (1) Deleting language that established an organizational, taxation, and regulatory framework for limited-profit housing associations, including a Limited-Profit Housing Council;
- (2) Establishing a Limited-Profit Housing Associations Working Group to study the feasibility and applicability of adopting a limited-profit housing association system in the State and report to the Legislature;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1462, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1462, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Kila).

SCRep. 1302 Housing on S.B. No. 729

The purpose of this measure is to:

- (1) Establish the Cooperative Housing Corporation Education Trust Fund and Planned Community Association Education Trust Fund;
- (2) Require cooperative housing corporations and planned community associations with five or more units to register with the Real Estate Commission and pay applicable fees;
- (3) Require members of boards of directors of cooperative housing corporations, planned community associations, and condominium associations to certify the receipt and review of certain corporation or association documents and relevant laws and rules and complete a board leader course approved by the Real Estate Commission;
- (4) Expand the duties of the Real Estate Commission to include approving and administering board leadership courses; and
- (5) Authorize monies in the Condominium Education Trust Fund to be used for the educational requirements for condominium association board members.

Your Committee received testimony in support of this measure from the Hawaii Council of Associations of Apartment Owners; Legislative Action Committee of the Community Associations Institute, Hawaii Chapter; Hui 'Oia'i'o; and six individuals. Your Committee received testimony in opposition to this measure from the Real Estate Commission; Honolulu Tower Association of Apartment Owners; Hawaii State Association of Parliamentarians; Law Offices of Mark K. McKellar, L.L.L.C.; Waikoloa Village; Princeville at Hanalei Community Association; and eleven individuals. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that existing law is silent in regard to ensuring that members of the boards of directors for cooperative housing corporations, planned community associations, and condominium associations are knowledgeable about the corporation's or association's articles of incorporation, bylaws, rules, regulations, or other pertinent documents. Your Committee believes that members of boards of directors must have pertinent knowledge about their authority and duties to better serve the association or corporation they represent.

However, your Committee notes that before the State can mandate certain requirements across the board for cooperative housing corporations, planned community associations, and condominium associations, a comprehensive study on compiling the regulatory authority over these associations and corporations under one entity is needed.

Accordingly, your Committee has amended this measure by:

- (1) Deleting language that would have:
 - (A) Established the Cooperative Housing Corporation Education Trust Fund and Planned Community Association Education Trust Fund;
 - (B) Required cooperative housing corporations and planned community associations to register with the Real Estate Commission and pay applicable fees; and
 - (C) Required board members of cooperative housing corporations and planned community associations to certify the receipt and review of certain corporation or association documents and relevant laws and rules and complete a board leader course;
- (2) Clarifying that the board leadership courses the Real Estate Commission must approve and administer include online training courses;
- (3) Specifying that the written certification and board leader course completion requirements for board members take effect on July 1, 2024;
- (4) Specifying that all board members of a condominium association who are actively serving a term of office on a board before July 1, 2024, shall:
 - (A) Certify the receipt of certain laws and documents by September 29, 2024; and
 - (B) Complete a board leadership course by July 1, 2025;
- (5) Making completion of a board leadership course optional for board members for condominium projects or associations with fifty condominium units or less;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 729, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 729, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Kila).

SCRep. 1303 Health & Homelessness on S.B. No. 975

The purpose of this measure is to:

- (1) Establish the criminal offense of unlawful shipment of tobacco products;
- (2) Amend the definition of "tobacco products" as used in the State's cigarette tax and tobacco tax law to include e-liquids and electronic smoking devices;
- (3) Increase license fees for wholesalers or dealers of cigarettes or tobacco products;
- (4) Increase the retail tobacco permit fee for retailers of cigarettes or tobacco products;
- (5) Repeal the Electronic Smoking Device Retailer Registration Unit in the Department of the Attorney General; and
- (6) Repeal prohibitions on delivery sales of electronic smoking devices to persons under the age of twenty-one.

Your Committee received testimony in support of this measure from the Department of Health; Department of the Attorney General; one member of the Hawai'i County Council; Hawaii State Teachers Association; American Heart Association; Campaign for Tobacco-Free Kids; Hawaii Medical Service Association; American Lung Association in Hawai'i; Hawaii COPD Coalition; Hawai'i Primary Care Association; Hawai'i Public Health Association; Papa Ola Lokahi; We Are One, Inc.; Coalition for a Tobacco-Free Hawaii Youth Council; Hawaii Dental Association; Parents and Children Together; University of Hawai'i Student Health Advisory Council; University of Hawai'i John A. Burns School of Medicine; Hawaii Association of Independent Schools; Coalition for a Tobacco-Free Hawai'i; Hawaii Dental Hygienists' Association; and numerous individuals. Your Committee received testimony in opposition to this measure from the Cigar Association of America, Consumer Choice Center, Americans for Tax Reform, National Taxpayers Union, Premium Cigar Coalition, and four individuals. Your Committee received comments on this measure from the Department of Taxation, Taxpayers Protection Alliance, Reason Foundation, and Tax Foundation of Hawaii.

Your Committee finds that twenty states have adopted a reduced tax for vape products such as electronic smoking devices and e-liquids on the rationale that these products are a harm reduction tool, while ten states have enacted a tax on vape products at the same rate as their tax on other tobacco products. Your Committee further finds that an additional twenty states have not imposed any taxes on vape products.

Your Committee additionally finds that H.B. No. 537, H.D. 2 (Regular Session of 2023), a similar measure, was previously passed by the House.

Your Committee has amended this measure by:

- (1) Deleting its contents and inserting the contents of H.B. No. 573, H.D. 2, a measure that:
 - (A) Includes electronic smoking devices and e-liquids under the definition of "tobacco products" for purposes of the cigarette tax and tobacco tax law;
 - (B) Repeals the Electronic Smoking Device Retailer Registration Unit in the Department of the Attorney General; and
 - (C) Contains an effective date of January 1, 3000;
- (2) Exempting electronic smoking devices and e-liquids from the excise tax of seventy percent of the wholesale price imposed on all tobacco products other than large cigars;
- (3) Imposing an excise tax of an unspecified amount on the wholesale price of each electronic smoking device or e-liquid sold, used, or possessed by a wholesaler or dealer on and after January 1, 2024; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 975, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 975, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1304 Health & Homelessness on S.B. No. 599

The purpose of this measure is to:

- (1) Authorize physician assistants to issue orders for respiratory therapy and plans of care; and
- (2) Expand the types of health care providers under whom respiratory therapists may practice respiratory care to include physician assistants and advance practice registered nurses.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs, Hawaii Medical Board, Board of Nursing, Kaiser Permanente Hawai'i, Hawai'i State Center for Nursing, Hawai'i Pacific Health, Hawaii Society for Respiratory Care, Hawai'i Academy of Physician Assistants, Hawai'i Association of Professional Nurses, and Kūpuna Caucus of the Democratic Party of Hawai'i.

Your Committee finds that under existing law, respiratory therapists are only able to provide respiratory care when they are under the direction of a physician or an osteopathic physician. Your Committee further finds that physician assistants and advance practice registered nurses are qualified health care providers who possess the necessary skill and training to issue orders for respiratory therapy and oversee the provision of respiratory care by respiratory therapists. This measure will remove barriers to access to health care by expanding the class of health care providers who may order and supervise the provision of respiratory care to include physician assistants and advance practice registered nurses.

Your Committee has amended this measure by making it effective upon approval.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 599, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 599, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Garcia). Noes, none. Excused, 1 (Kobayashi).

SCRep. 1305 Health & Homelessness on S.B. No. 63

The purpose of this measure is to:

- (1) Authorize the Board of Nursing to issue temporary permits to practical nurses and registered nurses who are licensed in another jurisdiction, under certain circumstances or hold a multistate license issued by another state, territory, or country, under certain circumstances;
- (2) Provide an exception from licensing requirements to nurses who are licensed in another state, territory, or country who are accompanying an out-of-state patient for less than two weeks and who are not employed or affiliated with a health care facility in the State; and
- (3) Appropriate funds to the Department of Commerce and Consumer Affairs for the temporary permit process.

Your Committee received testimony in support of this measure from the Hawai'i State Center for Nursing, Hawai'i Pacific Health, The Queen's Health System, Hawai'i Primary Care Association, Healthcare Association of Hawaii, The Kūpuna Caucus of the Democratic Party of Hawai'i, Hawaii Association of Health Plans, and one individual. Your Committee received comments on this measure from the Regulated Industries Complaint Office, Board of Nursing, and Grassroot Institute of Hawaii.

Your Committee finds that there is a severe shortage of health care professionals in every field, including nurses, which has impacted nearly every hospital in the State. Your Committee further finds that when a traveling nurse is hired by a health care facility, the nurse must apply for a temporary permit and full credentialing requirement before practicing in the State. However, there is a considerable lag time between the submission of an application for a temporary permit and its issuance, resulting in the nurse being unable to work and unable to help alleviate the State's nurse staffing shortage. This measure seeks to streamline the permitting process for temporary licensure for registered nurses and licensed practical nurses, which will expand and strengthen the State's critical health care workforce and improve access to care for Hawaii residents.

Your Committee has amended this measure by:

- (1) Clarifying certain requirements that must be met by an out-of-state licensed practical nurse or registered nurse before the Board of Nursing may issue a temporary permit, including deleting language requiring applicants for temporary permits to:
 - (A) Complete fingerprinting requirements for a criminal history record check; and
 - (B) Submit a certified copy of a self-query report from the National Practitioner Data Bank to the Board of Nursing;
- (2) Clarifying that an individual who currently holds a multistate license may also meet these same requirements for a temporary permit;
- (3) Deleting language permitting an out-of-state licensed practical nurse or registered nurse to simultaneously apply for a temporary permit and a license to practice;
- (4) Deleting language providing an exception to the six-month expiration date of the temporary permit for applicants who simultaneously file an application for a temporary permit and a license to practice;
- (5) Deleting language requiring the Board of Nursing to approve of an application within seven business days of the date the completed application was received;
- (6) Restoring statutory language permitting the practice of nursing under a nonrenewable permit by a graduate of a school of nursing who has submitted an application for license to practice and is awaiting the results of their licensing examination;
- (7) Changing the effective date to June 30, 2000, to encourage further discussion; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 63, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 63, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1306 Health & Homelessness on S.B. No. 674

The purpose of this measure is to adopt the Interstate Medical Licensure Compact.

Your Committee received testimony in support of this measure from the Hawaii Medical Board, Hawai'i Pacific Health, The Queen's Health System, AlohaCare, Hawaii Medical Service Association, Hawai'i Primary Care Association, Healthcare Association of Hawaii, Hawaii Association of Health Plans, Kūpuna Caucus of the Democratic Party of Hawai'i, Hawai'i Psychiatric Medical Association, Hawaii Medical Association, and three individuals. Your Committee received comments on this measure from the Regulated Industries Complaints Office, Grassroot Institute of Hawaii, and Hawaii Association for Justice.

Your Committee finds that the Interstate Medical Licensure Compact creates a comprehensive process that complements the existing licensing and regulatory authority of state medical boards and provides a streamlined process that allows physicians to become licensed in multiple states. Your Committee further finds that adoption of the Interstate Medical Licensure Compact will help address the State's severe health care provider shortage by expediting the licensure requirements for physicians licensed in other states and increasing the ability for physicians to practice across participating jurisdictions.

Your Committee has amended this measure by:

- (1) Inserting language holding officers and employees of the Interstate Commission liable for any damage, loss, injury, or liability resulting from the officer's or employee's negligence or gross negligence;
- (2) Authorizing rather than requiring the Department of Commerce and Consumer Affairs to adopt administrative rules to implement and administer the Interstate Medical License Compact;
- (3) Authorizing the Department of Commerce and Consumer Affairs to conduct criminal history record checks on applicants seeking licensure under the Interstate Medical Licensure Compact; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 674, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 674, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1307 Health & Homelessness on S.B. No. 320

The purpose of this measure is to establish a working group to study the feasibility and effects of the State adopting the Psychology Interjurisdictional Compact.

Your Committee received testimony in support of this measure from the United States Department of Defense, AlohaCare, and Hawaii Association of Health Plans. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Board of Psychology, Grassroot Institute of Hawaii, and Hawai'i Psychological Association.

Your Committee finds that the State is facing a shortage of health care workers, including psychologists. Your Committee further finds that establishing a working group to study the benefits, implementation and administration, and economic feasibility of adopting the Psychology Interjurisdictional Compact will assist the State in making well-informed decisions regarding potential solutions to address the State's mental health provider shortages.

Your Committee has amended this measure by:

- (1) Clarifying the parameters of the study;
- (2) Adding as members of the working group one member of the Board of Psychology and a licensed psychologist or a representative of the Hawaii Psychological Association;
- (3) Specifying a dissolution date of July 1, 2024, for the working group;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 320, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 320, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Garcia). Excused, 1 (Kobayashi).

SCRep. 1308 Health & Homelessness on S.B. No. 693

The purpose of this measure is to mandate reimbursement for services provided by pharmacists within their scope of practice by public and private health plans in the State.

Your Committee received testimony in support of this measure from the University of Hawai'i at Hilo, Board of Pharmacy, Hawai'i Pacific Health, AARP Hawai'i, Hawai'i Pharmacists Association, Hawai'i Primary Care Association, KTA Super Stores, Community First Hawai'i, Family Medicine Center, American Pharmacists Association, The Keto Prescription Clinic, Big Island Docs, and numerous individuals. Your Committee received comments on this measure from the Department of Human Services, Department of Commerce and Consumer Affairs, Hawaii Medical Service Association, Kaiser Permanente Hawai'i, The Queen's Health System, Hawaii Association of Health Plans, and AlohaCare.

Your Committee finds that the State is facing a severe shortage of health care providers, particularly in rural and underserved areas of the State. Your Committee further finds that pharmacists can bridge the gaps created by the State's physician shortage by educating patients on how and when to check blood sugar, ways to avoid and manage hypoglycemia, how to take their medications correctly to avoid adverse effects, and various medication utilization techniques. Pharmacists are also geographically dispersed throughout the community with extended hours of operation, making access to health care provided through pharmacies convenient for patients in each locality. Your Committee finds that providing reimbursement to pharmacists practicing within their scope of practice will enable pharmacies to remain open and ensure local pharmacists can continue providing vital care to their patients. Your Committee notes that pursuant to section 23-51, Hawaii Revised Statutes, it is necessary to request the Auditor by concurrent resolution to complete an assessment on the mandated health insurance coverage proposed by this measure.

Your Committee has amended this measure by:

- (1) Changing the date after which mandated reimbursement for services provided by pharmacists within their scope of practice by private and public health plans in the State takes effect to July 1, 2025;
- (2) Clarifying that the mandated reimbursement for services provided by pharmacists is limited to licensed pharmacists who are contracted with the insurer or mutual benefit society to provide services;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 693, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 693, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Garcia). Noes, none. Excused, 1 (Kobayashi).

SCRep. 1309 Health & Homelessness on S.B. No. 673

The purpose of this measure is to authorize terminally ill patients to use medical cannabis in certain health care facilities, under certain conditions.

Your Committee received testimony in support of this measure from four individuals. Your Committee received comments on this measure from the Department of Public Safety, Department of Law Enforcement, Healthcare Association of Hawaii, and two individuals.

Your Committee finds that terminally ill patients often experience severe pain, loss of appetite, and nausea, which are all symptoms that can be treated or alleviated through the medical use of cannabis. However, in many jurisdictions where medical cannabis is legal, including Hawaii, terminally ill patients are currently unable to continue taking medical cannabis as part of their treatment plan while in the hospital, even if they possess a valid registration card.

Your Committee recognizes that in response to a need for terminally ill patients to have access to all appropriate medical treatments, California recently enacted the Compassionate Access to Medical Cannabis Act, or "Ryan's Law", which allows terminally ill patients to use medical cannabis for palliative relief while receiving in-patient care at certain specified types of health care facilities. Your Committee understands the merits behind California's law, which is the first of its kind in the country. However, your Committee finds that additional discussion of this topic is needed prior to enacting a similar law in Hawaii.

Accordingly, your Committee has amended this measure by:

- (1) Removing language that authorized terminally ill patients to use medical cannabis in certain health care facilities, under certain conditions;
- (2) Establishing a Terminally Ill Qualifying Patient Medical Cannabis Use Working Group to study the feasibility of permitting terminally ill qualifying patients to safely use medical cannabis within a health care facility and submit a report to the Legislature;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 673, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 673, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1310 Health & Homelessness on S.B. No. 465

The purpose of this measure is to authorize the interisland transportation of cannabis by qualifying patients and qualifying out-of-state patients for personal medical use; provided that no individual or entity shall be required to violate federal law with regard to the interstate transport of cannabis.

Your Committee received testimony in support of this measure from Akamai Cannabis Consulting and one individual. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Health, Department of Transportation, and Department of the Attorney General.

Your Committee finds that permitting qualifying patients and qualifying out-of-state patients to transport cannabis on interisland flights will ensure these patients continue to have access to cannabis for their personal medical use.

Your Committee has amended this measure by:

- (1) Requiring the Department of Transportation to adopt rules for the interisland transport of controlled substances within the jurisdictional limits of the State, which extend twelve nautical miles from the perimeter of each island and connect Oahu, Maui, Molokai, Lanai, and Kahoolawe;
- (2) Clarifying that no individual or entity shall be required to violate federal law;
- (3) Specifying that state law and its protections do not affect federal law;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests the Department of Transportation to review the policies and airport procedures of the Oakland International Airport as a model for this measure.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 465, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 465, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1311 Health & Homelessness on S.B. No. 962

The purpose of this measure is to:

- (1) Add or clarify requirements for the Medical Cannabis Dispensary Program related to signage, types of permitted manufactured cannabis products, supervision of certain personnel who are onsite at a retail dispensing location or medical cannabis production center, annual reporting requirements for the Department of Health, and the continuing education and training program conducted by the Department of Health;
- (2) Establish annual reporting requirements for the Department of Health regarding the Medical Cannabis Patient Registry Program;
- (3) Require the Department of Business, Economic Development, and Tourism to submit a report to the Legislature analyzing aggregated de-identified information regarding the Medical Cannabis Patient Registry Program and Medical Cannabis Dispensary Program; and
- (4) Make various housekeeping amendments.

Your Committee received testimony in support of this measure from the Department of Health, Maui Grown Therapies, Cure Oahu, Hawai'i Cannabis Industry Association and two individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department Of Business, Economic Development, and Tourism; and Akamai Cannabis Consulting.

Your Committee finds that in addition to structural issues already impacting the cannabis industry nationwide, the medical cannabis market has, like many other industries, been subject to the recent impacts of inflation and labor shortage issues, both within business operations and with its vendors. Your Committee further finds that additional oversight of sites where cannabis is cultivated for medical use by qualifying patients or their primary caregivers is needed to ensure these sites are operating as intended by the Medical Cannabis Registry Program. Your Committee believes that additional amendments to this measure are necessary to improve patient access and education, transparency, and regulation of medical cannabis and medical cannabis dispensaries. These amendments will remove administrative barriers, assist medical cannabis dispensaries with streamlining operations and resources, and establish registration requirements and limitations for medical cannabis cultivation sites.

Accordingly, your Committee has amended this measure by:

- (1) Defining "waiting room" within a medical cannabis retail dispensing location and specifying who may have access to the waiting room;
- (2) Amending the medical cannabis dispensary licensing fee structure;
- (3) Permitting the use of lettering in colors approved by the Department of Health on the labels of cannabis and manufactured cannabis products;
- (4) Establishing a Medical Cannabis Cultivation Site Registry and registration fee for the owners or operators of medical cannabis cultivation sites where qualifying patients or their primary caregivers are cultivating cannabis for medical use and the site is not the residence of either the qualifying patient or their primary caregiver;
- (5) Amending the use of and sources of funding for the Medical Cannabis Registry and Regulation Special Fund by:
 - (A) Authorizing expenditures from the special fund for the regulation of medical cannabis collectives and cooperatives, medical cannabis dispensaries, and for the establishment and regulation of the Medical Cannabis Cultivation Site Registry;
 - (B) Authorizing the Office of Medical Cannabis Control and Regulation, in addition to the Director of Health, to expend monies deposited in the special fund for certain activities;
 - (C) Authorizing the deposit of fees from the Medical Cannabis Cultivation Site Registry into the special fund; and
 - (D) Deleting the Medical Cannabis Registry Program Sub-account and Medical Cannabis Dispensary Program Sub-account;

- (6) Prohibiting the cultivation, production, manufacture, possession, distribution, handling, or dispensation of medical cannabis except by qualifying patients, qualifying out-of-state patients, their authorized primary caregivers, or medical cannabis dispensaries;
- (7) Restricting the number of qualifying patients who may use a grow site to twenty, unless an exemption is obtained from the Department of Health and authorizing the Department to conduct inspections of grow sites to verify compliance;
- (8) Prohibiting the use or receipt of cannabis as compensation for acting as a primary caregiver to a qualifying patient;
- (9) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (10) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Consumer Protection & Commerce, should it deliberate on this measure, to consider whether a medical cannabis cultivation site registration fee should be imposed on a qualifying patient who is cultivating cannabis for medical use at a site that is not the residence of either the qualifying patient or their primary caregiver.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 962, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 962, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1312 Labor & Government Operations on S.B. No. 435

The purpose of this measure is to:

- (1) Order the person or firm found to be in violation of the state law governing wages and hours of employees on public works to be jointly and severally liable for the penalty, with the penalty increasing for repeat violations;
- (2) Require each notice of violation to contain the names of the person and the firm;
- (3) Define a "person" for purposes of violations of the state law governing wages and hours of employees on public works, and related penalties and suspension; and
- (4) Require the Director of Labor and Industrial Relations to suspend the person and firm under specified conditions.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations and Hawai'i State AFL-CIO. Your Committee received comments on this measure from the General Contractors Association of Hawaii and Hawaii Operating Engineers Industry Stabilization Fund Political Action Committee.

Your Committee finds that this measure seeks to eliminate the circumvention of the state law governing wages and hours of employees on public works by entities that transfer key personnel to a separate company and continue business under a new name to avoid the suspension from work provision.

Your Committee has amended this measure by changing the definition of "person" to clarify that the contractors license, rather than the construction license, is the relevant document, and that the subordinate responsible managing employees who fall within the definition are those employed during the calendar period being investigated.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 435, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 435, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1313 Labor & Government Operations on S.B. No. 211

The purpose of this measure is to ensure that employment, work, and pay eligible for the purpose of computing retirement benefits include retroactive reinstatement, retroactive rescission of suspension, retroactive pay differentials, and back pay that are restored to an employee as part of an administrative, arbitral, or judicial proceeding, subject to certification by the Employees' Retirement System.

Your Committee received testimony in support of this measure from the Department of Human Resources of the City and County of Honolulu; State of Hawaii Organization of Police Officers; Hawaii Fire Fighters' Association; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawaii State Teachers Association; University of Hawaii Professional Assembly; and United Public Workers, AFSCME Local 646, AFL-CIO. Your Committee received comments on this measure from the Employees' Retirement System.

Your Committee finds that when employees or their unions avail themselves of their right to challenge employee suspensions, terminations, or compensation through the judicial, administrative, or arbitral process, the issues are frequently resolved with awards or settlements. These awards and settlements may require that the employee be "made whole".

Your Committee further finds that, according to the City and County of Honolulu, in such cases the employer remits its employer contribution and the employee contribution, which is deducted from the back pay, to the Employees' Retirement System, with the understanding that the Employees' Retirement System would include the employee's retroactive service as creditable service and the back pay as compensation for the purpose of determining the employee's pension eligibility and benefits. On December 17, 2021, the Employees' Retirement System issued a memorandum advising the state and county employers that "ERS benefit eligibility determinations and calculations may not be made, and ERS benefits may not otherwise be provided, pursuant to awards and settlement agreements that resolve claims between employees and employers". This measure is intended to amend the law to specifically accommodate the crediting of awards and settlements for service credits and benefits determination purposes in a way that is acceptable to the Employees' Retirement System and state and county employers and preserves the Employees' Retirement System's tax-exempt status.

Your Committee notes that it considered several amendments proposed by the Employees' Retirement System in its written testimony, but had concerns that the City and County of Honolulu's Department of Human Resources and other state and county departments had not had the chance to adequately review and opine on these proposed amendments. At the time this committee report was filed, the Employees' Retirement System also did not provide sufficient justification for its claims that these amendments were necessary under Internal Revenue Service rules and regulations.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Judiciary & Hawaiian Affairs, should it deliberate on this measure, to consider language to:

- (1) Include settlement agreements made in good faith without any kind of final adjudication by a court of competent jurisdiction; and
- (2) Allow second or third good faith opportunities, if correct information is not included in the court order or settlement agreement, to conform to the requirements of the Employees' Retirement System.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 211, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 211, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1314 Water & Land on S.B. No. 81

The purpose of this measure is to clarify that all powers and duties of the Board of Land and Natural Resources and the Department of Land and Natural Resources pursuant to chapters 183C and 171, Hawaii Revised Statutes, pertaining to areas designated under the state conservation district on lands identified and defined as "Mauna Kea lands" will be retained and will not be transferred to the Mauna Kea Stewardship and Oversight Authority upon the expiration of the five-year transition period pursuant to Act 255, Session Laws of Hawaii 2022.

Your Committee received testimony in support of this measure from the Department of Law Enforcement and one individual. Your Committee received testimony in opposition to this measure from the Mauna Kea Stewardship and Oversight Authority and three individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee notes the testimony of the Mauna Kea Stewardship and Oversight Authority indicating the Authority's desire to review Act 255, Session Laws of Hawaii 2022, in its totality and make comprehensive recommendations to the Legislature on matters that may require further clarification or changes.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 81, S.D. 2, and recommends that it pass Second Reading and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1315 Water & Land on S.B. No. 833

The purpose of this measure is to:

- (1) Authorize and appropriate funds to the Department of Agriculture, Department of Land and Natural Resources, and Agribusiness Development Corporation to acquire the Wahiawa Irrigation System, on terms negotiated and agreed upon by the Office of the Governor, and to purchase, repair, and maintain the associated spillway; and
- (2) Appropriate funds for the establishment of four full-time equivalent positions for the Department of Land and Natural Resources to manage and maintain its acquired portion of the Wahiawa Irrigation System.

Your Committee received testimony in support of this measure from the Department of Agriculture, Agribusiness Development Corporation, Ulupono Initiative, Land Use Research Foundation of Hawaii, Hawai'i Farm Bureau, ILWU Local 142, Dole Food Company Hawaii, and numerous individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that the Wahiawa Irrigation System is a critical irrigation system that supplies water to farmers in Waialua and Haleiwa on Oahu. Your Committee notes that Dole Food Company, Inc., has listed the Wahiawa Irrigation System for sale. Your Committee believes that the acquisition, maintenance, and preservation of the Wahiawa Irrigation System and the associated spillway is essential to agricultural irrigation for farmers in central and northern Oahu.

Your Committee has amended this measure by:

- (1) Authorizing the Agribusiness Development Corporation, rather than the Department of Land and Natural Resources, to acquire from Wahiawa Water Company, Inc.; Dole Food Company, Inc.; or Sustainable Hawaii, LLC; the fee simple interest of certain parcels in the Wahiawa Irrigation System;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider the following appropriation amounts:

- (1) \$21,000,000 for the Department of Agriculture to repair and expand the spillway and bring it into compliance with all relevant dam safety requirements;
- (2) \$5,000,000 for the Department of Agriculture to acquire a fee simple interest in the spillway;
- (3) \$800,000 for the Agribusiness Development Corporation to manage and maintain its acquired portion of the Wahiawa Irrigation System; and
- (4) \$500,000 for the establishment of four full-time equivalent positions for the Department of Land and Natural Resources to manage and maintain its acquired portion of the Wahiawa Irrigation System.

Your Committee also notes the Department of Land and Natural Resources' testimony that due to significant ongoing challenges to manage its portion of the Wahiawa Irrigation System, even the four additional positions may be insufficient staff resources to adequately manage the area. The Department indicated that additional officers from its Division of Conservation and Resources Enforcement will be required to respond to homeless and other enforcement issues in the area and that it will inform your Committee of the Department's estimated needs for this purpose.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 833, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 833, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1316 Water & Land on S.B. No. 1064

The purpose of this measure is to facilitate the improvement or removal of deficient dams and appurtenances by:

- (1) Establishing and appropriating monies for a Dam and Appurtenance Improvement or Removal Grant Program to provide the owners of private dams and appurtenances with funds for plans, design, construction, and equipment to improve or remove deficient dams and appurtenances, as determined by the Department of Land and Natural Resources; and
- (2) Appropriating monies for certain operating expenses and the establishment of two full-time equivalent (2.0 FTE) permanent positions in the Department of Land and Natural Resources.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Land Use Research Foundation of Hawaii, and Hawai'i Farm Bureau.

Your Committee finds that while the owners of private dams are responsible for maintaining their dams, there are potential hazards associated with deficient dams. This measure would assist private dam owners to finance the repair, removal, or rehabilitation of their dams to meet proper safety standards.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests that your Committee on Finance, should it choose to deliberate on this measure, to consider appropriating:

- (1) \$220,000 in recurring funds for the two full-time equivalent (2.0 FTE) permanent positions in the Department of Land and Natural Resources; and
- (2) \$15,000,000 in one-time seed funding for the Dam and Appurtenance Improvement or Removal Grant Program.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1064, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1064, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1317 Water & Land on S.B. No. 1254

The purpose of this measure is to:

- (1) Establish certain lands within the Kaiwi State Scenic Shoreline as the Kaiwi Coast State Park;
- (2) Require the land within the Kaiwi Coast State Park to be preserved in perpetuity primarily in its wild and natural state;
- (3) Establish positions within the Department of Land and Natural Resources to support proper land and parks management at the Kaiwi Coast and other surrounding areas; and
- (4) Appropriate monies for the establishment, planning, and design of the Kaiwi Coast State Park and Maunaloa-Makapuu Scenic Byway improvements.

Your Committee received testimony in support of this measure from the Friends of Hanauma Bay, Hawaii Reef and Ocean Coalition, Livable Hawaii Kai Hui, Hawai'i Bicycling League, Surfrider Foundation – Hawai'i Region, Ka Iwi Coalition, Sierra Club of Hawai'i, and one individual. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that this measure would enhance the Maunaloa-Makapuu Scenic Byway and protect and preserve the lands of the Kaiwi Coast in perpetuity for future generations.

Your Committee has amended this measure by:

- (1) Requiring the Department of Land and Natural Resources to petition the Board of Land and Natural Resources to designate certain lands as the "Kaiwi Coast State Park", instead of codifying the establishment of the Kaiwi Coast State Park in statute and establishing positions to support land and parks management along the Kaiwi Coast and other surrounding areas;
- (2) Requiring the Department of Land and Natural Resources to administer the lands in paragraph (1) that have been designated by the Board of Land and Natural Resources as a state park;
- (3) Requiring that all conditions and obligations related to federal funds previously expended on lands in paragraph (1) be observed unless otherwise authorized by the federal government;
- (4) Including the Department of Land and Natural Resources and City and County of Honolulu in the planning and design of the Kaiwi Coast State Park and Maunaloa-Makapuu Scenic Byway improvements;
- (5) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1254, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1254, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1318 Water & Land/Energy & Environmental Protection on S.B. No. 1066

The purpose of this measure is to establish within the Commission on Water Resource Management a Water Security Working Group to study and recommend, for legislative consideration and approval, priority capital improvement projects, including funding and financing strategies for each project, that leverage public-private investment to increase Hawaii's water security.

Your Committees received testimony in support of this measure from the Honolulu Board of Water Supply, Land Use Research Foundation of Hawaii, Ulupono Initiative, and four individuals. Your Committees received comments on this measure from the Department of Land and Natural Resources.

Your Committees find that as demonstrated by recent events, such as the fuel contamination caused by the Red Hill Bulk Fuel Storage Facility as well as longer-term trends such as declining rainfall over the last twenty years due to climate change, there is a greater need than ever before to protect and enhance Hawaii's fresh water resources.

Your Committees have amended this measure by:

- (1) Requiring the Water Security Working Group to also consider projects that increase the supply of fresh water;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Finance, should it choose to deliberate on this measure, to consider appropriating \$50,000 for the Water Security Working Group.

As affirmed by the records of votes of the members of your Committees on Water & Land and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1066, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1066, S.D. 2, H.D. 1, and be referred to your Committee on Economic Development.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 8. Noes, none. Excused, none.

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Perruso).

SCRep. 1319 Housing on S.B. No. 764

The purpose of this measure is to:

- (1) Allow a bank to invest, in aggregate, up to two percent of the bank's total assets in limited partnerships, limited liability partnerships, limited liability companies, and corporations formed to invest in affordable housing properties; and
- (2) Require approval from the Commissioner of Financial Institutions to exceed that amount.

Your Committee received testimony in support of this measure from Central Pacific Bank; Housing Hawai'i's Future; Chamber of Commerce Hawaii; NAIOP Hawaii; HPM Building Supply; EAH Housing; Ahe Group; Catholic Charities Hawai'i; Hunt Development Group, LLC; Hunt Capital Partners, LLC; Holomua Collaborative; Title Guaranty of Hawai'i; Roman Catholic Church in the State of Hawai'i; Maui Chamber of Commerce; and Avalon Development Company LLC. Your Committee received testimony in opposition to this measure from the Hawaii Bankers Association. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs and Hawaii Credit Union League.

Your Committee finds that existing law allows a bank to invest its own assets in limited partnerships, limited liability partnerships, limited liability companies, or corporations formed to invest in residential properties that qualify for the federal Low Income Housing Tax Credit. This measure will encourage banks to invest into more affordable housing projects, thereby helping with the housing shortage in the State.

Your Committee has amended this measure by:

- (1) Allowing a bank to invest, in aggregate, up to fifteen percent of the bank's capital and surplus without the approval of the Commissioner of Financial Institutions;
- (2) Authorizing a bank to apply to the Commissioner of Financial Institutions for approval for the bank to invest up to twenty percent, in aggregate, of the bank's capital and surplus and specifying that the application shall be deemed approved if the Commissioner does not render a decision within twenty days;
- (3) Specifying that a bank shall not invest more than twenty percent, in aggregate, of the bank's capital and surplus;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 764, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 764, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Kila).

SCRep. 1320 Tourism/Economic Development on S.B. No. 1522

The purpose of this measure is to:

- (1) Establish the Office of Tourism and Destination Management, including its powers, duties, and responsibilities; and
- (2) Repeal the Hawaii Tourism Authority.

Your Committees received testimony in support of this measure from four individuals. Your Committees received testimony in opposition to this measure from two individuals. Your Committees received comments on this measure from the Department of Business, Economic Development, and Tourism; Department of Taxation; Hawai'i Tourism Authority; Kohala Coast Resort Association; Hawai'i Lodging & Tourism Association; Maui Hotel & Lodging Association; Maui Chamber of Commerce; and one individual.

Your Committees find that the managing agency of the State's top economic driver is in need of an overhaul as public discourse and perception have grown more critical of the increasing number of visitors to the State and their impact on the State's environment resources and infrastructure. While your Committees appreciate the efforts and success of the existing agency, your Committees believe it is now time to focus on destination management and regenerative tourism. This measure will address public concerns by establishing a new agency that focuses on managing tourism rather than marketing tourism.

Your Committees have amended this measure by:

- (1) Amending the purpose section;
- (2) Changing the Office of Tourism and Destination Management to the Office of Destination Management;
- (3) Exempting the appointment of members of the Board of Directors of the Office of Destination Management from the advice and consent of the Senate;
- (4) Clarifying that the \$3,000,000 of Transient Accommodations Tax revenues allocated to the Special Land and Development Fund shall be expended in accordance with the Office of Destination Management strategic plan, rather than the Hawaii Tourism Authority's 2020-2025 strategic plan;

- (5) Changing the appropriation amount for the establishment, administration, operation, and positions of the Office of Destination Management from \$50,000,000 to \$100,000,000;
- (6) Adding multiple positions for the Office of Destination Management;
- (7) Establishing and appropriating an unspecified amount for a Tourism Liaison Officer within the Office of the Governor;
- (8) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (9) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Tourism and Economic Development that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1522, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1522, S.D. 2, H.D. 1, and be referred to your Committee on Water & Land.

Signed by the Chairs on behalf of the Committees.

Tourism: Ayes, 6. Noes, 1 (Pierick). Excused, 1 (Kong).

Economic Development: Ayes, 6. Noes, 1 (Pierick). Excused, 1 (Kong).

SCRep. 1321 Energy & Environmental Protection on S.B. No. 504

The purpose of this measure is to, beginning on December 31, 2026, prohibit the manufacture, sale, offer for sale, distribution for sale, and distribution for use of any food packaging, food service ware, cosmetic, or personal care product that contains perfluoroalkyl and polyfluoroalkyl substances.

Your Committee received testimony in support of this measure from the Department of Health, Department of Environmental Management of the County of Hawai'i, Honolulu Board of Water Supply, Makakilo/Kapolei/Honokai Hale Neighborhood Board No. 34, Hawai'i Reef and Ocean Coalition, Climate Protectors Hawai'i, Life of the Land, Friends of Hanauma Bay, Environmental Caucus of the Democratic Party of Hawai'i, Sierra Club of Hawai'i, Iron Workers Stabilization Fund, and seven individuals. Your Committee received testimony in opposition to this measure from the Personal Care Products Council, Consumer Brands Association, Retail Merchants of Hawaii, American Chemistry Council, and one individual. Your Committee received comments on this measure from the Maui Chamber of Commerce.

Your Committee finds that perfluoroalkyl and polyfluoroalkyl substances (PFAS) have multiple adverse health effects on humans, despite being utilized in a broad range of products, including clothing, textiles, food packaging, and cosmetic products. Although PFAS in certain types of food packaging and firefighting foam will be prohibited in the State at the end of 2024, this measure will further protect residents against toxic chemicals by subjecting additional PFAS-containing consumer products to the prohibition.

Your Committee has amended this measure by:

- (1) Adding certain exceptions from the prohibition of PFAS-containing consumer products;
- (2) Inserting definitions for "cosmetic", "food service ware", "ingredient", "manufacturer", "perfluoroalkyl and polyfluoroalkyl substances" or "PFAS", and "personal care product";
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that the repeal of section 321-602, Hawaii Revised Statutes, in section 3 of this measure is not intended to take effect until January 1, 2027, after the more comprehensive prohibitions proposed by this measure are intended to take effect.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 504, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 504, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (Ward). Noes, none. Excused, 1 (Perruso).

SCRep. 1322 Energy & Environmental Protection/Water & Land on S.B. No. 285

The purpose of this measure is to:

- (1) Establish and appropriate funds to implement a three-year new wastewater system demonstration pilot program within the University of Hawaii Water Resources Research Center to review, examine, and demonstrate new wastewater technology systems; implement those technologies in wastewater system demonstration projects; and establish a ranking system similar to the Hawaii cesspool prioritization tool for the islands of Molokai, Lanai, and Niihau; and
- (2) Appropriate funds for two full-time equivalent (2.0 FTE) positions within the Department of Health's Wastewater Branch.

Your Committees received testimony in support of this measure from the Department of Health, Department of Hawaiian Home Lands, University of Hawai'i Water Resources Research Center and Sea Grant College Program, Hawai'i Association of REALTORS, Environmental Caucus of the Democratic Party of Hawai'i, Hawai'i Reef and Ocean Coalition, Public Access to SunScreens, Ulupono Initiative, Coral Reef Alliance, WAI: Wastewater Alternatives & Innovations, and two individuals.

Your Committees find that cesspool pollution poses a significant danger to the State's ground water, streams, drinking water, and coastal ecosystems. Your Committees further find that to address cesspool pollution, the State established a requirement that all cesspools in the State be upgraded, converted, or connected by 2050. This measure encourages the review and implementation of new and innovative technologies in wastewater management that could be critical for diverting sewage at scale.

Your Committees have amended this measure by:

- (1) Inserting language that creates a new Cesspool Conversion Section within the Department of Health's Wastewater Branch that is dedicated to facilitating the conversion of cesspools within the State;
- (2) Inserting language that establishes and appropriates funds for three full-time equivalent (3.0 FTE) permanent positions within the Cesspool Conversion Section for fiscal years 2023-2024 and 2024-2025;
- (3) Inserting language that establishes and appropriates funds for three additional full-time equivalent (3.0 FTE) permanent positions within the Cesspool Conversion Section for fiscal year 2024-2025;

- (4) Deleting language that would have appropriated funds for two full-time equivalent (2.0 FTE) positions for the Department of Health's Wastewater Branch;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 285, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 285, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Perruso).

Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 1323 Energy & Environmental Protection/Water & Land on S.B. No. 426

The purpose of this measure is to implement the recommendation of the Cesspool Conversion Working Group to accelerate the dates for required upgrades, conversions, or connections of priority level 1 cesspools and priority level 2 cesspools by requiring:

- (1) Priority level 1 cesspools to be upgraded, converted, or connected before January 1, 2030; and
- (2) Priority level 2 cesspools to be upgraded, converted, or connected before January 1, 2035.

Your Committees received testimony in support of this measure from the Department of Health; Department of Land and Natural Resources; Hawaii Green Infrastructure Authority; Hawai'i Climate Change Mitigation & Adaptation Commission; University of Hawai'i Sea Grant College Program and Water Resources Research Center; Environmental Caucus of the Democratic Party of Hawai'i; Surfrider Foundation, Hawai'i Region; Public Access to SunScreens; Hawai'i Reef and Ocean Coalition; Ulupono Initiative; Coral Reef Alliance; WAI: Wastewater Alternatives & Innovations; and eight individuals. Your Committees received testimony in opposition to this measure from seven individuals. Your Committees received comments on this measure from the Hawai'i Association of REALTORS.

Your Committees find that cesspool pollution damages public health; pollutes drinking water; and lowers water quality in streams, ground water, nearshore marine areas, and the ocean. Your Committees further find that the Cesspool Conversion Working Group, when tasked with developing a long-range, comprehensive plan for conversion of cesspools statewide by 2050, recommended staggering the upgrades of cesspools based on their environmental impact. This measure implements the recommendation of the Cesspool Conversion Working Group to more timely protect the health of Hawai'i's waters and marine ecosystems.

Your Committees have amended this measure by:

- (1) Including a planned development of sewerage upgrades to an area as a legitimate reason for an exemption from upgrading, converting, or connecting a cesspool;
- (2) Authorizing the Department of Health to grant extensions of up to five years at a time for cesspool upgrades, conversions, or connections based on demonstration of financial inability to pay or finance a cesspool upgrade, conversion, or connection and to adopt rules necessary to grant those extensions;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 426, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 426, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 5; Ayes with Reservations (Ward). Noes, none. Excused, 2 (Gates, Perruso).

Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 1324 Energy & Environmental Protection/Water & Land on S.B. No. 777

The purpose of this measure is to provide a temporary income tax credit for the cost of upgrading or converting a qualified cesspool to a wastewater system approved by the Director of Health or connecting to a sewerage system.

Your Committees received testimony in support of this measure from the Department of Health, Hawai'i Climate Change Mitigation & Adaptation Commission, University of Hawai'i Sea Grant College Program and Water Resources Research Center, Environmental Caucus of the Democratic Party of Hawai'i, Public Access to SunScreens, WAI: Wastewater Alternatives & Innovations, and five individuals. Your Committees received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committees find that the State has more than eighty thousand cesspools that release more than fifty million gallons of raw sewage into the State's groundwater and surface waters every day. While the State established a requirement for the upgrade, conversion, or connection of all cesspools in the State by 2050, further mechanisms, such as tax credits, will assist households who may struggle with the associated financial costs.

Your Committees have amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider an individual tax credit cap amount of \$10,000.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 777, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 777, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Perruso).

Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 1325 Energy & Environmental Protection/Water & Land on S.B. No. 428

The purpose of this measure is to require each county to develop a comprehensive integrated wastewater management plan and financial strategy and submit its respective plan and financial strategy to the Legislature.

Your Committees received testimony in support of this measure from the Department of Health, University of Hawai'i Sea Grant College Program and Water Resources Research Center, Hawai'i Association of REALTORS, Environmental Caucus of the Democratic Party of Hawai'i, Public Access to SunScreens, Ulupono Initiative, Hawai'i Reef and Ocean Coalition, WAI: Wastewater Alternatives & Innovations, and four individuals. Your Committees received comments on this measure from the Grassroot Institute of Hawaii.

Your Committees find that because thousands of cesspools will need to be converted by 2050, proper planning and administration across various stakeholders and governmental agencies are essential. This measure ensures that each county identifies its respective infrastructure requirements and improves planning and outreach efforts for conversions, upgrades, and connections.

Your Committees have amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 428, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 428, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Perruso).

Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 1326 Energy & Environmental Protection/Water & Land on S.B. No. 781

The purpose of this measure is to require government entities in the State that issue building permits to:

- (1) Implement SolarAPP+ or a functionally equivalent online automated permitting platform that verifies code compliance and issues permits to licensed contractors for solar distributed energy resource systems in real time by January 1, 2024; and
- (2) Adopt self-certification for solar distributed energy resource systems that are not SolarAPP+ compatible, under certain conditions.

Your Committees received testimony in support of this measure from the Hawaii Green Infrastructure Authority; Citizens' Climate Lobby Hawaii; Sierra Club of Hawai'i; Hawaii Environmental Change Agents' Decarbonization of Buildings Task Force; Hawaii Food Industry Association; Hawaii Unified Industries, LLC; Photonworks Engineering LLP; Alternate Energy Hawaii; Independent Energy Hawaii; Green Power Projects LLC; Solar Services Hawaii LLP; Grand Solar, Inc.; Our Revolution Hawaii; Ulupono Initiative; 350Hawaii.org; Climate Protectors Hawai'i; Sunnova; Hawaii Energy Connection, LLC; Sunrun; Hawaii Solar Energy Association; Hawai'i Energy; Tesla; Malama Solar; Kauai Climate Action Coalition; Fortress Power; Pacific Resource Partnership; Blue Planet Foundation; and numerous individuals. Your Committees received comments on this measure from the Hawaii Regional Council of Carpenters.

Your Committees find that in order to transition the State away from imported fossil fuels and toward locally available renewable energy sources, the administrative barriers that constrain deployment of residential and commercial-scale distributed energy resources must be lowered. This measure encourages the adoption of online permitting tools to help meet the State's clean energy, reliability, and resilience needs.

Your Committees have amended this measure by:

- (1) Specifying that applicable government entities in the State may promote the use of certain labor standards in issuing building permits for solar distributed energy resource systems;
- (2) Clarifying that the self-certification process established by applicable government entities applies to residential and commercial on-site solar distributed energy resource systems;
- (3) Specifying that for permit application approval under the self-certification process, a duly licensed architect, duly licensed engineer, or duly licensed plumber is required to notify the applicable government entity in the State that issues building permits that the solar distributed energy resource system complies with all applicable codes and laws;
- (4) Adding a definition for "residential distributed energy resource system";
- (5) Inserting language that makes the professional engineers, architects, surveyors, and landscape architects licensure law inapplicable to work with respect to residential distributed energy resource systems;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 781, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 781, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Perruso).

Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 1327 Energy & Environmental Protection/Water & Land on S.B. No. 458

The purpose of this measure is to:

- (1) Establish the Renewable Energy Resources Development Special Fund; and

- (2) Require geothermal royalties to be paid as follows: ten percent to the county where the geothermal mining operations are situated, fifty percent to the Department of Land and Natural Resources, twenty percent to the Office of Hawaiian Affairs, and twenty percent to be deposited into the Renewable Energy Resources Development Special Fund.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources, Office of Hawaiian Affairs, Hawaii State Energy Office, Servco Pacific Inc., and Ulupono Initiative. Your Committees received testimony in opposition to this measure from the County of Hawai'i Planning Department, two members of the Hawai'i County Council, and five individuals. Your Committees received comments on this measure from the Department of Budget and Finance, Sustainable Energy Hawai'i, DaRubbahSlippahGroup, Hawaii Ground Water and Geothermal Resource Center, and two individuals.

Your Committees find that geothermal technology facilitates the generation of power from heat and energy found below the Earth's surface. Additionally, the development of geothermal resources will be important for achieving the State's goal of transitioning to one hundred percent renewable energy generation statewide. Designating the royalties to further advance geothermal energy resources development will play a significant role in achieving one hundred percent renewable energy generation statewide.

Your Committees have amended this measure by:

- (1) Changing references to the "Renewable Energy Resources Development Special Fund" to "Geothermal Energy Resources Development Special Fund";
- (2) Clarifying that the Geothermal Energy Resources Development Special Fund may be used to support projects that promote and advance geothermal energy resources development;
- (3) Increasing the allocation of geothermal royalties paid to the county where the geothermal mining operations are situated to twenty percent, or \$450,000, whichever is greater;
- (4) Requiring that the geothermal royalties paid to the county be used for relocation funding and community benefits in areas directly surrounding the geothermal project that is paying the royalties;
- (5) Requiring that the county receiving geothermal royalties submit a detailed annual report to the Legislature outlining how the funds are expended;
- (6) Ensuring that the portion of geothermal royalties paid to the Office of Hawaiian Affairs is consistent with existing law regarding payment of ceded land revenues to the Office of Hawaiian Affairs;
- (7) Decreasing the percentage of annual geothermal royalties to be deposited into the Geothermal Energy Resources Development Special Fund from twenty percent to ten percent;
- (8) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (9) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 458, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 458, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 5; Ayes with Reservations (Cochran, Kahaloa, Ward). Noes, none. Excused, 2 (Gates, Perruso).

Water & Land: Ayes, 7; Ayes with Reservations (Souza). Noes, 1 (Ganaden). Excused, none.

SCRep. 1328 Corrections, Military & Veterans on S.B. No. 710

The purpose of this measure is to:

- (1) Require the McKinley Community School for Adults to work with Hawaii Friends of Restorative Justice to provide counseling services for incarcerated women participating in the education and reentry program for incarcerated women;
- (2) Appropriate monies as a grant for the University of Hawaii Windward Community College education and reentry program for incarcerated women; and
- (3) Authorize the University of Hawaii Windward Community College to award grants to private entities.

Your Committee received testimony in support of this measure from the Department of Public Safety, Department of Education, University of Hawai'i System, McKinley Community School for Adults, Community Alliance on Prisons, Women's Prison Project, Hawai'i Friends of Restorative Justice, and six individuals.

Your Committee finds that the first year of the education and reentry program for incarcerated women that was administered by Hawaii Friends of Restorative Justice proved to be successful in training incarcerated women to be general education development tutors for their peers, offering college correspondence courses, and providing reentry and transition services for women who wish to continue their education after release from incarceration. This measure helps incarcerated women achieve their educational goals and provides them with a gateway to social and economic mobility.

Your Committee has amended this measure by:

- (1) Deleting language that would have required the McKinley Community School for Adults to work with Hawaii Friends of Restorative Justice to provide counseling services for incarcerated women participating in the education and reentry program for incarcerated women;
- (2) Deleting language that would have appropriated monies to Hawaii Friends of Restorative Justice as a grant pursuant to chapter 42F, Hawaii Revised Statutes;
- (3) Inserting language that appropriates monies for an education and reentry program for incarcerated women to be administered by the University of Hawaii Windward Community College;
- (4) Deleting language that would have authorized the University of Hawaii Windward Community College to award grants to private entities to administer the education and reentry program for incarcerated women;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$250,000.

As affirmed by the record of votes of the members of your Committee on Corrections, Military & Veterans that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 710, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 710, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1329 Corrections, Military & Veterans on S.B. No. 711

The purpose of this measure is to appropriate funds to the Hawaii Friends of Restorative Justice as a grant to conduct a study of programming offered to persons incarcerated at correctional facilities and convene a group of incarcerated women for the purpose of identifying gaps in programming offered to female inmates.

Your Committee received testimony in support of this measure from the Department of Public Safety, Women's Prison Project, Stonewall Caucus of the Democratic Party of Hawai'i, Rainbow Family 808, and Hawai'i Psychological Association.

Your Committee finds that although existing state laws require equal access to programming for incarcerated women and men in the State's correctional facilities, parity does not appear to exist in the availability and quality of programming currently available. This measure would help to identify the inequalities in programming offered to persons incarcerated at correctional facilities and address these discrepancies offered to female inmates.

Your Committee has amended this measure by:

- (1) Extending the deadline that the Hawaii Friends of Restorative Justice is required to submit its study to the Legislature to June 30, 2024;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$100,000.

As affirmed by the record of votes of the members of your Committee on Corrections, Military & Veterans that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 711, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 711, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1330 Corrections, Military & Veterans on S.B. No. 712

The purpose of this measure is to appropriate funds to the University of Hawaii Windward Community College to support a level I trauma-informed certification program for adult corrections officers in the State.

Your Committee received testimony in support of this measure from the Office of Wellness and Resilience of the Office of the Governor; Judiciary; University of Hawai'i System; Department of Public Safety; Department of Health; Hawaii Correctional System Oversight Commission; State Council on Mental Health; United Public Workers, AFSCME Local 646, AFL-CIO; Women's Prison Project; Hawai'i Friends of Restorative Justice; Hawaii Substance Abuse Coalition; Opportunity Youth Action Hawai'i; University of Hawaii Professional Assembly; Hawai'i Psychological Association; and three individuals.

Your Committee finds that training in trauma-informed care for corrections professionals allows them to better connect with incarcerated individuals who have experienced trauma, which often results in improved rehabilitation outcomes and reduced recidivism rates. Therefore, this measure supports the establishment of a level I trauma-informed certification program to help corrections professionals identify and recognize the signs and symptoms of trauma.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$100,000.

As affirmed by the record of votes of the members of your Committee on Corrections, Military & Veterans that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 712, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 712, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1331 Corrections, Military & Veterans on S.B. No. 1163

The purpose of this measure is to appropriate funds for civilian auxiliary aviation services performed by the Civil Air Patrol.

Your Committee received testimony in support of this measure from the Hawai'i Emergency Management Agency and one individual.

Your Committee finds that the Civil Air Patrol has assisted emergency management agencies throughout the nation with response and recovery efforts during and after a disaster. Your Committee further finds that the Civil Air Patrol conducted aerial reconnaissance of the State after the severe weather incident in December 2021 and the photographs were instrumental in documenting the damage to roadways on the island of Maui and were included in the State's application for a federal disaster declaration. This measure ensures that critical auxiliary aviation services continue to be available in the State in the event of an emergency or disaster.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Corrections, Military & Veterans that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1163, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1163, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1332 Judiciary & Hawaiian Affairs on S.B. No. 16

The purpose of this measure is to require that the Hawaiian version of a law be held binding if the law in question was originally drafted in Hawaiian and then translated into English.

Your Committee received testimony in support of this measure from the Judiciary, Office of Hawaiian Affairs, Department of Land and Natural Resources, and two individuals. Your Committee received testimony in opposition to this measure from the Department of the Attorney General and Center for Hawaiian Sovereignty Studies.

Your Committee finds that in 2007, the United Nations adopted the United Nations Declaration on the Rights of Indigenous Peoples and this measure would contribute to the growing international movement for the protection of the rights of the world's indigenous peoples.

Your Committee has amended this measure by:

- (1) Specifying that the Hawaiian version of a law shall be binding if:
 - (A) The law was originally drafted in Hawaiian and the English version was translated based on the Hawaiian version; and
 - (B) The law has not been subsequently amended, codified, recodified, or reenacted in English; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 16, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 16, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1333 Judiciary & Hawaiian Affairs on S.B. No. 1074

The purpose of this measure is to propose amendments to Article VI, Section 3, of the Hawaii State Constitution to:

- (1) Change the required time frame from thirty to forty-five days for certain processes to appoint and consent to a justice's or judge's appointment; and
- (2) Mirror the appointment and Senate consent procedure for District Court judges with the appointment and Senate consent procedure for Hawaii Supreme Court justices and Intermediate Court of Appeals and Circuit Court judges.

Your Committee received no written testimony on this measure.

Your Committee finds that the existing Senate consent process for District Court judges, whereby a District Court appointee is automatically considered rejected if not consented to by the Senate within thirty days of receipt of the appointment, is inefficient. The Hawaii State Legislature is a part-time legislature, which means that the Senate must convene special sessions throughout the year for the sole purpose of consenting to District Court appointments. Your Committee believes that it would be more fiscally prudent and efficient for District Court appointments to be automatically considered consented to if the Senate fails to reject the appointment within forty-five days.

Your Committee has amended this measure by:

- (1) Clarifying the question to be printed on the ballot to provide greater context to the electorate of the constitutional amendments; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1074, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1074, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1334 Judiciary & Hawaiian Affairs on S.B. No. 917

The purpose of this measure is to propose an amendment to Article I, section 4, of the Constitution of the State of Hawaii to provide that freedom of speech protections under the state constitution do not include the expenditure of money to influence elections.

Your Committee received testimony in support of this measure from the Stonewall Caucus of the Democratic Party of Hawai'i, Rainbow Family 808, and three individuals. Your Committee received testimony in opposition to this measure from two individuals.

Your Committee finds that the United States Supreme Court's decision in Citizens United v. Federal Election Commission, 558 U.S. 310 (2010), has had a significant impact on elections in the United States. By reversing centuries-old campaign finance restrictions and designating corporate spending on elections as free speech protected under the First Amendment of the Constitution of the United States, the Supreme Court has enabled corporations to expand their already outsized political influence on election outcomes and policy decisions. Your Committee believes that it is important for the people of Hawaii to affirmatively declare that the freedom of speech enshrined in the Hawaii State Constitution does not include the expenditure of money to influence elections.

Your Committee has amended this measure by deleting language from the ballot question specifying that the constitutional amendment would take effect if the Supreme Court of the United States overturns, Congress overrides, or an amendment to the United States Constitution invalidates Citizens United.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 917, S.D. 3, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 917, S.D. 3, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1335 Judiciary & Hawaiian Affairs on S.B. No. 1295

The purpose of this measure is to propose amendments to the Constitution of the State of Hawaii to expressly provide that the Legislature may authorize political subdivisions, such as counties, to issue tax increment bonds and to exclude tax increment bonds in calculating the debt limit of the political subdivisions.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Department of Transportation; Office of Planning and Sustainable Development; and Hawai'i Community Development Authority. Your Committee received comments on this measure from the Department of the Attorney General, Tax Foundation of Hawaii, and Grassroot Institute of Hawaii.

Your Committee finds that tax increment financing allows a portion of property taxes in excess of a base assessed value to be dedicated to finance the costs of a project through the issuance of bonds. Although statutory law permits the counties to provide for tax increment financing and issue tax increment bonds, tax increment bonds are not clearly listed in the types of bonds that the counties may issue under the Hawaii State Constitution. This measure would clearly authorize this method of financing for public works, public improvements, and other actions by the counties within the tax increment districts.

Your Committee has amended this measure by:

- (1) Clarifying the question to be printed on the ballot to provide greater context to the electorate of the constitutional amendments; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1295, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1295, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1336 Judiciary & Hawaiian Affairs on S.B. No. 1490

The purpose of this measure is to:

- (1) Require the Attorney General to defend professionally licensed or certified state employees in civil actions or proceedings when the employee was acting within the scope of their employment and was not grossly negligent or wanton; and
- (2) Establish filing and hearing requirements for when the Attorney General refuses to defend any state or county employee in civil actions or proceedings on certain grounds.

Your Committee received testimony in support of this measure from the Hawaii Association for Justice and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO. Your Committee received comments on this measure from the Department of the Attorney General and Department of Human Services.

Your Committee finds that this measure would further strengthen the legal protections for governmental employees when exercising their professional judgment, which will enable the State to attract and retain qualified employees who may otherwise fear that they would be held personally and financially liable.

Your Committee has amended this measure by:

- (1) Deleting references to county employees; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1490, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1490, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Hashimoto, Kong).

SCRep. 1337 Judiciary & Hawaiian Affairs on S.B. No. 1166

The purpose of this measure is to authorize the renewal of driver's licenses online through electronic or digital means.

Your Committee received testimony in support of this measure from the Department of Transportation, Department of Customer Services of the City and County of Honolulu, and three individuals.

Your Committee finds that this measure would make the driver's license renewal process easier and more efficient for persons who hold certain categories of driver's licenses.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 2025; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1166, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1166, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Hashimoto, Kong).

SCRep. 1338 Judiciary & Hawaiian Affairs on S.B. No. 35

The purpose of this measure is to appropriate funds for the Judiciary to purchase civil legal services for low- and moderate-income persons.

Your Committee received testimony in support of this measure from the Judiciary, Department of Human Services, Hawai'i Access to Justice Commission, The Legal Clinic, Domestic Violence Action Center, Hawaii Friends of Civil Rights, Legal Aid Society of Hawai'i, Volunteer Legal Services Hawai'i, Hawai'i Coalition for Immigrant Rights, and two individuals.

Your Committee finds that legal services can be prohibitively expensive for low- and moderate-income persons. Your Committee further finds that there are several nonprofit and volunteer organizations in the State that provide quality legal services to these persons. This measure helps to ensure that legal services are available to persons who need them but lack the resources to pay for them.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$1,200,000.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 35, S.D. 2, and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Hashimoto, Kong).

SCRep. 1339 Judiciary & Hawaiian Affairs on S.B. No. 1527

The purpose of this measure is to:

- (1) Change the governmental entity responsible for the administration of the Address Confidentiality Program from the Office of the Lieutenant Governor to the Department of Law Enforcement;
- (2) Authorize the Department of Law Enforcement to contract the services of a third party for the mail forwarding and acceptance of service of legal process aspects of the Address Confidentiality Program; and
- (3) Appropriate funds for the Address Confidentiality Program.

Your Committee received testimony in support of this measure from the Office of the Lieutenant Governor, Department of Law Enforcement, Crime Victim Compensation Commission, Hawai'i State Coalition Against Domestic Violence, and two individuals.

Your Committee finds that establishing the Address Confidentiality Program within the Department of Law Enforcement, instead of the Office of the Lieutenant Governor, will provide a measure of safety, security, and relief for survivors of domestic abuse, sexual offenses, and stalking.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$280,000 for two full-time equivalent (2.0 FTE) positions, operating costs, and equipment.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1527, S.D. 2, and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Hashimoto, Kong).

SCRep. 1340 Culture, Arts & International Affairs on S.B. No. 449

The purpose of this measure is to appropriate funds to the Department of Business, Economic Development, and Tourism for the Commission on the Thirteenth Festival of Pacific Arts and Culture to plan for the Festival of Pacific Arts and Culture to be held in Honolulu from June 6 to June 16, 2024.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Hawai'i Tourism Authority; Commission on the 13th Festival of Pacific Arts and Culture; Hawai'i Lodging & Tourism Association, Halau Mohala I'lima; and one individual.

Your Committee finds that this festival is an important venue for indigenous cultures from throughout the Pacific region to be celebrated and perpetuated through the sharing and passing of cultural traditions from one generation to the next. Your Committee further finds that the festival is expected to generate up to \$27,000,000 in direct visitor spending, resulting in approximately \$3,200,000 of state tax revenues.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$5,000,000.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 449, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 449, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1341 Agriculture & Food Systems on S.B. No. 1486

The purpose of this measure is to require the Department of Agriculture, in collaboration and consultation with other entities, to develop and implement a plan to expand the meat processing and distribution capacity in the State to allow for meat from axis deer and other wild game to be processed for distribution by nonprofit food distribution services.

Your Committee received testimony in support of this measure from the Department of Health; Office of the Mayor of the County of Maui; Hawai'i Farm Bureau; Hawai'i Forest Industry Association; Maui County Farm Bureau; Maui Chamber of Commerce; Hawaii Cattlemen's Council, Inc.; Hawai'i Farmers Union United; Hawaii Food+ Policy; Aina Ho'okupu o Kilauea; and four individuals. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee finds that expanding the meat processing and distribution capacity in Hawaii to allow for the donation of axis deer and other wild game to feed the hungry provides a productive way to remove invasive species, such as deer, goat, and pigs, and protect the environment.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1486, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1486, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 1342 Agriculture & Food Systems on S.B. No. 99

The purpose of this measure is to require the Department of Agriculture to establish, implement, and administer a meat and poultry inspection program.

Your Committee received testimony in support of this measure from the Office of the Mayor of the County of Maui; Land Use Research Foundation of Hawaii; Hawaii'i Farm Bureau; Hawaii Cattlemen's Council, Inc.; Hawaii'i Farmers Union United; Maui Chamber of Commerce; and one individual. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee finds that this measure could help increase the capacity to process meat and poultry, diversify processing options, reduce processing impediments, reduce transportation time and costs, and support producers' ability to donate locally produced meat to food banks.

Your Committee has amended this measure by changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 99, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 99, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6; Ayes with Reservations (Ward). Noes, none. Excused, 1 (Perruso).

SCRep. 1343 Culture, Arts & International Affairs on S.B. No. 731

The purpose of this measure is to designate November 28 of each year as La Kuokoa, Hawaiian Independence Day, to celebrate the historical recognition of the independence of the Kingdom of Hawaii.

Your Committee received testimony in support of this measure from the Department of Accounting and General Services and one individual. Your Committee received testimony in opposition to this measure from the Center for Hawaiian Sovereignty Studies.

Your Committee finds that Hawaii's special heritage and various holidays distinguish Hawaii from other states. La Kuokoa commemorates the date of November 28, 1843, during the reign of Kamehameha III when Great Britain and France recognized the independence of the Hawaiian Kingdom through the signing of the Anglo-French Declaration, making it known to the world that the Hawaiian islands were one sovereign political unit under the complete and exclusive control of the Hawaiian Kingdom. Your Committee further finds that La Kuokoa was first recognized as a holiday in Hawaii in 1847 as an official holiday of the Republic of Hawaii in 1896, and continued to be celebrated by the Territory of Hawaii. Your Committee believes that the State's acknowledgment of La Kuokoa, or Hawaiian Independence Day, is an appropriate and meaningful way to celebrate the recognition of Hawaii's independence and its rich, diverse culture and history.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 731 and recommends that it pass Second Reading and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1344 Human Services on S.B. No. 313

The purpose of this measure is to:

- (1) Reduce the number of members on the State Rehabilitation Council from twenty-one to fifteen; and
- (2) Authorize the State Rehabilitation Council to establish quorum and conduct business without regard to vacancies.

Your Committee received testimony in support of this measure from the Department of Human Services, Department of Health, Disability and Communication Access Board, Hawaii State Rehabilitation Council, Hawaii Disability Rights Center, National Coalition of State Rehabilitation Councils, and National Disability Rights Network.

Your Committee finds that section 105 of the Rehabilitation Act of 1973, as amended, requires consumers, advocates, and other representatives of individuals with disabilities to participate in the administration and oversight of a state's Vocational Rehabilitation program. Under federal regulations, each State Rehabilitation Council must consist of at least fifteen members. Your Committee further finds that the Hawaii State Rehabilitation Council is statutorily required to have twenty-one members and has had difficulties recruiting and filling all twenty-one seats, resulting in difficulties meeting quorum requirements and hindering decision-making. This measure will allow the State Rehabilitation Council to fulfill its mission and retain federal Vocational Rehabilitation funding by reducing the number of statutorily required members from twenty-one to fifteen.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 313 and recommends that it pass Second Reading and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1345 Human Services on S.B. No. 1592

The purpose of this measure is to appropriate funds to establish three full-time equivalent positions within the Executive Office on Aging for the State's Senior Medicare Patrol Program.

Your Committee received testimony in support of this measure from the Executive Office on Aging, Disability and Communication Access Board, Policy Advisory Board for Elder Affairs, AARP Hawai'i, Hawaii Family Caregiver Coalition, and two individuals.

Your Committee finds that the State's Senior Medicare Patrol Program was established in 1997 to educate, protect, and advocate for the State's seniors and has operated with only two full-time staff to recruit, train, and retain a cohort of volunteers statewide. As the State's baby boomer generation continues to age, the number of people eligible for Medicare will continue to grow, increasing the number of people serviced by the Senior Medicare Patrol Program. This measure will expand the Executive Office on Aging's personnel capacity to meet the demands for timely, accurate, and reliable services to kupuna, their families, and caregivers in need.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1592, S.D. 2, and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1346 Human Services on S.B. No. 460

The purpose of this measure is to appropriate funds for the purchase, storage, and transportation costs of food for distribution to food banks in the State.

Your Committee received testimony in support of this measure from the Department of Human Services, Office of Community Services, one member of the Kaua'i County Council, St. Elizabeth's Church, Hawai'i Public Health Institute, Hawaii Primary Care Association, Ulupono Initiative, Hawai'i Farm Bureau, The Food Basket Inc., Maui Food Bank, Hawai'i Foodbank, Hawaii Food Industry Association, Hawai'i Hunger Action Network, Hawaii Medical Service Association, Hawai'i Children's Action Network Speaks!, and three individuals.

Your Committee finds that food security is one of the greatest challenges facing the State's residents, with one in six Hawaii residents facing food insecurity, including nearly one in four children. Your Committee further finds that the State's food banks and their partners provide a critical safety net in response to ongoing food security in Hawaii caused by natural disasters, economic pressures, and the State's high cost of living. However, due to rising inflation driving up food prices over the past three years, the State's food banks are experiencing decreased purchasing power at a time of growing demand for their services.

Your Committee notes that since March 2020, the federally-funded Supplemental Nutrition Assistance Program (SNAP) has provided recipient households with additional monthly SNAP benefits authorized by the federal Families First Coronavirus Response Act, known as the Supplemental Emergency Allotment. The last Supplemental Emergency Allotment payment will be in March 2023 and the end of these benefits will directly impact approximately eighty-seven thousand households statewide. This measure provides the Office of Community Services additional funds with which to purchase and distribute food, which will enable the State's food banks to continue to meet the needs of individuals and families facing food insecurity.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 460, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 460, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1347 Transportation on S.B. No. 989

The purpose of this measure is to prohibit trespass with an unmanned aircraft system.

Your Committee received testimony in support of this measure from the Honolulu Tower AOA and one individual. Your Committee received testimony in opposition to this measure from two individuals.

Your Committee finds that usage of unmanned aircraft systems, commonly known as drones, has become increasingly popular across the State. Drones have approached private property, hovering nearby at various times throughout the day. However, there is presently a lack of regulation regarding drone usage and enforcement in private areas. Your Committee further finds this measure addresses the concerns of residents across the State, while also establishing enforcement measures to promote responsible drone usage.

Your Committee has amended this measure by:

- (1) Clarifying that the offense is committed when a person intentionally causes an unmanned aircraft system to cross the property line of another, rather than enter the property;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Judiciary & Hawaiian Affairs, should it deliberate on this measure, to consider whether the offense of trespassing with an unmanned aircraft system should be broadened to include crossing the property line of another specifically to take photos of or spy on another person. Which may not necessarily fall within the scope of coercion, intimidation, or harassment.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 989, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 989, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 1348 Transportation on S.B. No. 1173

The purpose of this measure is to:

- (1) Prohibit a person from causing a diesel or gas-powered vehicle to discharge clearly visible smoke, soot, or other exhaust emissions onto another person or motor vehicle; and
- (2) Establish a \$500 fine for violators.

Your Committee received testimony in support of this measure from Hawaii Bicycling League. Your Committee received testimony in opposition to this measure from 808 Street Chevy Street Trucks and 808 Street Rods, Polynesian Adventure Tours, Hawaii Transportation Association, Hawaii Logistic Services, and one individual. Your Committee received comments on this measure from Oahu Motorsports Association.

Your Committee finds that the practice of intentional discharge of diesel exhaust, also known as "rolling coal", poses a threat to the environment and public health. While advances in emission technology have improved to capture and burn soot with diesel particulate filter systems, the intentional modification of such systems creates a public annoyance and further environmental harm. Your Committee further finds that this measure protects public health and safety while also reducing the concentration of air pollutants.

Your Committee has amended this measure by:

- (1) Clarifying what constitutes the intentional release of exhaust emissions;

- (2) Inserting language to exempt certain drag racing events, military events, community events, and parade events;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1173, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1173, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 1349 Transportation on S.B. No. 1505

The purpose of this measure is to authorize the Department of Transportation to restrict vessels that have been reported to have engaged in specific unlawful, unpermitted, or unlicensed activities from entering or departing ports in the State's commercial harbor system.

Your Committee received testimony in support of this measure from the Department of Transportation and Benioff Ocean Science Laboratory. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that this measure limits undersea mining that is harmful to undersea ecosystems and trafficking illegal commodities sourced from these mining activities. Your Committee further finds that this measure gives the Department of Transportation authority to take action upon receipt of notice from a federal agency or law enforcement agency that a vessel or crew has engaged in specified unlawful activities.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1505, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1505, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 1350 Judiciary & Hawaiian Affairs on S.B. No. 1078

The purpose of this measure is to:

- (1) Establish a Statewide Electronic Citation Program within the Judiciary and require the Judiciary to adopt procedures to implement the Program; and
- (2) Appropriate funds for the Statewide Electronic Citation Program.

Your Committee received testimony in support of this measure from the Judiciary, Department of Transportation, Honolulu Police Department, and Department of the Prosecuting Attorney of the City and County of Honolulu.

Your Committee finds that a Statewide Electronic Citation Program will streamline and modernize the issuance and processing of citations, which will allow law enforcement to spend less time on paperwork and data entry and more time on responding to calls and community concerns. Your Committee further finds that the Statewide Electronic Citation Program will assist the Judiciary in reducing clerical issues, processing delays, and citation dismissals.

Your Committee has amended this measure by:

- (1) Placing the Statewide Electronic Citation Program in a more appropriate statutory chapter;
- (2) Amending the definition "electronic citation" to include reference to petty misdemeanor citations; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$370,000 for full integration of electronic citations with the Judiciary Information Management System; \$25,000 per each fiscal year for the annual recurring cost for the licenses of the Judiciary document management system; and \$68,556 for one permanent full-time equivalent project specialist position.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1078, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1078, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Ganaden). Noes, none. Excused, 2 (Hashimoto, Kong).

SCRep. 1351 Judiciary & Hawaiian Affairs on S.B. No. 1411

The purpose of this measure is to:

- (1) Specify that monies in the State Highway Fund may be expended for the cost of establishing and maintaining a Drug and Alcohol Toxicology Testing Laboratory;
- (2) Rename the State Drug and Alcohol Toxicology Testing Laboratory, and its special fund, to remove the word "State";
- (3) Specify that monies in the Drug and Alcohol Toxicology Testing Laboratory Special Fund shall be administered and expended by the Department of Transportation or appropriated as a grant-in-aid to the emergency services department of a county with a population of five hundred thousand or more;
- (4) Delay the repeal date of provisions related to the Drug and Alcohol Toxicology Testing Laboratory and its special fund; and
- (5) Appropriate funds for the Drug and Alcohol Toxicology Testing Laboratory.

Your Committee received testimony in support of this measure from the Department of Transportation and Hawai'i Public Health Institute.

Your Committee finds that the Department of Health cannot fulfill the immediate and urgent need for blood alcohol testing at this time. However, the City and County of Honolulu Emergency Services Department can fulfill these services if provided the necessary funding. This measure would authorize monies

in the Drug and Alcohol Toxicology Testing Laboratory Special Fund to be appropriated to the City and County of Honolulu Emergency Services Department to support a Drug and Alcohol Toxicology Testing Laboratory.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1411, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1411, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Hashimoto, Kong).

SCRep. 1352 Judiciary & Hawaiian Affairs on S.B. No. 1609

The purpose of this measure is to:

- (1) Appropriate funds to the Department of Business, Economic Development, and Tourism and Department of Land and Natural Resources to provide grants to tax-exempt nonprofit organizations that have experience and expertise in supporting and advancing Native Hawaiian communities; and
- (2) Amend Act 195, Session Laws of Hawaii 2022, to include additional grant requirements.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Mayor of the County of Maui, Council for Native Hawaiian Advancement, Kapolei Chamber of Commerce, and three individuals. Your Committee received testimony in opposition to this measure from the Center for Hawaiian Sovereignty Studies. Your Committee received comments on this measure from the Office of Hawaiian Affairs, Department of the Attorney General, and Department of Budget and Finance.

Your Committee finds that this measure supports Native Hawaiian communities and culture by tailoring assistance programs to benefit these communities, while capitalizing on organizations with experience providing assistance and support to Native Hawaiian communities.

Your Committee has amended this measure by deleting its contents and inserting the contents of its companion measure, H.B. No. 1508, H.D. 1, which previously passed the House, and which appropriates funds to the Department of Business, Economic Development, and Tourism and Department of Land and Natural Resources to improve Native Hawaiian communities and culture through various assistance services. Your Committee has further amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1609, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1609, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1353 Judiciary & Hawaiian Affairs on S.B. No. 753

The purpose of this measure is to require any retail establishment with an employee-only restroom to permit a customer suffering from an eligible medical condition to use that restroom during normal business hours under certain condition.

Your Committee received testimony in support of this measure from the Hawai'i Civil Rights Commission, Disability and Communication Access Board, Big Island Ostomy Group, and one individual. Your Committee received testimony in opposition to this measure from the Retail Merchants of Hawaii and ABC Stores. Your Committee received comments on this measure from the Hawaii Association for Justice.

Your Committee finds that many individuals with medical conditions that require frequent or urgent access to a restroom feel housebound or limited in their daily activities due to the need to be near a restroom. This measure would allow these individuals to live more freely, increase business for smaller retailers, and promote awareness of disabilities and the need for access.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 753, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 753, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Hashimoto, Kong).

SCRep. 1354 Judiciary & Hawaiian Affairs on S.B. No. 738

The purpose of this measure is to authorize the Department of Hawaiian Home Lands to:

- (1) Administer a lease award program for beneficiaries on the waiting list who are at least sixty years old or terminally ill and provide those beneficiaries with an option to designate a qualified successor; and
- (2) Grant posthumous lease awards directly to qualified successors of beneficiaries who were on the waiting list; provided that the successors file a claim for a lease award within four years of the effective date of this measure.

Your Committee received testimony in support of this measure from the Environmental Caucus of the Democratic Party of Hawai'i, Hydroponics Alternatives LLC, and eleven individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Hawaiian Home Lands.

Your Committee finds that this measure will provide an avenue for certain beneficiaries awaiting a homestead lease to receive lease awards and allow these beneficiaries to designate a qualified successor.

Your Committee has amended this measure by:

- (1) Clarifying that the posthumous lease awards are for qualified successors of beneficiaries who, at the time death, were:
 - (A) At least sixty years old or terminally ill; and
 - (B) On the waiting list;
- (2) Defining the term "terminally ill"; and

(3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider providing the Department of Hawaiian Home Lands with two years to effectuate this measure.

Your Committee notes that, if necessary, this measure may require consultation with the United States Department of the Interior and approval by Congress.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 738, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 738, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1355 Judiciary & Hawaiian Affairs on S.B. No. 813

The purpose of this measure is to require the Judiciary to increase the hourly fees, reimbursement rate, and commuter-time compensation rate for court interpreters to reflect the significant increase in the cost of living in Hawaii.

Your Committee received testimony in support of this measure from the Judiciary, Supreme Court Committee on Court Interpreters and Language Access; Subcommittee on Interpreter Fees, Office of Language Access, Office of the Prosecuting Attorney of the County of Hawai'i, The Legal Clinic, Hawai'i Coalition for Immigrant Rights, and numerous individuals. Your Committee received comments on this measure from one individual.

Your Committee finds court interpreters provide essential language services to ensure access to justice for court users with limited English proficiency. Your Committee believes that court interpreters should be paid fairly for their highly specialized field of work.

Your Committee has amended this measure by:

- (1) Beginning in 2026 and every three years thereafter, requiring the Judiciary to conduct a study on interpreter fees, including the impact of changes to the State's consumer price index and recommendations on adjustments to the fee rates, and submit its findings and recommendations to the Chief Justice for consideration;
- (2) Clarifying that the mileage reimbursement rate be adjusted based on the Internal Revenue Service standard mileage rate on January 1 of each year; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that this measure provides for an annual increase of the interpreter hourly fees reflecting the increase in the consumer price index. Your Committee further notes, however, that the Judiciary will need a corresponding appropriation each year to fulfill those annual increases.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$300,000.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 813, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 813, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Hashimoto, Kong).

SCRep. 1356 Judiciary & Hawaiian Affairs on S.B. No. 297

The purpose of this measure is to require organizations to obtain legislative approval before the disposition of land that was acquired using state grants, but only if the land was acquired after the effective date of this measure.

Your Committee received testimony in support of this measure from the Office of Community Services.

Your Committee finds that under existing law, land acquired by a nonprofit organization with state grant funds has a recorded encumbrance on the property that requires the nonprofit organization to negotiate with the expending agency for a repayment of state grant funds used when the organization wishes to dispose of the land.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 297, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 297, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1357 Judiciary & Hawaiian Affairs on S.B. No. 221

The purpose of this measure is to appropriate funds to the Department of the Prosecuting Attorney of the City and County of Honolulu as a grant-in-aid for its Victim Witness Assistance Program, also known as the Victim Witness Kokua Services Unit.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Department of the Prosecuting Attorney of the City and County of Honolulu, and one individual.

Your Committee finds that the funding provided by this measure will help guide victims, witnesses, and surviving family members through the criminal justice system.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$736,785.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 221, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 221, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1358 Judiciary & Hawaiian Affairs on S.B. No. 222

The purpose of this measure is to appropriate funds to the Department of the Prosecuting Attorney of the City and County of Honolulu as a grant-in-aid for the Career Criminal Prosecution Unit.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Department of the Prosecuting Attorney of the City and County of Honolulu, Retail Merchants of Hawaii, and one individual.

Your Committee finds that the Career Criminal Prosecution Unit was created because a disproportionate number of serious crimes are committed against the public by a relatively small number of individuals who are multiple and repeat felony offenders. This measure will help support the prosecution of these career criminals.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$708,806.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 222, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 222, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1359 Judiciary & Hawaiian Affairs on S.B. No. 483

The purpose of this measure is to update the Uniform Probate Code to reflect Hawaii law and practice.

Your Committee received testimony in support of this measure from the Judiciary and Commission to Promote Uniform Laws. Your Committee received comments on this measure from one individual.

Your Committee finds that the Uniform Probate Code is a national codification of law that provides clarity and uniformity in probate law and interpretation. Your Committee further finds that it has been nearly thirty years since the Uniform Probate Code was last updated in Hawaii. This measure would provide necessary updates to adjust for inflation, provide additional clarity, resolve issues that have arisen in probate practice, and address societal changes in familial relations.

Your Committee has amended this measure by:

- (1) Defining "probate proceeding" under the Uniform Probate Code;
- (2) Deleting language that would have allowed a supervised administration seeking an adjudication of intestacy to be commenced under certain conditions and circumstances if there had been a prior probate proceeding;
- (3) Clarifying that the authenticated copy of a will probated, filed, deposited, or lodged in another jurisdiction that may accompany an application for informal probate of a will must be an authenticated copy of an original will; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 483, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 483, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Hashimoto, Kong).

SCRep. 1360 Culture, Arts & International Affairs on S.B. No. 1504

The purpose of this measure is to:

- (1) Establish the Museum of Modern Hawaii History;
- (2) Convene a task force within the State Foundation on Culture and the Arts to develop plans for the establishment, construction, and operations of the Museum; and
- (3) Appropriate funds.

Your Committee received testimony in support of this measure from the Department of Accounting and General Services; State Foundation on Culture and the Arts; King Kamehameha V Judiciary History Center; Ukulele Friend, LLC; and two individuals.

Your Committee finds that Hawaii has contributed significantly to national and global events and progress. Your Committee further finds that the establishment of the Museum of Modern Hawaii History will allow the State to highlight these contributions and provide a location to properly exhibit the vast collection of historical documents and artifacts currently within the possession of the Hawaii State Archives.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1504, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1504, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7; Ayes with Reservations (Kapela). Noes, none. Excused, none.

SCRep. 1361 Health & Homelessness on S.B. No. 164

The purpose of this measure is to appropriate funds for the Hawaii State Loan Repayment Program to provide loan repayment for health care professionals who commit to work in a federally-designated health professional shortage area in the State.

Your Committee received testimony in support of this measure from the Department of Health, Department of Labor and Industrial Relations, University of Hawai'i at Mānoa John A. Burns School of Medicine, Hawai'i State Center for Nursing, Kaiser Permanente Hawai'i, Hawai'i Pacific Health, AlohaCare, Hawai'i Primary Care Association, Hawaii Medical Association, Hawaii Substance Abuse Coalition, Hawaii Dental Association, Healthcare Association of Hawaii, Kūpuna Caucus of the Democratic Party of Hawai'i, The Queen's Health System, Hawai'i Psychological Association, The Hawaiian Islands Association for Marriage and Family Therapy, National Association of Social Workers – Hawaii Chapter, Hawaii Friends of Civil Rights, Hawaii Medical Service Association, and one individual.

Your Committee finds that the Hawaii State Loan Repayment Program, which is administered by the John A. Burns School of Medicine, has achieved considerable success in educating, training, and recruiting health care professionals to work in underserved areas. This program leverages public funds and private donations to access matching federal funds through the State Loan Repayment Program of the National Health Service Corps Branch of the United States Department of Health and Human Services. Since September 2012, the loan repayment program has supported seventy-six recipients in exchange for work commitments in underserved geographic practice areas in Hawaii, eighty percent of whom have remained in the State to practice after graduation. The state matching funds appropriated by this measure will enable the John A. Burns School of Medicine to draw down as much federal money as possible and allow the program to provide loan repayment to more health care professionals, which will help in the ongoing efforts to alleviate the health care professional shortages in the State.

Your Committee has amended this measure by:

- (1) Clarifying that the name of the federal program that underwrites the Hawaii State Loan Repayment Program is the National Health Service Corps Branch State Loan Repayment Program; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 164, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 164, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1362 Health & Homelessness on S.B. No. 346

The purpose of this measure is to provide flexibility in the use of sirens by authorized emergency vehicles in certain circumstances.

Your Committee received testimony in support of this measure from the Waikiki Neighborhood Board No. 9, Liliuokalani Gardens AOA, Citizens Against Noise, State of Hawaii Organization of Police Officers, and nine individuals.

Your Committee finds that there is some confusion about whether the use of a siren by an emergency vehicle is mandatory in all circumstances. This measure seeks to resolve that confusion by providing flexibility in the use of sirens by authorized emergency vehicles.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 346, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Nishimoto, Garcia).

SCRep. 1363 Health & Homelessness on S.B. No. 1370

The purpose of this measure is to:

- (1) Establish standard and short-term licenses and license fees to solemnize marriages; and
- (2) Specify in what amount and into which fund license fees shall be deposited.

Your Committee received testimony in support of this measure from the Department of Health.

Your Committee finds that Act 221, Session Laws of Hawaii 2021, established a mechanism for the issuance of a civil license to solemnize a marriage, including the establishment of a fee structure for the issuance of the civil license. Your Committee further finds that this fee structure has created an unintentional imbalance, as there are currently no fees for religious or judicial licenses to solemnize marriage. This measure is intended to establish parity between all types of officiants by establishing an across-the-board fee for persons wishing to solemnize marriages of any kind.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1370, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Nishimoto, Garcia).

SCRep. 1364 Health & Homelessness on S.B. No. 390

The purpose of this measure is to repeal the sunset date of section 2 of Act 119, Session Laws of Hawaii 2021, and make permanent the ability of the Hawaii Medical Board to issue licenses for emergency medical responders and other emergency ambulance personnel, based on certain requirements.

Your Committee received testimony in support of this measure from the Hawaii Medical Board. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that Act 119, Session Laws of Hawaii 2021, as amended by Act 65, Session Laws of Hawaii 2022, temporarily established a licensure category for emergency medical technicians who only have a National Registry of Emergency Medical Technician certification. These emergency medical technicians provide life-saving care with minimal equipment to critical care patients. This measure makes permanent the requirement that the Hawaii Medical Board issue licenses in four levels of emergency response practice and the establishment of an additional licensure category for emergency medical technicians who are certified at a higher practice level than emergency medical technicians but do not provide ambulance services.

Your Committee further finds that the development of an emergency medical response workforce is critical to the resilience and peace of mind of the State's residents. Part of the development of an adequate emergency medical response is ensuring the availability of appropriate emergency medical response vehicles, including air ambulances.

Accordingly, your Committee has amended this measure by:

- (1) Appropriating an unspecified sum to increase the predictability and stability of the State's air ambulance services for all islands; provided that all funds be matched on a dollar-for-dollar basis by the counties;
- (2) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 390, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 390, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Nishimoto, Garcia).

SCRep. 1365 Education on S.B. No. 7

The purpose of this measure is to make necessary housekeeping amendments to clarify certain references to the School Facilities Authority used in section 302A-1151.1, Hawaii Revised Statutes.

Your Committee received testimony in support of this measure from the School Facilities Authority.

Your Committee finds that Act 217, Session Laws of Hawaii 2021 (Act 217), replaced the terms "Department", "Board", or "Board of Education" with "School Facilities Authority" in section 302A-1151.1, Hawaii Revised Statutes. The amended statute currently contains redundant and confusing references to the School Facilities Authority that need clarification. This measure will clarify certain references to "School Facilities Authority" and ensure that Act 217's intended purpose is properly effectuated.

Your Committee has amended this measure by changing the effective date to June 30, 3000.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 7, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 7, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Perruso, Quinlan).

SCRep. 1366 Education on S.B. No. 107

The purpose of this measure is to:

- (1) Require a majority of the members of the Board of Education, rather than the Governor, to elect a chairperson from among the members of the Board;
- (2) Authorize the members of the Board of Education to annually elect a chairperson upon the start of the next confirmed term for Board members; and
- (3) Repeal the requirement that the chairperson of the Board be an at-large member.

Your Committee received testimony in support of this measure from one individual. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Board of Education.

Your Committee finds that existing law requires the Governor to select the Chairperson of the Board of Education from among the at-large members of the Board. Your Committee further finds that a delay in the appointment of a Chairperson of the Board of Education may occur during periods of transition between administrations. Your Committee believes that authorizing the members of the Board of Education to elect a chairperson from among the members of the Board will provide stability in the Board's leadership, especially in periods of transition between administrations.

Your Committee has amended this measure by changing the effective date to June 30, 3000.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 107, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 107, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Perruso, Quinlan).

SCRep. 1367 Education on S.B. No. 531

The purpose of this measure is to require the Executive Director of the School Facilities Authority to be appointed by the School Facilities Authority Board, rather than by the Governor.

Your Committee received testimony in support of this measure from one individual. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that the Executive Director of the School Facilities Authority is currently appointed by the Governor, with the advice and consent of the Senate. Your Committee further finds that other agencies administratively attached to the Department of Education, including the Executive Office on Early Learning, State Public Charter School Commission, and the State Library System, require their respective boards to appoint their agency's executive director. This measure will promote uniformity between agencies that are administratively attached to the Department of Education by authorizing the School Facilities Authority Board to appoint the Executive Director of the School Facilities Authority.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 531, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 531, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Perruso, Quinlan).

SCRep. 1368 Education on S.B. No. 154

The purpose of this measure is to require and appropriate funds for the Department of Education to develop and implement a School Meal Subsidy Program to provide school lunch subsidies to children whose families do not otherwise qualify for free lunch under the federal Free and Reduced Price Lunch Program, subject to income eligibility.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs, Hawaii State Council on Developmental Disabilities, Hawai'i Public Health Institute, Hawaii Appleseed Center for Law & Economic Justice, Hawaii State Teachers Association, Hawai'i Children's Action Network Speaks!, Hawai'i Alliance for Progressive Action, Democratic Party of Hawai'i Education Caucus, Hawai'i Hunger Action Network, Hawai'i Farmers Union United, Malama Kaua'i, and three individuals. Your Committee received testimony in support of the intent of this measure from the Department of Education and Executive Office on Early Learning.

Your Committee finds that the National School Lunch Program is a federally assisted meal program for schools that provides daily low-cost or free meals to children from households making a certain income. Your Committee further finds that the Department of Education estimates that up to fifteen thousand children each year from gap groups do not qualify for the National School Lunch Program. Your Committee believes that providing equal access to food services for students ensures that all public school students are provided quality education and school meals.

Your Committee has amended this measure by:

- (1) Changing the effective date to March 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 154, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 154, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, 1 (Garcia). Excused, 2 (Perruso, Quinlan).

SCRep. 1369 Education on S.B. No. 156

The purpose of this measure is to require the Board of Education to:

- (1) Hold no less than six community forums annually, with at least one community forum in each county;
- (2) Include an open forum for public comments on non-agenda items; and
- (3) Report to the Legislature on implementing the open forums.

Your Committee received testimony in support of this measure from the Office of Information Practices and one individual. Your Committee received comments on this measure from the Board of Education.

Your Committee finds that community forums held by the Board of Education will improve the public's access to the Board and allow the public to provide the Board with more information to help with decision-making and priority setting. Your Committee further finds that greater access to the Board of Education for communities in each county across the State through community forums will allow the Board to hear from additional community stakeholders.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 156, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 156, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Perruso, Quinlan).

SCRep. 1370 Education on S.B. No. 971

The purpose of this measure is to:

- (1) Require the Department of Education to collect certain data on county bus pass usage for public high school and charter school students and report annually to the Legislature on the Department's findings and data collected; and
- (2) Appropriate funds to the Department of Education to provide bus passes for all public high school and charter school students.

Your Committee received testimony in support of this measure from the Department of Education, State Public Charter School Commission, Hawai'i Climate Change Mitigation and Adaptation Commission, Department of Transportation Services of the City and County of Honolulu, Ulupono Initiative, Democratic Party of Hawai'i Education Caucus, and two individuals. Your Committee received comments on this measure from the Department of Attorney General.

Your Committee finds that, although the Department of Education is authorized to provide transportation to and from school for students, a bus driver shortage has led to significant lapses in transportation services. At the beginning of the 2021-2022 academic school year, the Department of Education had a shortage of one hundred bus drivers, leading to disruptions to timing and schedule consistency, consolidations, and cancellations of school bus routes. Your Committee notes that other cities in the United States offer student free-fare transportation, which reduced student excused absences and increased academic growth.

Your Committee further finds that the Department of Education currently distributes an average of six hundred bus passes per month. However, for students to qualify for a bus pass, they must meet strict demographic eligibility requirements. Your Committee believes that offering student transportation through a

county bus pass for all public high school and charter school students will increase reliable transportation options and alleviate the need for additional school bus drivers.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 971, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 971, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Perruso, Quinlan).

SCRep. 1371 Education on S.B. No. 1022

The purpose of this measure is to:

- (1) Establish general qualifications for members of the Early Learning Board appointed by the Governor; and
- (2) Amend the composition of the voting members of the Early Learning Board to consist of individuals from each county, rather than from particular entities or types of providers.

Your Committee received testimony in support of this measure from two individuals. Your Committee received comments on this measure from the Early Learning Board.

Your Committee finds that establishing general qualifications for members of the Early Learning Board will ensure that nominees have substantial leadership experience and understand the expectations of participating on the Board. Your Committee further finds that amending the composition of the Early Learning Board to consist of individuals from each county will allow the Board to formulate statewide policy relating to early learning that directly addresses each county's diverse needs.

Your Committee has amended this measure by:

- (1) Clarifying the minimum qualifications that each nominee to the Early Learning Board shall meet to require each nominee to:
 - (A) Have an understanding of early learning governance or be willing to be trained in early learning governance rather than in best practices; and
 - (B) Have an understanding of the Board's responsibility in developing and promoting a clear, long-term strategic vision for early learning and systems building;
- (2) Amending the qualifications that each nominee to the Early Learning Board shall ideally meet to:
 - (A) Clarify that each nominee demonstrate a deep and abiding interest in early childhood and a dedication to the social, academic, and healthy development of children; and
 - (B) Require that each nominee bring an expertise in one or more professional disciplines of education, health, human services, business, workforce development, family engagement, early childhood development, or brain development;
- (3) Changing the composition of the Early Learning Board to:
 - (A) Reduce the number of voting members from the City and County of Honolulu from three voting members to one voting member;
 - (B) Add one voting member who is a representative of Hawaiian medium early learning providers; and
 - (C) Add one voting member who is a pediatrician with child development focus;
- (4) Requiring the Early Learning Board to create an Early Learning Stakeholder Advisory Council to advise the Board, which shall meet at least four times a year and whose members may serve on Board subcommittees;
- (5) Changing the effective date to June 30, 3000; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1022, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1022, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Perruso, Quinlan).

SCRep. 1372 Education on S.B. No. 830

The purpose of this measure is to:

- (1) Require each Department of Education school to establish a critical emergency response team and procedures to respond immediately to critical emergencies; and
- (2) Appropriate funds for Department of Education schools to implement the critical emergency response teams.

Your Committee received testimony in support of this measure from seven individuals. Your Committee received testimony in support of the intent of this measure from the Department of Education. Your Committee received comments on this measure from the Hawaii Association for Justice and two individuals.

Your Committee finds that H.B. 942, H.D. 1 (Regular Session of 2023), the companion to this measure, was previously passed by the House.

Your Committee has amended this measure by:

- (1) Inserting language from H.B. No. 942, H.D. 1, (Regular Session of 2023), that:
 - (A) Removed the establishment of procedures for the critical emergency response teams;
 - (B) Requires each public charter school to establish a critical emergency response team;

- (C) Appropriates an unspecified amount of funds to the State Public Charter School Commission for critical emergency teams at the charter schools;
- (D) Updates its purpose; and
- (E) Changes the effective date to June 30, 3000; and

(2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 830, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 830, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Perruso, Quinlan).

SCRep. 1373 Labor & Government Operations on S.B. No. 193

The purpose of this measure is to add to the membership of the State Fire Council and identify additional advisory committee representatives that the State Fire Council may appoint.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, State Fire Council, Honolulu Fire Department, and one individual.

Your Committee finds that the Division of Forestry and Wildlife of the Department of Land and Natural Resources is the primary responder for wildfires on twenty-six percent of the land area in Hawaii and has approximately one hundred fifty staff trained to respond. The Hawaii State Aircraft Rescue Fire Fighting Unit and the Division of Forestry and Wildlife communicate and collaborate with the county fire departments on a regular basis during emergency incidents and non-emergency administrative matters.

Your Committee further finds that these two agencies provide specialty expertise and equipment in emergent and non-emergent environments which the county fire departments do not possess due to training, funding, or mission requirements. Your Committee finds that enlisting representatives from the Hawaii State Aircraft Rescue Fire Fighting Unit and the Division of Forestry and Wildlife as members of the State Fire Council would promote further engagement with county fire departments on core issues affecting natural resources and public safety.

Your Committee notes that this measure contains an effective date of upon approval.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 193, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1374 Labor & Government Operations on S.B. No. 811

The purpose of this measure is to:

- (1) Require any state agency, board, or commission that collects demographic data regarding ancestry or ethnic origin to use specific collection categories and tabulations and include that data in specified demographic reports;
- (2) Require certain departments to compile and share with the Office of Hawaiian Affairs, Office of Health Equity of the Department of Health, and general public their disaggregated data on Native Hawaiians, Pacific Islanders, and Asians; and
- (3) Establish a Task Force on Twenty-first Century Data Governance to assess current demographic data collection, processing, retention, and sharing procedures used and the needs of and challenges faced by all state agencies and report to the Legislature on its findings and recommendations.

Your Committee received testimony in support of this measure from the Department of Education, Hawai'i Coalition for Immigrant Rights, Papa Ola Lokahi, Hawai'i Friends of Civil Rights, and one individual. Your Committee received comments on this measure from the Department of Labor and Industrial Relations, Department of Human Services, University of Hawai'i System, and one individual.

Your Committee finds that Asian Americans, Native Hawaiians, and other Pacific Islanders represent 46.5 percent of the State's population. Given the diversity of languages and cultures, separating data for these ethnic groups and making that data accessible is critical to an understanding of the needs of these communities. In particular, the State has unique trust responsibilities with respect to Native Hawaiians that involve a variety of state agencies. The uniform collection and sharing of data specific to Native Hawaiians will allow the State to more effectively address community initiatives and programs.

Your Committee has amended this measure by:

- (1) Clarifying that state agencies, boards, or commissions shall not be required to publicly report data if prevented from doing so by federal or state law, but that these entities shall make a good faith effort to redact information that is not available for disclosure so that the rest of the data can be made public; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 811, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 811, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1375 Labor & Government Operations on S.B. No. 1082

The purpose of this measure is to:

- (1) Effective January 1, 2025, require all state- and privately-owned parking lots in the State that contain public paid parking spaces to accept payment of parking fees by credit card and debit card;
- (2) Require all state- and privately-owned parking meters in the State that collect parking fees for any public paid parking space to be maintained in working order to accept payment by credit card and debit card;

- (3) Define motor vehicle, parking meter, and public parking space for these purposes; and
- (4) Require the Department of Accounting and General Services and the counties to submit reports to the Legislature on the status of implementation of these requirements.

Your Committee received testimony in support of this measure from the Department of Accounting and General Services, Department of Transportation Services of the City and County of Honolulu, and one individual.

Your Committee finds that the Department of Accounting and General Services has already begun the conversion to allow for the acceptance of payment by credit card and debit card at eight of the twelve parking facilities on Oahu that the Department manages and is currently working on upgrading eight facilities on the neighbor islands. Your Committee further finds that options to pay by credit or debit card will offer greater convenience for much of the driving public.

Your Committee has amended this measure by:

- (1) Limiting the application of these requirements to state- and county-owned parking lots only;
- (2) Allowing the State and counties to choose to stop accepting cash at any parking lot they own at their discretion;
- (3) Clarifying that the annual reports to the Legislature on the status of implementation of these requirements shall cease once the requirements have been implemented; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1082, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1082, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1376 Labor & Government Operations on S.B. No. 1135

The purpose of this measure is to require cash or protest bonds to be returned to the initiating parties, minus administrative costs, except in cases where the appeal was frivolous or made in bad faith.

Your Committee received testimony in support of this measure from S & M Sakamoto, Inc.; Ralph S. Inouye Co., Ltd.; Healy Tibbitts Builders, Inc.; General Contractors Association of Hawaii; Hawaii Operating Engineers Industry Stabilization Fund Political Action Committee; and Alan Shintani, Inc. Your Committee received testimony in opposition to this measure from the Department of Budget and Fiscal Services of the City and County of Honolulu.

Your Committee finds that allowing for the return of cash or protest bonds, unless the appeal is found to be frivolous or in bad faith, ensures a balance that deters frivolous appeals without also deterring legitimate appeals on large projects.

Your Committee has amended this measure by having twice the amount of the administrative costs incurred on appeal, as determined by the Office of Administrative Hearings of the Department of Commerce and Consumer Affairs, deducted from the cash or protest bond returned to the initiating party, where the appeal is not found to be frivolous or made in bad faith.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1135, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1135, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1377 Consumer Protection & Commerce on S.B. No. 855

The purpose of this measure is to:

- (1) Authorize a condominium association to provide a summary of the required information in its budget;
- (2) Authorize a condominium association's reserve study to forecast a loan or special assessment to fund life safety equipment or installations for buildings located in a county with a population greater than five hundred thousand;
- (3) Authorize a condominium association to use an independent reserve study preparer to conduct a reserve study on behalf of the condominium; and
- (4) Clarify the information to be included in the explanation of how the estimated replacement reserves contributions for an association are computed.

Your Committee received testimony in support of this measure from the Hawaii Council of Associations of Apartment Owners; Palehua Townhouse Association; Community Associations Institute, Hawaii Chapter; and five individuals. Your Committee received comments on this measure from Hui 'Oia'i'o.

Your Committee finds that automatic fire sprinkler systems provide valuable protection to persons and their homes, especially in condominium buildings. Your Committee further finds it is cost prohibitive to retrofit a condominium building for the installation of an automatic fire sprinkler system. As an alternative, condominium associations may install fire prevention and fire safety systems to reduce the risk of injury and death to residents and fire fighters. To take into account an association's efforts to install such systems, those costs should be included in the association's budget. This measure promotes transparency in an association's budget when accounting for necessary installation of fire prevention and fire safety systems and will clarify and expand reserve requirements to ensure that condominium projects will continue to remain structurally sound.

Your Committee has amended this measure by:

- (1) Changing all references from "replacement reserves contributions" to "replacement reserves assessments"; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 855, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 855, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 1378 Consumer Protection & Commerce on S.B. No. 434

The purpose of this measure is to:

- (1) Require sponsored captive insurance companies to maintain separate protected cells for separate participant contracts;
- (2) Authorize captive insurance companies to apply for a certificate of exemption from examination from the Insurance Commissioner; provided that certain conditions are met;
- (3) Require protected cells established by sponsored captive insurance companies to be approved by the Insurance Commissioner;
- (4) Authorize sponsored captive insurance companies to establish and maintain protected cells to insure risks of parties unaffiliated with a participant under certain circumstances; and
- (5) Require a participant, through a sponsored captive insurance company, to insure only risks approved by the Insurance Commissioner.

Your Committee received testimony in support of this measure from the Hawaii Captive Insurance Council; Brown & Brown; Accuity LLP; Freeman Decorating Co.; Cooperative of American Physicians Insurance Company, Inc.; CPN Insurance Corporation; Paramount Insurance, Inc.; Webcor, L.P.; WTW; Aon Insurance Managers (USA) Inc.; and two individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that the State is home to a robust captive insurance market, as the State is the fifth largest captive domicile in the United States and the eighth largest domicile worldwide. This measure provides flexibility to captive insurance companies and allows the regulatory environment to be responsive and efficient.

Your Committee has amended this measure by:

- (1) Deleting from the list of conditions for obtaining a certificate of exemption that the applicant demonstrate other good cause for the exemption; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 434, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 434, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 1379 Consumer Protection & Commerce on S.B. No. 945

The purpose of this measure is to:

- (1) Beginning January 1, 2025, establish a program for the licensure, regulation, and oversight of special purpose digital currency companies in the State; and
- (2) Allow any company participating in the Digital Currency Innovation Lab on June 30, 2023, to continue operations if a complete licensure application is submitted to the Division of Financial Institutions of the Department of Commerce and Consumer Affairs by March 1, 2025.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs, Hawaii Technology Development Corporation, The Cryptokeniken Project, and one individual. Your Committee received comments on this measure from the Grassroot Institute of Hawaii.

Your Committee finds that the Division of Financial Institutions of the Department of Commerce and Consumer Affairs and Hawaii Technology Development Corporation have been conducting research on digital currencies through their joint study in the Digital Currency Innovation Lab. The Innovation Lab currently consists of eleven digital currency companies and has allowed participation from more than 105,000 Hawaii customers transacting hundreds of millions of dollars each quarter. Since its inception in 2020, the Innovation Lab has received only forty-five complaints from Hawaii customers.

Your Committee further finds that through the research conducted in the Innovation Lab, the Division learned that the existing regulatory scheme of the money transmitter laws do not comport with the activities conducted by digital currency companies. Your Committee additionally finds that the collapses of various digital currency exchanges in 2022 underscore the significant need for government regulation of digital currencies for consumer protection. This measure applies information gained from the Innovation Lab to establish a new licensing framework for digital currency companies in the State and would allow any company participating in the Innovation Lab on June 30, 2023, to continue operations if a complete licensure application is submitted to the Division of Financial Institutions by a certain date.

Your Committee additionally finds that H.B. 1261, H.D. 1 (Regular Session of 2023), a substantially similar measure, was previously passed by your Committee.

Your Committee has amended this measure by:

- (1) Deleting its contents and inserting the contents of H.B. 1261, H.D. 1, a measure that:
 - (A) Beginning January 1, 2024, establishes a program for the licensure, regulation, and oversight of special purpose digital currency companies in the State;
 - (B) Allows any company participating in the Digital Currency Innovation Lab on June 30, 2023, to continue operations if a complete licensure application is submitted to the Division of Financial Institutions of the Department of Commerce and Consumer Affairs by March 1, 2024;
 - (C) Allows the Department of Commerce and Consumer Affairs to hire three full-time equivalent (3.0 FTE) positions for examiners and appropriates funds for those positions; and
 - (D) Takes effect on July 1, 2023; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 945, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 945, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Belatti, Hussey-Burdick, Tam).

SCRep. 1380 Consumer Protection & Commerce on S.B. No. 1468

The purpose of this measure is to establish a right of entry for a professional land surveyor and any assistant under the direct supervision of the land surveyor to conduct a survey of real property and any adjoining lands.

Your Committee received testimony in support of this measure from the Department of Design and Construction of the City and County of Honolulu, Hawaii Land Surveyors Association, and eight individuals. Your Committee received comments on this measure from the Hawai'i Association of REALTORS and Board of Professional Engineers, Architects, Surveyors, and Landscape Architects.

Your Committee finds that there is a public interest in maintaining a sound and uniform real property system by surveying common property boundaries. Your Committee notes that to properly conduct their surveys, professional land surveyors need access to abutting lands to record boundary lines, recover or reestablish boundary monuments or survey controls, and locate rights-of-way or improvements with positional discrepancies. This measure balances a surveyor's important task of completing surveys with a landowner's private property rights by establishing a mechanism for the land surveyor and landowner to negotiate a mutually agreed upon time and date for a survey, if required.

Your Committee has amended this measure by:

- (1) Specifying that the right to enter does not extend to buildings, structures, residences, or vehicles;
- (2) Combining the two separate notices into a single written notice that:
 - (A) Is to be provided no less than ten days before the proposed date of entry;
 - (B) Includes information on when the entry is to occur, the scope of work, and how objections and notifications of disruptions or interferences may be raised; and
 - (C) Is to be sent to the landowner, or person with an interest in, the real property to be surveyed and the landowner or occupier of adjoining lands;
- (3) Requiring that objections by landowners be expressly communicated no later than seventy-two hours before the date the survey work is to be performed;
- (4) Clarifying that the professional land surveyor or professional land surveyor's assistant is to carry the required identification and documents;
- (5) Expanding the shield for professional land surveyors and professional land surveyor assistants from trespass laws for accidental trespasses;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1468, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1468, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, 1 (Pierick). Excused, 3 (Belatti, Hussey-Burdick, Tam).

SCRep. 1381 Consumer Protection & Commerce on S.B. No. 410

The purpose of this measure is to:

- (1) Require the Judiciary and Examiners of Drivers to exclude dismissed traffic citations from a person's record, including the traffic abstract and the Judiciary's publicly accessible electronic database; and
- (2) Require the court to automatically seal or remove from the Judiciary's publicly accessible electronic database any information relevant to the arrest or case of a person for whom an expungement order has been entered.

Your Committee received testimony in support of this measure from the Office of the Public Defender and Community Alliance on Prisons. Your Committee received comments on this measure from the Judiciary.

Your Committee finds that under existing law, in order to have judiciary records and other information pertaining to an arrest or case sealed or removed from the Judiciary's publicly accessible electronic database, an individual, for whom an expungement order was already granted, is required to petition the court to remove the relevant matters from the database. This additional petition takes time and resources, further impeding an individual's ability to fully participate in society. This measure will streamline the process for persons granted expungements.

Your Committee has amended this measure by:

- (1) Clarifying that, for purposes of sealing or otherwise removing information from the Judiciary's publicly accessible electronic databases, the expungement order must list the court case number and be transmitted to the court;
- (2) Changing the effective date to July 1, 2025; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that the Judiciary estimated, in its written testimony submitted to your Committee, that the costs for updating the Judiciary's databases to accomplish the goals of this measure would be \$70,000. Your Committee respectfully requests that the Judiciary submit an appropriation request for this cost for the next Regular Session, as this measure is not referred to your Committee on Finance.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 410, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 410, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Belatti, Hussey-Burdick, Tam).

SCRep. 1382 Consumer Protection & Commerce on S.B. No. 438

The purpose of this measure is to amend the time frame and criteria for deeming an application as abandoned under the Professional and Vocational Licensing Act.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs and Board of Nursing.

Your Committee finds that the Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs is experiencing a high backlog of certain health care license applications. The backlog is mainly technical in nature, existing primarily as a result of the fact that since the COVID-19 pandemic began, many traveling health care professionals initiated applications, but did not move forward with completing the application due to the temporary nature of their employment under emergency proclamations. The applications are essentially abandoned, but existing law keeps an application open for two years. This measure would reduce the time frame an application is considered open from two years to one year and require the timely submission of relevant supporting documentation and the timely completion of the required examination.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 438 and recommends that it pass Second Reading and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 1383 Consumer Protection & Commerce on S.B. No. 921

The purpose of this measure is to clarify that the tolling provision regarding actions by a condominium association against a developer applies to the statute of repose.

Your Committee received testimony in support of this measure from the Hawaii Council for Associations of Apartment Owners and three individuals.

Your Committee finds that under existing law, the period to bring an action against a developer is tolled for the period the developer retains control of the condominium project. This is necessary to prevent a developer from avoiding responsibility for design or construction defects simply by maintaining control of an association until after the statute of limitations period expires.

However, your Committee further finds that existing law does not expressly address the effect of the statute of repose applicable to construction to improve real property. This measure ensures that the statute of repose shall not affect an association's right of action against a developer sooner than two years after the period of developer control terminates.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 921 and recommends that it pass Second Reading and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Belatti, Hussey-Burdick, Tam).

SCRep. 1384 Consumer Protection & Commerce on S.B. No. 1327

The purpose of this measure is to authorize the electronic filing of documents by and with the Public Utilities Commission.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs, Public Utilities Commission, and Hawaiian Telcom. Your Committee received comments on this measure from the Disability and Communication Access Board.

Your Committee finds that Act 72, Session Laws of Hawaii 2021 (Act 72), authorized the Public Utilities Commission to use certain electronic filing processes along with certain electronic service of documents. However, your Committee further finds that Act 72 did not address all areas under the jurisdiction of the Public Utilities Commission. As such, certain provisions in the statutory chapters for utilities, motor carriers, and water carriers still do not allow for electronic filing or electronic service. This measure makes various housekeeping amendments to fully authorize electronic filing and accompanying electronic transmission of service of process by the Public Utilities Commission and parties within its jurisdiction.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1327, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1327, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Belatti, Hussey-Burdick, Tam).

SCRep. 1385 Judiciary & Hawaiian Affairs on S.B. No. 182

The purpose of this measure is to amend:

- (1) The filing deadline for disclosures of financial interest by candidates for state elective office or the constitutional convention;
- (2) The penalty for the unauthorized release of confidential financial disclosure information; and
- (3) The fines imposed and administrative procedures relating to disclosures of financial interests.

Your Committee received testimony in support of this measure from the Hawai'i State Ethics Commission and three individuals.

Your Committee finds that the current collection process for assessing ethics fines is unnecessarily complex and expensive. This measure would modernize the administrative process by allowing the fine to be assessed through a notice and order.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 182, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 182, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Hashimoto, Ilagan).

SCRep. 1386 Judiciary & Hawaiian Affairs on S.B. No. 1076

The purpose of this measure is to:

- (1) Require the Office of Elections to:
 - (A) Prepare a digital voter information guide;
 - (B) Post the guide on its website in compliance with certain accessibility standards; and
 - (C) Mail each ballot with a notice that states a voter information guide may be found on its website; and
- (2) Require the Attorney General and county corporation counsels to translate explanations of ballot questions into certain languages for purposes of the digital voter information guide.

Your Committee received testimony in support of this measure from the Commission to Improve Standards of Conduct, Disability and Communications Access Board, League of Women Voters of Hawaii, and five individuals. Your Committee received comments on this measure from the Office of Elections.

Your Committee finds that providing a digital voter information guide to registered voters of the State will create a more informed voting public and increase voter participation in elections.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$171,248.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1076, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1076, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Hashimoto, Ilagan).

SCRep. 1387 Judiciary & Hawaiian Affairs on S.B. No. 51

The purpose of this measure is to increase the fine that may be assessed for a violation of:

- (1) An organizational report requirement by a noncandidate committee;
- (2) Advertisement disclosure requirements by a noncandidate committee; and
- (3) The requirement that certain top contributors to noncandidate committees making only independent expenditures be identified in advertisements.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, League of Women Voters of Hawaii, and two individuals.

Your Committee finds that the candid disclosure of the source of financing for candidate advertisements can help to inform the electorate, frame the debate, and rebuild public trust in the process. Reporting and disclosure requirements for advertising about candidates are critical to evaluating the content and message being aired and meaningful fines are one way to enforce those requirements.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 51, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 51, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Hashimoto, Ilagan).

SCRep. 1388 Judiciary & Hawaiian Affairs on S.B. No. 494

The purpose of this measure is to:

- (1) Require each county to establish an expedited procedure for approvals of demolition permits for vacant residential properties; and
- (2) Allow the Department of Taxation to seek nonjudicial foreclosure sales of vacant and abandoned residential properties with outstanding recorded state tax liens.

Your Committee received testimony in support of this measure from two members of the Honolulu City Council, Department of Planning and Permitting of the City and County of Honolulu, Makiki/Lower Punchbowl/Tantalus Neighborhood Board No. 10, and one individual. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that it is in the public interest to encourage the use of residential properties and reduce the number of vacant and abandoned homes in Hawaii, which may become hazardous and sites for criminal activity.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that the affected agencies are requesting a delayed effective date to enable them to adopt rules.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 494, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 494, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1389 Judiciary & Hawaiian Affairs on S.B. No. 1538

The purpose of this measure is to appropriate funds to the Judiciary for capital improvement projects for the fiscal biennium beginning July 1, 2023, and ending June 30, 2025.

Your Committee received testimony in support of this measure from the Judiciary.

Your Committee finds that the appropriations made by this measure will assist the Judiciary in its efforts to fulfill its constitutional, statutory, and public service duties for the 2023-2025 fiscal biennium.

Your Committee has amended this measure by:

- (1) Increasing the appropriation for the Kaahumanu Hale elevator systems upgrades and modernization project from \$4,505,000 to \$5,000,000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1538, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1538, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1390 Judiciary & Hawaiian Affairs on S.B. No. 682

The purpose of this measure is to prohibit the trade of certain animal fur products in the State.

Your Committee received testimony in support of this measure from the Humane Society of the United States, Hawaiian Humane Society, Maui Humane Society, Humane Society Veterinary Medical Association, Animal Legal Defense Fund, Animal Rights Initiative, FOUR PAWS USA, Collective Fashion Justice, People for the Ethical Treatment of Animals, Last Chance for Animals, Healthy Pets United, Animal Defenders International, and numerous individuals. Your Committee received testimony in opposition to this measure from the Fur Commission USA; International Fur Federation; American Fur Council; Fur Takers of America; ANAMODA, Inc.; Retail Merchants of Hawaii; and five individuals.

Your Committee finds that existing laws provide relatively little oversight of the fur trading industries. Your Committee further finds that prohibiting the sale, offer for sale, display for sale, trade, or distribution of certain animal fur products in Hawaii will foster a more humane environment in the State.

Your Committee has amended this measure by:

- (1) Deleting the preamble;
- (2) Clarifying that the measure does not affect proceedings that were begun before its effective date, rather than proceedings that were done; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 682, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 682, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, 1 (Kong). Excused, 1 (Holt).

SCRep. 1391 Judiciary & Hawaiian Affairs on S.B. No. 821

The purpose of this measure is to establish the Illegal Fireworks Task Force within the Department of Law Enforcement to plan, coordinate, and engage in law enforcement operations.

Your Committee received testimony in support of this measure from the Department of Law Enforcement, Department of Transportation, Makiki/Lower Punchbowl/Tantalus Neighborhood Board No. 10, Pearl City Neighborhood Board No. 21, Hawaiian Humane Society, and eleven individuals. Your Committee received testimony in opposition to this measure from four individuals. Your Committee received comments on this measure from the Hawaii Harbor Users Group; Matson Navigation Company, Inc.; and Young Brothers, LLC.

Your Committee finds that the Fireworks Control Law and its associated penalties have proven to be an inadequate deterrent for the illegal use of fireworks in the State. This measure will convene a task force to develop a strategy to address these inadequacies.

Your Committee has amended this measure by:

- (1) Amending the list of federal agencies whose representatives must be invited to serve as members of the Illegal Fireworks Task Force to:
 - (A) Delete the United States Drug Enforcement Administration; and
 - (B) Include the Office of Homeland Security Investigations of the Department of Homeland Security; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee believes that the Illegal Fireworks Task Force should consult with the Hawaii Harbors Users Group in the formation of its plan.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 821, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 821, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1392 Judiciary & Hawaiian Affairs on S.B. No. 1277

The purpose of this measure is to satisfy several claims against the State, its officers, or its employees.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Department of Education, and Department of Transportation.

Your Committee finds that the Department of the Attorney General testified that it has advised its client agencies on how to avoid claims such as those included in this measure.

Your Committee has amended this measure by:

- (1) Appropriating:
 - (A) \$406.00 in general funds for a claim by Garry A. Harsanyi and Kimberly M. Harsanyi;
 - (B) \$3,078,145.74 in general funds for a claim by Interval International Inc.;
 - (C) \$2,019.71 in general funds for a claim by Kailua Local Cab Inc.;
 - (D) \$902.00 in general funds for a claim by Michael Shiira;
 - (E) \$1,464.22 in general funds for a claim by Tamura Enterprises, Inc.;
 - (F) \$275,000.00 in general funds for a settlement in the case of Frances Kaluhiwa v. State of Hawaii;
 - (G) \$830,000.00 in general funds for a settlement in the case of Mary Chang, et al. v. State of Hawaii, et al.;
 - (H) \$37,500.00 in general funds for a settlement in the case of Eric Yoshioka v. State of Hawaii; and
 - (I) \$58,000.00 in general funds for a settlement in the case of Beth Bulgeron v. The Hawaii State Public Charter School Commission, et al.; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1277, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1277, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1393 Judiciary & Hawaiian Affairs on S.B. No. 151

The purpose of this measure is to:

- (1) Require any department or agency employing a law enforcement officer to maintain a publicly available policy that provides a minimum standard on the use of force;
- (2) Allow a department or agency's use of force policies and training to be introduced as evidence in proceedings involving a law enforcement officer's use of force;
- (3) Require a law enforcement officer to report the use of excessive force by another law enforcement; and
- (4) Require that law enforcement officers receive training designed to minimize the use of force.

Your Committee received testimony in support of this measure from the Honolulu Police Department, Policing Project of the New York University School of Law, and four individuals. Your Committee received testimony in opposition to this measure from the State of Hawaii Organization of Police Officers. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that this measure will promote law enforcement accountability and public safety by establishing certain standards relating to the use of force by law enforcement officers.

Your Committee has amended this measure by:

- (1) Clarifying that an observing law enforcement officer's belief that the force used by another law enforcement officer is beyond that which is necessary must be based upon the totality of information actually known to the observing law enforcement officer;
- (2) Requiring a division head to complete the investigation on the use of excessive force by a law enforcement officer as soon as practicable after receiving written notification of the use of excessive force;
- (3) Clarifying the reporting and investigation requirements for situations where the department head or division head is the subject of the use of excessive force report;
- (4) Clarifying that discriminatory, disciplinary, or retaliatory actions may not be taken against any reporting law enforcement officer for any information given or disclosed in good faith;
- (5) Clarifying the definition of "department head" to include the chief of police;
- (6) Defining "excessive force" for purposes of reporting the use of excessive force by law enforcement officers; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 151, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 151, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1394 Judiciary & Hawaiian Affairs on S.B. No. 627

The purpose of this measure is to allow candidates seeking election to use campaign funds for child care and vital household dependent care costs under certain conditions.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, Vote Mama Foundation, AAUW of Hawaii, Hawai'i Children's Action Network Speaks!, Hawaii State Democratic Women's Caucus, and two individuals.

Your Committee finds that this measure would allow for all parents to have support for child care while campaigning and as a result strengthen access to democracy for everyday parents and caregivers.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 627, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 627, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Hashimoto, Ilagan).

SCRep. 1395 Transportation on S.B. No. 1086

The purpose of this measure is to amend the composition and duties of the State Highway Safety Council.

Your Committee received testimony in support of this measure from the Department of Transportation, AARP Hawaii, Ulupono Initiative, Hawaii Bicycling League, and one individual. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Alliance for Automotive Innovation.

Your Committee finds that this measure allows the State Highway Safety Council to meaningfully address Hawaii's rising fatalities and injuries by amending its composition and duties.

Your Committee has amended this measure by:

- (1) Removing a representative of the University of Hawaii at Manoa College of Tropical Agriculture and Human Resources;
- (2) Adding a member from an organization representing the automobile manufacturing industry;
- (3) Reducing the number of members based on interest in transportation safety and related state goals from three to two;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1086, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1086, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1396 Housing on S.B. No. 395

The purpose of this measure is to require a seller or seller's agent in a residential real property transaction to disclose to prospective buyers that the United States Postal Service is unable to deliver mail or packages to the location of the residential real property being offered for sale.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Hawai'i Association of REALTORS.

Your Committee finds that existing law does not specify that the inability to receive mail or packages from the United States Postal Service is a material fact that must be disclosed to a buyer of residential real property. Your Committee believes that this information is necessary to ensure that buyers make informed decisions when purchasing residential real property.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 395, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 395, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Onishi). Noes, none. Excused, 1 (Kila).

SCRep. 1397 Housing on S.B. No. 1357

The purpose of this measure is to make permanent the issuance of county affordable housing credits to the department of Hawaiian home lands.

Your Committee received testimony in support of this measure from the Department of Hawaiian Home Lands and Dowling Company, Inc.

Your Committee finds that there is a severe lack of affordable housing available for residents, particularly for native Hawaiian beneficiaries. Affordable housing credits have provided the Department of Hawaiian Home Lands greater opportunities to gain resources to develop homesteads for native Hawaiian beneficiaries. However, your Committee notes that despite the importance and success of the affordable housing credit program, it is set to expire on July 1, 2024. This measure ensures that the Department of Hawaiian Home Lands can continue to provide affordable housing to native Hawaiian beneficiaries and reduce the number of beneficiaries on the homestead waitlist.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1357, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1357, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Kila).

SCRep. 1398 Housing on S.B. No. 930

The purpose of this measure is to:

- (1) Allow a landlord or their agent to charge an application screening fee at the time a rental application is processed for residential property;
- (2) Cap the amount of the application screening fee;
- (3) Require the landlord or their agent to provide a receipt for payment of the application screening fee and a copy of any report obtained, if requested; and

(4) Require the landlord or their agent to return any unauthorized fee amounts to the applicant.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs and Legal Aid Society of Hawai'i. Your Committee received testimony in opposition to this measure from Hawaii Dream Reality LLC. Your Committee received comments on this measure from the Hawai'i Association of REALTORS and one individual.

Your Committee finds that there are numerous barriers to accessing affordable housing for low-income households and people experiencing homelessness. Your Committee recognizes that there are costs associated with screening prospective tenants, including application screening fees for personal reference checks and credit reports; however, the costs of application screening fees vary and can exceed the actual cost of screening. Furthermore, the costs of multiple application screening fees for prospective tenants can result in significant economic hardship, especially in a tight housing market. Addressing the assessment of application screening fees is one way to address impediments to securing affordable rental housing in the State.

Your Committee further finds that the companion to this measure, H.B. No. 644, H.D. 1 (Regular Session of 2023), was previously passed by your Committee.

Your Committee has amended this measure by deleting its contents and inserting the contents of H.B. No. 644, H.D. 1, a measure that:

- (1) Allows a landlord or landlord's agent to charge an application screening fee at the time a rental application is processed for residential property for applicants eighteen years of age or older whose income is being used to meet financial qualifications;
- (2) Requires the landlord or landlord's agent to provide a receipt for payment of the application screening fee and a breakdown of costs covered by the fee;
- (3) Requires the landlord or landlord's agent to return any unauthorized fee amounts to the applicant;
- (4) Requires, beginning May 1, 2024, that the Office of Consumer Protection produce and make available informational materials and publicize requirements regarding application fees and related rights and obligations; and
- (5) Contains an effective date of June 30, 3000.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 930, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 930, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Kila).

SCRep. 1399 Housing on S.B. No. 1442

The purpose of this measure is to:

- (1) Establish one position in the Office of the Governor to oversee the administration of this measure; and
- (2) Appropriate funds and authorize the issuance of general obligation bonds for the Ohana Zones Pilot Program.

Your Committee received testimony in support of this measure from the Governor's Coordinator on Homelessness, Department of Human Services, State Council on Mental Health, AARP Hawai'i, Partners In Care, Family Promise of Hawai'i, Opportunity Youth Action Hawai'i, and five individuals.

Your Committee finds that the Ohana Zones Pilot Program provides an essential source of funding for innovative approaches to serve and house people experiencing homelessness and to fill gaps in homeless housing and services that cannot be done with other sources of funding. Your Committee believes that more funding is needed to continue providing necessary services under the Ohana Zones Pilot Program to reduce the number of residents experiencing, or who are on the verge of, homelessness. However, your Committee wants to ensure that certain funds provided under this measure are for the development of new units under the pilot program.

Your Committee has amended this measure by:

- (1) Clarifying that the position in the Office of the Governor is a one-full time equivalent (1.0 FTE) position and may be transferred to a designated executive branch department or agency;
- (2) Changing the means of financing for the construction of Ohana Zones facilities from general obligation bonds to general revenues;
- (3) Making the Ohana Zones Pilot Program a government assistance program for purposes of a general excise tax exemption for the development of affordable housing, under certain circumstances;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1442, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1442, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Kila).

SCRep. 1400 Housing on S.B. No. 898

The purpose of this measure is to:

- (1) Temporarily expand the State Rent Supplement Program to specifically target qualified individuals who are sixty-two years of age or older and are homeless or at imminent risk of becoming homeless;
- (2) Require the Hawaii Public Housing Authority to submit annual reports regarding the State Rent Supplement Program for Kupuna to the Legislature; and
- (3) Appropriate funds for the State Rent Supplement Program for Kupuna.

Your Committee received testimony in support of this measure from the Executive Office on Aging, Hawaii Public Housing Authority, Disability and Communication Access Board, Rainbow Family 808, AARP Hawai'i, Catholic Charities Hawai'i, Kūpuna Caucus of the Democratic Party of Hawai'i, and nine individuals.

Your Committee finds that homelessness among Hawaii's kupuna is a central part of the affordable housing needs in the State. The high cost of living in the State, fixed income and complex health needs of older adults, rapidly rising rents, and declining availability of affordable housing make rental assistance for older adults a necessity. Your Committee further finds that there is a critical need to help the most vulnerable elders in the State access housing. Providing rent supplements to these individuals is an important part of the overall solution to address Hawaii's housing and homelessness issues.

Your Committee has amended this measure by:

- (1) Exempting the Hawaii Public Housing Authority from the Hawaii Public Procurement Code when selecting a qualified non-profit organization to administer the State Rent Supplement Program for Kupuna;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 898, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 898, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Kila).

SCRep. 1401 Housing on S.B. No. 340

The purpose of this measure is to appropriate funds to the Hawaii Public Housing Authority for the rehabilitation, remodeling, renovation, and repair of public housing units.

Your Committee received testimony in support of this measure from the Hawaii Public Housing Authority, AARP Hawai'i, Catholic Charities Hawai'i, Kūpuna Caucus of the Democratic Party of Hawai'i, Partners in Care, and four individuals.

Your Committee finds that the State's current public housing inventory is dated, with multiple properties that were built over fifty years ago, and the Hawaii Public Housing Authority is facing capital improvement needs that backlog to approximately \$800,000,000. Your Committee further finds that additional funding is needed to keep these public housing units in safe, suitable, and sanitary condition.

Your Committee notes that the number of units under the Hawaii Public Housing Authority that need to be repaired continues to increase. Currently, there are roughly two hundred sixty-two units that need repairs; however, this number may change at any given time. Your Committee believes specifying a number of units in this measure may inhibit the Hawaii Public Housing Authority's ability to successfully rehabilitate and modernize its supply of public housing units. Your Committee further notes that the cost to rehabilitate, remodel, renovate, or repair public housing units will be approximately \$85,000 per unit.

Accordingly, your Committee has amended this measure by:

- (1) Deleting the reference to the specific number of public housing units that would have been covered by the appropriation; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 340, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 340, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Kila).

SCRep. 1402 Human Services on S.B. No. 45

The purpose of this measure is to allow a school counselor, domestic violence victim advocate, or other mental health professional licensed by the State to petition for an order for protection on a minor's behalf when the minor's parent or guardian is unable to submit a petition.

Your Committee received testimony in support of this measure from the Stonewall Caucus of the Democratic Party of Hawai'i, Rainbow Family 808, Hawai'i State Coalition Against Domestic Violence, and six individuals. Your Committee received testimony in opposition to this measure from three individuals. Your Committee received comments on this measure from the Department of Education.

Your Committee finds that approximately one in twelve high school students experience sexual dating violence. Your Committee further finds that it is not uncommon for adolescents who have entered into a romantic relationship without their parent's approval to be reluctant to approach their parents for help when that relationship turns abusive. However, under existing law, a petition for an order for protection on behalf of a minor can only be made by a family member or state agency. Your Committee further finds that minors should have the right to seek relief from domestic abuse through a protective order without having to demonstrate that their parents or legal guardians are unwilling or unable to do so on their behalf.

Accordingly, your Committee has amended this measure by:

- (1) Deleting language that would have allowed a school counselor, domestic violence victim advocate, or other mental health professional licensed by the State to petition for a domestic abuse protective order on a minor's behalf, and instead allowing any minor sixteen years of age or older, on their own behalf without the consent of a parent or legal guardian, or emancipated minor to petition for a domestic abuse protective order;
- (2) Changing the effective date to June 30, 2023; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee grants prior concurrence on this measure to your Committee on Judiciary & Hawaiian Affairs to make any amendments it deems necessary.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 45, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 45, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, 1 (Garcia). Excused, 1 (Kobayashi).

SCRep. 1403 Human Services on S.B. No. 129

The purpose of this measure is to:

- (1) Require providers of no-cost emergency shelter and related services to maintain separation for unrelated adults and minor children; and
- (2) Make permanent the definition of "provider" as it relates to entities eligible to provide no cost emergency shelter and related services to consenting minors, as amended by Act 23, Session Laws of Hawaii 2021.

Your Committee received testimony in support of this measure from the Hawai'i Youth Services Network, Residential Youth Services & Empowerment, Opportunity Youth Action Hawai'i, Stonewall Caucus of the Democratic Party of Hawai'i, and one individual. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that youth experiencing homelessness often have exposure to a variety of adverse childhood experiences, including physical, emotional, or sexual abuse. Your Committee further finds that a quarter of homeless youth in the State have reported physical abuse or parental substance abuse as the reason for their becoming homeless. Act 23, Session Laws of Hawaii 2021 (Act 23), established a means to allow unaccompanied youth experiencing homelessness, to receive short-term no cost housing and other services without the need to obtain consent from a parent or guardian. Act 23 is currently scheduled to sunset on June 30, 2023. This measure repeals the sunset date of Act 23, which will ensure that vulnerable youth experiencing homelessness continue to have safe and secure refuges to stabilize, heal, and access resources.

Your Committee notes the concern raised in testimony by the Department of Human Services that "license" has been omitted from the definition of "provider" for the purposes of providing no-cost emergency shelter and other related services to youth. Your Committee recognizes the concern raised by the Department that without a licensure framework, there is no means by which an emergency youth shelter may be regulated, other than through the Department of Health.

Your Committee has amended this measure by:

- (1) Requiring a provider who renders no-cost emergency shelter and related services to a minor to take steps to ensure that pertinent youth obtain and receive services from the juvenile justice or child welfare systems, as applicable, as required by the federal Runaway and Homeless Youth Act; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee grants prior concurrence on this measure to your Committee on Judiciary & Hawaiian Affairs to make any amendments it deems necessary.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 129, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 129, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1404 Human Services on S.B. No. 398

The purpose of this measure is to:

- (1) Require the Department of Human Services to collect and analyze data to determine the impact of expanding post-permanency services to families receiving benefits from the adoption assistance program and report its findings to the Legislature; and
- (2) Appropriate funds for the procurement of contracted services to provide additional support, resources, and monitoring of families receiving benefits from the State's Adoption Assistance Program.

Your Committee received testimony in support of this measure from the Department of Human Services. Your Committee received testimony in opposition to this measure from the Hawaii Coalition for Child Protective Reform and two individuals.

Your Committee finds that additional research is needed to better understand and prepare for an expansion of post-permanency services to families receiving benefits from the State Adoption Assistance Program. Your Committee further finds that this measure will provide funding for the Department of Human Services to assist in family strengthening and the maintenance of a safe home environment for adopted children.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$8,000,000.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 398, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 398, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, 1 (Garcia). Excused, 1 (Kobayashi).

SCRep. 1405 Human Services on S.B. No. 406

The purpose of this measure is to:

- (1) Allow the court to award reasonable visitation rights to a petitioning grandparent of a minor child when the child's parent is unable to exercise parental visitation due to death or incarceration and denial of reasonable grandparent visitation rights would cause significant harm to the child;
- (2) Require the court to follow the same procedures, considerations, and standards for the granting of grandparent visitation rights as are used when awarding other visitation rights; and
- (3) Specify that persons violating an order awarding reasonable grandparent visitation rights are subject to sanctions.

Your Committee received testimony in support of this measure from Grandparents Rights Hawaii Campaign and seven individuals.

Your Committee finds that many grandparents in Hawaii desire to maintain their relationship with or assist in caring for their minor grandchildren when the grandchild's parent cannot otherwise exercise parental visitation of the minor child due to death or incarceration. This measure will allow grandparents to petition for and be awarded reasonable grandparent visitation rights in these limited circumstances, while preserving the fundamental right of parents to make decisions concerning the care, custody, and control of their children, by setting a rebuttable presumption that a parent's or custodian's decision regarding visitation is in the best interest of the child.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 2023; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Your Committee grants prior concurrence on this measure to your Committee on Judiciary & Hawaiian Affairs to make any amendments it deems necessary.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 406, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 406, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1406 Health & Homelessness on S.B. No. 106

The purpose of this measure is to:

- (1) Authorize the Department of Health to require the Department of Education to report COVID-19 potential outbreaks and other related information in a manner most appropriate to public health and safety, as determined by the Department of Health; and
- (2) Repeal the requirement that the report be published on a weekly basis on the Department of Education's website.

Your Committee received testimony in support of this measure from the Department of Health, Department of Education, and Office of Hawaiian Affairs. Your Committee received testimony in opposition to this measure from seventeen individuals.

Your Committee finds that because the widespread availability of the COVID-19 vaccine and other mitigation strategies have proven effective in controlling the spread of COVID-19 in schools, it would be more administratively efficient for the Department of Health to exercise discretion in the requirement for the Department of Education to report weekly COVID-19 information.

Your Committee has amended this measure by specifying that the Department of Health may require the Department of Education to report on other public health emergencies, in addition to COVID-19 potential outbreaks.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 106, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 106, S.D. 2, H.D. 1, and be referred to your Committee on Education.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Nishimoto, Garcia).

SCRep. 1407 Health & Homelessness on S.B. No. 1378

The purpose of this measure is to:

- (1) Clarify who is prohibited from knowingly referring or transferring patients to an uncertified or unlicensed care facility; and
- (2) Repeal the provision that a landlord, under specified conditions, shall not be deemed to be providing home care services or operating a care facility that requires a license.

Your Committee received testimony in support of this measure from the Department of Health. Your Committee received testimony in opposition to this measure from sixteen individuals. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that the prevalence of unlicensed care homes and facilities in the State continues to pose significant health and consumer protection issues for Hawaii's elderly and vulnerable populations. Although to date, the Department of Health has conducted over two hundred investigations and closed ten unlicensed care homes or facilities, licensed care home operators and other persons continue to refer or transfer patients to unlicensed facilities. This measure aims to provide additional safeguards for the public by protecting aged and vulnerable persons and ensuring quality of care by clarifying the types of persons or entities who are prohibited from knowingly referring patients to uncertified or unlicensed care facilities.

This measure also repeals an exclusion that has allowed bad actors to operate care homes without a license. Without the repeal proposed by this measure, caregivers at unlicensed care homes cannot be checked for credentials to provide proper care or confirmed as having complete background checks. This substantially increases the risk of substandard quality of care or living conditions on the State's vulnerable population.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1378, S.D. 1, and recommends that it pass Second Reading and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Nishimoto, Garcia).

SCRep. 1408 Health & Homelessness on S.B. No. 162

The purpose of this measure is to expand access to dental care by:

- (1) Adding community health centers to the list of eligible organizations at which those with a community service license may practice;
- (2) Allowing dental hygiene and dental college graduates who have graduated from educational programs with a reciprocal agreement with the American Dental Association Commission on Dental Accreditation to apply for temporary or community service licenses;
- (3) Expanding eligibility for a community service licensee to practice dentistry to those candidates who have passed the Integrated National Board Dental Examination within five years of the date of request; and
- (4) Allowing an applicant for licensure to practice dentistry to submit evidence to the Board of Dentistry that the applicant passed the Integrated National Board Dental Examination.

Your Committee received testimony in support of this measure from the Department of Health; AlohaCare; Hawai'i Oral Health Coalition; Hawaii Dental Service; We Are One, Inc.; Hawai'i Children's Action Network Speaks!; Ho'ola Lahui Hawaii; Hawaii Dental Hygienists' Association; and six individuals. Your Committee received comments on this measure from the Board of Dentistry, Hawaii Dental Association, and Grassroot Institute of Hawaii.

Your Committee finds that there is a significant shortage of public oral health providers who serve the State's most underserved and vulnerable populations, including Medicaid recipients. Currently, there are only three hundred thirty-nine active Medicaid dentists in the State serving a population of more than 288,000. With the reinstatement of dental benefits for adults insured through Medicaid in 2022, demand for providers will only increase. This measure is intended to address the State's workforce shortages in the public dental sector and increase access to dental care on the neighbor islands and in rural areas by broadening the pool of individuals who may be eligible for a community service license.

Your Committee has amended this measure by:

- (1) Including rural health clinics and mobile dental outreach programs to the list of eligible organizations at which those with a community service license may practice;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 162, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 162, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Nishimoto, Garcia).

SCRep. 1409 Agriculture & Food Systems on S.B. No. 782

The purpose of this measure is to establish in the Department of Agriculture a grant program to assist taro farmers in meeting the costs of cultivating taro for consumption.

Your Committee received testimony in support of this measure from the Department of Agriculture, Office of the Mayor of the County of Maui, Hawai'i Farm Bureau, Hawai'i Alliance for Progressive Action, Hawai'i Farmers Union United, Hawaii Food+ Policy, and twelve individuals. Your Committee received comments on this measure from the Office of Hawaiian Affairs.

Your Committee recognizes taro's importance in Hawaii's cultural identity and role in local food security and finds that this measure would assist taro farmers in their efforts to increase their production and viability.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 782, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 782, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 1410 Agriculture & Food Systems on S.B. No. 1104

The purpose of this measure is to:

- (1) Amend the definition of "cannabis" to include cannabis propagules, cuttings, and seeds;
- (2) Define "cannabis cutting" and "cannabis propagule";
- (3) Allow qualifying patients and primary caregivers who are authorized to cultivate cannabis for medical use to purchase cannabis propagules, cuttings, and seeds from licensed dispensaries in the State under certain conditions;
- (4) Establish quantity limits and quality requirements for the dispensing of cannabis propagules, cuttings, and seeds; and
- (5) Require the Department of Health to adopt rules regarding the dispensing of cannabis propagules, cuttings, and seeds.

Your Committee received testimony in support of this measure from three individuals. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that existing state law allows qualifying patients and primary caregivers to cultivate cannabis for medical use at a registered grow site. However, there are no legal means for obtaining safe, laboratory-tested genetic material from which to propagate cannabis. This forces qualifying patients or their primary caregivers to obtain cannabis genetic material from the illicit market. This measure amends the definition of "cannabis" to include cannabis propagules, cuttings, and seeds and establishes a regulatory system for the dispensing of cannabis propagules, cuttings, and seeds to allow licensed dispensaries to distribute cannabis propagative material that is safe for use.

Your Committee has amended this measure by:

- (1) Clarifying that qualifying patients, primary caregivers, qualifying out-of-state patients, and caregivers of qualifying out-of-state patients may purchase cannabis propagules, cuttings, and seeds from licensed dispensaries in the State;
- (2) Requiring a licensed dispensary's computer software tracking system to allow:
 - (A) The licensed dispensary's production center to submit to the Department of Health an inventory of cannabis propagules, cuttings, and seeds in possession of that dispensary; and
 - (B) The licensed dispensary's retail dispensing location to submit to the Department of Health the total amount of cannabis propagules, cuttings, and seeds purchased by a qualifying patient, primary caregiver, qualifying out-of-state patient, and caregiver of a qualifying out-of-state patient;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1104, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1104, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 1411 Agriculture & Food Systems on S.B. No. 1588

The purpose of this measure is to appropriate funds to the Department of Agriculture for the establishment and implementation of a GroupGAP food safety training and certification program.

Your Committee received testimony in support of this measure from the Department of Agriculture; Department of Education; University of Hawai'i System; Office of the Mayor of the County of Maui; Hawai'i Farm Bureau; Hawaii Food Industry Association; Hawaii Cattlemen's Council, Inc.; Ohana Hui Ventures; North Shore Economic Vitality Partnership; MetroGrow Hawaii; Hāmākua Institute; and ten individuals.

Your Committee finds that GroupGAP is the only comprehensive farm food-safety training program in Hawaii that results in United States Department of Agriculture harmonized Good Agricultural Practices certification, the standard most closely aligned with the United States Food and Drug Administration's food-safety guidelines. Your Committee further finds that a GroupGAP program would increase the number of food-safety-certified farmers in the State, thereby enhancing Hawaii residents' access to safe, locally produced food.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1588, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1588, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 1412 Agriculture & Food Systems on S.B. No. 516

The purpose of this measure is to require a producer of any hemp product to include in the identity statement used for labeling or advertising any hemp product:

- (1) The percentage of Hawaii-grown hemp in the hemp product; and
- (2) For any hemp product not from Hawaii, the origin of the hemp and percentage of the hemp from the origin.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Farm Bureau, Rancho Aloha Coffee, Hawai'i Farmers Union United, Hawai'i Hemp Farmers Association, Hawai'i Sustainable Farms, and eight individuals. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that Hawaii-branded products often garner more attention and can command higher prices in the marketplace and ensuring that hemp labeled as Hawaii-grown is accurately represented is one way for Hawaii hemp farmers to remain competitive and protect the integrity of the Hawaii brand.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 516, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 516, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 1413 Agriculture & Food Systems on S.B. No. 1268

The purpose of this measure is to make technical changes to the definitions of "agricultural enterprise lands" and "non-agricultural park lands" that apply to chapters 141 and 166E, Hawaii Revised Statutes, respectively, for clarification and consistency purposes.

Your Committee received testimony in support of this measure from the Department of Agriculture and Hawai'i Farm Bureau.

Your Committee finds that this measure will resolve an inconsistency between the definition of "agricultural enterprise lands" established by Act 221, Session Laws of Hawaii 2022, and the definition of "non-agricultural park lands" in chapter 166E, Hawaii Revised Statutes.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1268, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1268, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 1414 Agriculture & Food Systems on S.B. No. 637

The purpose of this measure is to require persons applying to register as hemp processors to include with their application form documentation that the indoor facility and planned hemp processing operation:

- (1) Does not include heat or volatile compounds or gases under pressure, such as cold-water extraction; and
- (2) Is exempt from building permit and building code requirements pursuant to section 46-88, Hawaii Revised Statutes, or is in a food hub or agricultural park.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau, Hawai'i Farmers Union United, Hawai'i Hemp Farmers Association, Hawai'i Sustainable Farms, Ho'ola Veteran Services, and eight individuals. Your Committee received comments on this measure from the Department of Agriculture and Department of Health.

Your Committee finds that Act 14, Session Laws of Hawaii 2022, required hemp and hemp products to be processed within an enclosed indoor facility secured to prevent unauthorized entry. Before this law was enacted, your Committee understands that some hemp producers processed small batches of hemp on their farms in structures that were exempt from certain building permit and building code requirements with no adverse consequences. To assist Hawaii's nascent hemp industry, your Committee finds that hemp producers should again enjoy similar flexibility in the types of facilities in which they may process hemp.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 637, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 637, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 1415 Agriculture & Food Systems on S.B. No. 660

The purpose of this measure is to establish the Healthy Soils Program within the Department of Agriculture and appropriate funds for this purpose.

Your Committee received testimony in support of this measure from the Hawai'i Forest Industry Association; Kona Coffee Farmers Association; Down to Earth; Hawai'i Food+ Policy; 350Hawaii.org; Synergistic Hawai'i Agriculture Council; Hawai'i Alliance for Progressive Action; Hawai'i Farmers Union United; Kanalani Ohana Farm; Kuaiwi Farm; Kona Restoration Farm; Kona Bae Farm; Ho'ōla Farms; Chamber of Sustainable Commerce; Bea's Knees Farm, LLC; Beyond Organic Consulting, Inc.; Tinyville Farm; and numerous individuals. Your Committee received testimony in opposition to this measure from the Department of the Attorney General, CropLife America, and Hawaii Crop Improvement Association. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee finds that healthy soils are the baseline requirement for agricultural success and a foundation for sustainable agribusinesses. The State cannot increase its food self-sufficiency if it does not understand and protect its soil ecosystems. Healthy soils translate to healthy plants that are more resistant to disease. Your Committee further finds that empowering the Department of Agriculture to establish a Healthy Soils Program is a necessary first step to bring Hawaii in line with cutting-edge agriculture states, such as California, New Mexico, and Washington.

Your Committee has amended this measure by:

- (1) Modifying some of the functions of the Healthy Soils Program, including removing the establishment of standards to phase out the use of petrochemical synthetic fertilizers;
- (2) Establishing standards for the grant program;
- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 660, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 660, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 1416 Agriculture & Food Systems on S.B. No. 655

The purpose of this measure is to authorize the Department of Agriculture to align state hemp production administrative rules with any federal law exemptions for fiber, fuel, and seed grain hemp crops.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Farm Bureau, Hawai'i Farmers Union United, Hawai'i Hemp Farmers Association, Ho'ōla Farms, and eight individuals. Your Committee received comments on this measure from Hawai'i Sustainable Farms.

Your Committee finds that the growth of the hemp industry in the State could provide numerous economic opportunities. However, regulatory barriers have hindered this potential growth, resulting in a slow down of the development and production of hemp-based products. Your Committee further finds that the United States Congress will be amending federal hemp cultivation laws to allow for exemptions with industrial hemp crops that are grown for fiber, fuel, or grain for food. This measure provides the Department of Agriculture with the authority to amend its hemp production rules to align with federal law when the changes occur.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 655, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 655, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 1417 Agriculture & Food Systems on S.B. No. 420

The purpose of this measure is to establish within the Department of Agriculture a Sustainable Food Systems Working Group to develop an Interagency Food Systems Plan.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs; University of Hawai'i at Mānoa's College of Tropical Agriculture and Human Resources; Hawai'i Tourism Authority; Hawai'i Farm Bureau; Hawai'i Food+ Policy; Hawaii Cattlemen's Council, Inc.; North Shore

Economic Vitality Partnership; Hawai'i Fishermen's Alliance for Conservation and Tradition, Inc.; Hawai'i Alliance for Progressive Action; Hawai'i Farmers Union United; Hawaii Food Industry Association; Chamber of Sustainable Commerce; Hawai'i Foodbank; Sierra Club of Hawai'i; and nineteen individuals. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee finds that as a place especially vulnerable to natural and human disasters that may adversely affect its food security, Hawaii needs to encourage the development of local, sustainable food systems. The establishment of a Sustainable Food Systems Working Group to develop an Interagency Food Systems Plan is an important step in that direction.

Your Committee has amended this measure by:

- (1) Modifying the composition of the Sustainable Food Systems Working Group;
- (2) Requiring each county's food access plans to be incorporated into the Interagency Food Systems Plan;
- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 420, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 420, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 1418 Agriculture & Food Systems on S.B. No. 746

The purpose of this measure is to support Hawaii's coffee growers by:

- (1) Expanding the coffee labeling and advertising requirements to include ready-to-drink coffee beverages and inner packages and inner wrapping labels given to customers;
- (2) Requiring disclosure on the label of coffee blends of the respective geographic and regional origins and per cent by weight of the blended coffees; and
- (3) Prohibiting use of the term "All Hawaiian" in labeling or advertising for roasted coffee or instant coffee not produced entirely from green coffee beans grown and processed in Hawaii.

Your Committee received testimony in support of this measure from the Department of Agriculture, three members of the Hawai'i County Council, Hawai'i Farm Bureau, Chamber of Sustainable Commerce, Cyanotech Corporation, Kanalani Ohana Farm, Rancho Aloha Coffee Farm, Hawaii Forest Stewards, Lions Gate Farms, Hawai'i Alliance for Progressive Action, Institute for Agriculture & Trade Policy, Consumer Federation of America, Kuwale Ridge Farms, Kona Bae Farm, Maalahi Farm LLC, Maui Brewing Co., Hawai'i Farmers Union United, Kona Coffee Farmers Association, Absolute Palate LLC, and thirteen individuals.

Your Committee finds that Hawaii-grown coffee is globally recognized for its high quality and aromatic flavor. Hawaii-grown coffee is one of the most expensive coffees in the world and one of Hawaii's signature crops. Your Committee further finds that this measure would protect consumers from intentionally misleading packaging that degrades the premium Hawaii brand and undermines the work and investment of coffee farmers in Hawaii.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 746, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 746, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 1419 Culture, Arts & International Affairs on S.B. No. 844

The purpose of this measure is to allow the counties to issue special number plates, better known as special license plates, to commemorate Malama Puuloa.

Your Committee received testimony in support of this measure from Hui O Ho'ohouua dba Mālama Pu'uloa, Ali'i Pauahi Hawaiian Civic Club, and six individuals.

Your Committee finds that the issuance of a special number plate commemorating Malama Puuloa is an appropriate way to support the organization's mission to restore Keawalau o Puuloa, also known as Puuloa or Pearl Harbor.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 844, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 844, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1420 Culture, Arts & International Affairs on S.B. No. 1532

The purpose of this measure is to establish the Hawaii Leadership Awards Program to recognize persons from Hawaii who have made outstanding contributions to the State and who serve as an inspiration to others.

Your Committee received testimony in support of this measure from the State Foundation on Culture and the Arts.

Your Committee finds that the program proposed by this measure would allow the State to recognize and celebrate persons who have made considerable, outstanding contributions to Hawaii and inspired others in a number of sectors of culture and the arts.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1532, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1532, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1421 Energy & Environmental Protection on S.B. No. 691

The purpose of this measure is to:

- (1) Authorize the Chief Energy Officer of the Hawaii State Energy Office, rather than the Director of Business, Economic Development, and Tourism, to enforce minimum efficiency standards and adopt or amend efficiency standards; and
- (2) Set minimum efficiency standards for air purifiers, electric vehicle supply equipment, portable electric spas, residential ventilating fans, toilets, urinals, and water coolers.

Your Committee received testimony in support of this measure from the Honolulu Board of Water Supply, Climate Protectors Hawai'i, Ulupono Initiative, Hawai'i Energy, Blue Planet Foundation, and five individuals. Your Committee received testimony in opposition to this measure from the Association of Home Appliance Manufacturers. Your Committee received comments on this measure from the Hawaii State Energy Office, Home Ventilating Institute, and Appliance Standards Awareness Project.

Your Committee finds that adopting policies that promote and encourage energy efficiency can provide relief for families and businesses faced with high utility bills. While the Legislature has taken steps to establish minimum energy and water efficiency standards for certain products sold, leased, or rented in the State, this measure expands the list of products with minimum efficiency standards to ensure that Hawaii residents and businesses do not miss out on potential utility bill savings and reduce air pollutants and greenhouse gas emissions.

Your Committee has amended this measure by:

- (1) Deleting definitions for "air purifier", "electric vehicle supply equipment", and "industrial air purifier";
- (2) Removing air purifiers and electric vehicle supply equipment from products that must meet certain minimum efficiency standards;
- (3) Clarifying the minimum efficiency standards for water coolers;
- (4) Allowing manufacturers to utilize the Home Ventilating Institute's Certified Products Directory Certification Program to meet certain standards;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 691, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 691, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Gates, Perruso).

SCRep. 1422 Water & Land on S.B. No. 75

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources' State Historic Preservation Division to expedite development of a comprehensive inventory of historic properties and burial sites located in the State, including conducting relevant archaeological surveys necessary to compile the inventory.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Historic Hawai'i Foundation, Niu Valley Community Association, Society for Hawaiian Archaeology, Maui Chamber of Commerce, and four individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that historic property inventories and surveys are a crucial step in the historic preservation process. The context studies and inventories provide research; evaluation; and examples of patterns, themes, and trends in which a building, structure, site, object, or district is understood. The contexts provide information on meaning as well as the necessary background to understand why a given resource may be historically significant. The inventories then provide information on specific properties and features that convey that significance and are important to the cultural heritage of Hawaii.

Your Committee has amended this measure by:

- (1) Changing the means of financing for the appropriation to the Hawaii Historic Preservation Special Fund and inserting an appropriation of general revenues in an unspecified amount into the Hawaii Historic Preservation Special Fund;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it choose to deliberate on this measure, to consider an appropriation amount of \$2,250,000 to be appropriated into and out of the Hawaii Historic Preservation Special Fund, to be allocated as follows:

- (1) \$750,000 for state-of-the-art archaeological surface surveys utilizing remote sensing, aerial, and satellite imagery;
- (2) \$750,000 for the collection of data regarding the locations of burial sites; and
- (3) \$750,000 for the development of an inventory of historic buildings, structures, and other properties.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 75, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 75, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1423 Water & Land on S.B. No. 94

The purpose of this measure is to require the Department of Land and Natural Resources to approve or deny an application for a special activity permit for scientific, educational, management, or propagation purposes within ninety days from the date that it was submitted.

Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Land and Natural Resources and For the Fishes.

Your Committee recognizes that the lengthy review process for special activity permits may pose a hardship on applicants and finds that this measure would help to reduce the amount of time that it takes for the Department of Land and Natural Resources to approve or deny an application.

Your Committee has amended this measure by changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 94, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 94, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1424 Water & Land on S.B. No. 730

The purpose of this measure is to appropriate funds to support the Department of Land and Natural Resources in restoring and restocking fishponds.

Your Committee received testimony in support of this measure from Kua'āina Ulu 'Auamo, Hawaii Food+ Policy, Hawai'i Alliance for Progressive Action, Maunaloa Fishpond Heritage Center, and seven individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Land and Natural Resources and Office of Hawaiian Affairs.

Your Committee finds that fishponds were and continue to be essential components of sustainable food systems in Hawaii, providing food security and community resilience.

Your Committee has amended this measure by:

- (1) Requiring the Department of Land and Natural Resources to consult with relevant Native Hawaiian communities and organizations as it restores and restocks fishponds;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 730, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 730, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1425 Water & Land on S.B. No. 735

The purpose of this measure is to establish that the public auction requirement for the disposition of water rights is not required for a lease of water for commercial kalo cultivation.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawai'i Farmers Union United, and one individual. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that exempting water leases for commercial taro cultivation from public auction, as proposed in this measure, would reduce the uncertainty for applicants of water leases while allowing oversight by the Board of Land and Natural Resources for the use of the water.

Your Committee has amended this measure by changing its effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 735, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 735, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1426 Water & Land on S.B. No. 1068

The purpose of this measure is to include in the State's objectives and policies for the physical environment under section 226-11, Hawaii Revised Statutes, of the Hawaii State Planning Act:

- (1) The promotion of statewide beach assessments and beach and shoreline restoration and conservation; and
- (2) The pursuit of compatible relationships among activities, facilities, Native Hawaiian traditional practices mauka to makai, and natural resources.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Office of Planning and Sustainable Development, University of Hawai'i Sea Grant College Program and Climate Resilience Collaborative, and one individual. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Office of Hawaiian Affairs.

Your Committee finds that this measure would help to protect the State's natural resources, including beaches and other shorelines.

Your Committee has amended this measure by:

- (1) Adding beach and shoreline adaptation as part of the State's objectives and policies for the physical environment under section 226-11, Hawaii Revised Statutes, of the Hawaii State Planning Act;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that it is unclear whether the inclusion of "Native Hawaiian traditional practices mauka and makai" in this measure falls within the scope of its title.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1068, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1068, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1427 Water & Land on S.B. No. 1291

The purpose of this measure is to require the Office of Planning and Sustainable Development, in consultation with state agencies having operational responsibilities over facilities owned and managed by the State, to develop a standardized process for assessing the vulnerability of facilities owned and managed by the State to sea level rise in order to ensure that sea level rise planning and adaptation implementation is carried out in a consistent and comprehensive manner across state agencies' capital planning projects.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources; Department of Business, Economic Development, and Tourism; Office of Planning and Sustainable Development; Climate Change Mitigation and Adaptation Commission; University of Hawai'i Sea Grant College Program and Climate Resilience Collaborative; Environmental Caucus of the Democratic Party of Hawai'i; Imua Alliance; and two individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that this measure continues state agencies' efforts to understand their facilities' vulnerability to sea level rise and to plan and adapt appropriately.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it choose to deliberate on this measure, to consider an appropriation amount of \$400,000.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1291, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1291, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1428 Human Services on S.B. No. 295

The purpose of this measure is to:

- (1) Establish the Malama Ohana Working Group within the Office of Wellness and Resilience to seek, design, and recommend transformative changes to the State's existing child welfare system; and
- (2) Appropriate funds for the Malama Ohana Working Group.

Your Committee received testimony in support of this measure from Department of Human Services; Office of Hawaiian Affairs; Office of Wellness and Resilience; Stonewall Caucus of the Democratic Party of Hawai'i; Hawai'i Youth Services Network; Catholic Charities Hawai'i; Hawai'i State Coalition Against Domestic Violence; Hale Kipa; Rainbow Family 808; Hawaii Coalition for Child Protective Reform; EPIC 'Ohana, Inc.; Family Programs Hawaii; Nā Kama a Hāloa; Hawai'i Community Foundation; and seventeen individuals.

Your Committee finds that the problems faced by children and families in the State's child welfare system are extremely complex. Addressing the needs of the State's families and children, particularly the needs of Native Hawaiian families and children, requires collaboration between the Department of Human Services and community stakeholders. Your Committee further finds that the Office of Wellness and Resilience, established by Act 291, Session Laws of Hawaii 2022, is uniquely situated to address the various barriers that impact the physical, social, and emotional well-being of all people in the State. The Malama Ohana Working Group established by this measure is intended to improve outcomes for all children and families in the State's child welfare system by collaboratively working with the community to protect children in and out of the child welfare system.

Your Committee has amended this measure by:

- (1) Amending the composition and membership of the Malama Ohana Working Group; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 295, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 295, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Garcia). Excused, 1 (Kobayashi).

SCRep. 1429 Health & Homelessness on S.B. No. 473

The purpose of this measure is to exempt manufacturers, wholesale distributors, and third-party logistics providers of home dialysate drugs or devices from the license, registration, and permit requirements for pharmacies, under certain conditions.

Your Committee received testimony in support of this measure from the Environmental Caucus of the Democratic Party of Hawai‘i and Liberty Dialysis-Hawaii. Your Committee received comments on this measure from the Board of Pharmacy.

Your Committee finds that home dialysis provides greater schedule flexibility, fewer food restrictions, and better outcomes. Additionally, home dialysis treatments can be done longer and more frequently, placing less strain on the patient's body. This measure is intended to improve the health outcomes of patients with kidney disease by facilitating the use of home dialysis.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 473, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 473, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Nishimoto, Garcia).

SCRep. 1430 Health & Homelessness on S.B. No. 668

The purpose of this measure is to:

- (1) Adopt the Physical Therapy Compact;
- (2) Require the Department of Commerce and Consumer Affairs to adopt rules for the implementation and administration of the Physical Therapy Compact; and
- (3) Require physical therapist and physical therapist assistant applicants to submit a full set of electronic fingerprints for criminal history record checks and authorize the Department of Commerce and Consumer Affairs to conduct these criminal history record checks.

Your Committee received testimony in support of this measure from the United States Department of Defense, Physical Therapy Compact Commission, Hawaii Chapter of the American Physical Therapy Association, and one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Regulated Industries Complaints Office, Board of Physical Therapy, Grassroot Institute of Hawaii, and Hawaii Association for Justice.

Your Committee finds that there is a chronic shortage of physical therapists in Hawaii owing in part to, until recently, the absence of an academic program in Hawaii. This shortage has impacted the delivery of proper rehabilitation services to the spectrum of the State's population, especially on the neighbor islands. This measure allows the Governor to enter Hawaii into the Physical Therapy Compact. Your Committee further finds that the purpose of the Physical Therapy Compact is to increase consumer access to physical therapy services by reducing regulatory barriers to interstate mobility and cross-state practice while maintaining the high standards of qualifications for physical therapy providers. Your Committee also finds that thirty-three states and the District of Columbia are currently members of the Physical Therapy Compact.

Your Committee notes the request raised in testimony by the Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs that adoption of the Physical Therapy Compact be delayed for two years to allow the Division time to allocate sufficient resources to process and support Physical Therapy Compact related licenses.

Your Committee has amended this measure by:

- (1) Inserting language holding members, officers, executive directors, employees, and representatives of the Interstate Commission liable for any damage, loss, injury, or liability resulting from the officer's or employee's negligence or gross negligence;
- (2) Appropriating funds in an unspecified amount for the establishment of one position and internal database updates to allow the Professional and Vocational Licensing Division to process Physical Therapy Compact related licenses;
- (3) Changing the implementation date of the Physical Therapy Compact to July 1, 3025; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Consumer Protection & Commerce, should it deliberate on this measure, to consider an appropriation amount of \$142,876.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 668, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 668, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Kobayashi).

SCRep. 1431 Health & Homelessness on S.B. No. 759

The purpose of this measure is to:

- (1) Require the Office of Primary Care and Rural Health to oversee and support community efforts to address health and wellness needs in rural and underserved areas and develop plans that align with appropriate providers' goals and objectives;
- (2) Require the Office of Primary Care and Rural Health to provide a one-time summary of community plans as part of the Primary Health Care Incentive Program annual report to the Legislature prior to the Regular Session of 2024; and
- (3) Appropriate funds for the development of community plans, including the establishment of one position.

Your Committee received testimony in support of this measure from the Department of Health, Office of Hawaiian Affairs, Hawaii State Youth Commission, HOPE Services Hawai‘i, and two individuals. Your Committee received testimony in opposition to this measure from seventeen individuals.

Your Committee finds that access and delays in health care delivery are the greatest obstacle to care for the State's rural residents. Your Committee further finds that coordinated efforts are necessary at all levels to examine social determinants that impact a community's access to health care resources and improve public health. This measure seeks to ensure health equity by developing and coordinating comprehensive plans to align health care priorities with existing resources.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 759, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 759, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Nishimoto, Garcia).

SCRep. 1432 Health & Homelessness on S.B. No. 900

The purpose of this measure is to:

- (1) Require the Executive Office on Aging to submit an annual progress report to the Legislature on the Hawaii State Health Insurance Assistance Program; and
- (2) Appropriate funds for the Hawaii State Health Insurance Assistance Program for the establishment of additional positions within the Executive Office on Aging.

Your Committee received testimony in support of this measure from the Executive Office on Aging, Disability and Communication Access Board, Policy Advisory Board for Elder Affairs, AARP Hawai'i, Catholic Charities Hawai'i, Hawai'i Family Caregiver Coalition, and fifteen individuals.

Your Committee finds that the Hawaii State Health Insurance Program was established in 1992 to assist and educate Medicare beneficiaries on a variety of topics, including making informed health choices based on the beneficiary's needs and budget, Medicare enrollment periods, and access to health and wellness programs. Your Committee further finds that the Hawaii State Health Insurance Program currently serves over eight thousand individuals, or approximately three percent of the State's Medicare population. The federal Administration for Community Living considers serving approximately eight percent of the Medicare population as acceptable performance and justification for continued funding. This measure is intended to assist the State's Medicare population and meet the Administration for Community Living's annual goal of 23,191 people served, by providing additional staffing resources to the Hawaii State Health Insurance Program.

Your Committee has amended this measure by:

- (1) Clarifying the content of the progress reports to be submitted to the Legislature by the Hawaii State Health Insurance Program;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$229,000 for the three full-time equivalent positions established by this measure.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 900, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 900, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Nishimoto, Garcia).

SCRep. 1433 Labor & Government Operations on S.B. No. 576

The purpose of this measure is to require public access to travel reports for individual representatives of state departments and agencies, including the Judiciary and University of Hawaii, acting in an official capacity on behalf of the State.

Your Committee received testimony in support of this measure from the Department of Accounting and General Services. Your Committee received testimony in opposition to this measure from the Civil Beat Law Center for the Public Interest and League of Women Voters of Hawaii. Your Committee received comments on this measure from the University of Hawai'i System.

Your Committee finds that the reporting requirements in this measure seek to promote open government, transparency, and accountability by improving access to travel data. Your Committee further finds that the intention of the exception to disclosure was that sensitive personal information be capable of being withheld.

Your Committee has amended this measure by:

- (1) Clarifying that the exception to public disclosure shall be for "sensitive personal information" rather than "personally identifiable information" and defining the term "sensitive personal information";
- (2) Authorizing limited disclosure of portions of certain sensitive personal information by the state department or agency when required;
- (3) Placing the burden on the state department or agency to make a good faith effort to redact sensitive personal information; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 576, S.D. 3, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 576, S.D. 3, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1434 Judiciary & Hawaiian Affairs on S.B. No. 1543

The purpose of this measure is to:

- (1) Establish a comprehensive system of public financing for all candidates seeking election to state and county public offices in the State, to begin with the 2026 general election;

- (2) Appropriate funds to the Hawaii Election Campaign Fund; and
- (3) Appropriate funds from the Hawaii Election Campaign Fund to the Campaign Spending Commission.

Your Committee received testimony in support of this measure from the Commission to Improve Standards of Conduct; Campaign Spending Commission; League of Women Voters of Hawaii; HULI PAC; Our Hawai'i; Clean Elections Hawai'i Coalition; Hope Services Hawai'i, Inc.; Holomua Collaborative; Habitat for Humanity Hawaii Island, Inc.; Common Cause Hawaii; Kauai Women's Caucus; Malama Makua; 350Hawaii.org; Free Access Coalition; Hawai'i Alliance for Progressive Action; Sierra Club of Hawai'i; Pono Hawaii Initiative; Americans for Democratic Action Hawai'i; Democratic Party of Hawai'i Education Caucus; Imua Alliance; Chamber of Sustainable Commerce; Indivisible Hawaii; and numerous individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from two individuals.

Your Committee finds that establishing a comprehensive system of public financing will bolster the State's publicly-funded elections thereby relieving candidates of the need to rely upon the support of private funds from special interest groups or wealthy donors.

Your Committee has amended this measure by:

- (1) Amending the minimum number of qualifying contributions for:
 - (A) The office of state senator to four hundred qualifying contributions; and
 - (B) The office of state representative, Office of Hawaiian Affairs, and offices of prosecuting attorney and county council of counties with a population of less than five hundred thousand to two hundred qualifying contributions; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1543, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1543, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Hashimoto, Ilagan).

SCRep. 1435 Judiciary & Hawaiian Affairs on S.B. No. 1179

The purpose of this measure is to:

- (1) Prohibit political spending by foreign nationals, foreign corporations, and foreign-influenced business entities;
- (2) Require every business entity that contributes or expends funds in an election to file a statement of certification regarding its limited foreign influence; and
- (3) Require noncandidate committees making only independent expenditures to obtain a statement of certification from each top contributor required to be listed in an advertisement.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, League of Women Voters of Hawaii, Free Speech For People, Center for American Progress, and four individuals.

Your Committee finds that the State has a compelling interest in securing its democratic self-governance from foreign influence. This measure will protect the integrity of Hawaii's elections and boost public trust in elected representatives.

Your Committee has amended this measure by:

- (1) Clarifying when a business entity is considered a "foreign investor";
- (2) Prohibiting contributions or donations to any person by a foreign national, foreign corporation, or foreign-influenced business entity if the contribution or donation is earmarked for the recipient to make a campaign finance expenditure;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1179, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1179, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Hashimoto, Ilagan).

SCRep. 1436 Judiciary & Hawaiian Affairs on S.B. No. 201

The purpose of this measure is to expand the prohibition on campaign contributions from state and county contractors to include grantees of the State, and the officers and immediate family of the government contractor or state grantee.

Your Committee received testimony in support of this measure from the Commission to Improve Standards of Conduct, Campaign Spending Commission, and four individuals.

Your Committee finds that the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022, recommended prohibiting state and county grantees and the owners, officers, and immediate family members of a state or county contractor or grantee from making campaign contributions to candidate committees and noncandidate.

Accordingly, your Committee has amended this measure by:

- (1) Deleting its contents and inserting the contents of H.B. No. 724, a substantially similar measure, which previously passed the House, and which amends the prohibition against contributions to a candidate committee or noncandidate committee by state and county contractors to include state and county grantees and the owners, officers, and immediate family members of a state or county contractor or grantee; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 201, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 201, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Hashimoto, Ilagan).

SCRep. 1437 Judiciary & Hawaiian Affairs on S.B. No. 197

The purpose of this measure is to:

- (1) Increase the fine for campaign spending law violations that may be assessed against a noncandidate committee that makes only independent expenditures and has received at least one contribution of more than \$10,000 or spent more than \$10,000 in the aggregate in an election period; and
- (2) Authorize the Campaign Spending Commission to order that the fine, or any portion of the fine, assessed against a noncandidate committee be paid from the personal funds of the noncandidate committee or if the noncandidate committee cannot pay, the personal funds of the candidate or officers of the noncandidate committee.

Your Committee received testimony in support of this measure from the Commission to Improve Standards of Conduct, Campaign Spending Commission, League of Women Voters of Hawaii, and three individuals.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. This measure attempts to reduce the influence of money in determining political outcomes at the state level by increasing the fine imposed for campaign spending law violations by certain noncandidate committees and allowing officers of a noncandidate committee to be held personally liable for fines assessed against noncandidate committees.

Your Committee has amended this measure by:

- (1) Clarifying when the Campaign Spending Commission may order an administrative fine, or any portion of the fine, assessed against a noncandidate committee be paid from personal funds;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 197, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 197, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Hashimoto, Ilagan).

SCRep. 1438 Health & Homelessness/Higher Education & Technology on S.B. No. 62

The purpose of this measure is to:

- (1) Reestablish the Hawaii Medical Education Special Fund; and
- (2) Appropriate funds to the John A. Burns School of Medicine for graduate medical education and training programs, expansion of medical residency and training, and medical residency and training opportunities in partnership with the United States Department of Veterans Affairs.

Your Committees received testimony in support of this measure from the University of Hawai'i at Mānoa John A. Burns School of Medicine, Hawai'i Primary Care Association, Hawaii Medical Association, 'Ahahui o nā Kauka, The Queen's Health System, Hawai'i Pacific Health, Hawaii Medical Service Association, and Kaiser Permanente Hawai'i. Your Committees received comments on this measure from the Department of Budget and Finance and Department of the Attorney General.

Your Committees find that many Hawaii residents are unable to obtain timely and appropriate health care due to shortages of health care providers in the State. In particular, the State's neighbor islands, which have been designated by the federal government as medically underserved areas, have been disproportionately impacted by shortages of physicians in all practice areas.

Your Committees further find that eighty percent of graduates of the John A. Burns School of Medicine who complete their medical school and residency in the State, also known as their graduate medical education, remain in Hawaii to practice. Additionally, medical residents who train on the neighbor islands are more likely to remain and subsequently practice there. Your Committees also find that ongoing funding of medical education is a matter of statewide concern and is vital to address the physician shortage in the State.

Your Committees have amended this measure by:

- (1) Clarifying that the funds appropriated shall be appropriated into and out of the Hawaii Medical Education Special Fund;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Health & Homelessness and Higher Education & Technology that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 62, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 62, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Health & Homelessness: Ayes, 5. Noes, none. Excused, 3 (Ilagan, Mizuno, Garcia).

Higher Education & Technology: Ayes, 7. Noes, none. Excused, 4 (Quinlan, Todd, Woodson, Garcia).

SCRep. 1439 Labor & Government Operations on S.B. No. 306

The purpose of this measure is to:

- (1) Require all state agencies to make available on the Office of the Lieutenant Governor's website in a digitally accessible and searchable format:
 - (A) The full text of the rules of the agency; and

- (B) If adopting, amending, or repealing rules, the full text of the agency's proposed rules;
- (2) Require the Office of the Lieutenant Governor to submit a report on the implementation of the above requirement and plans for cross-referencing and centralizing the full text of the Hawaii Administrative Rules on the Office of the Lieutenant Governor's website; and
- (3) Appropriate funds for two positions in the Office of the Lieutenant Governor for implementation and maintenance of the rules centralization project.

Your Committee received testimony in support of this measure from the State of Hawaii Organization of Police Officers. Your Committee received comments on this measure from the Office of the Lieutenant Governor and Disability and Communication Access Board.

Your Committee finds that this measure will increase transparency in rulemaking for members of the public and stakeholders and optimize their ability to provide meaningful input in the process.

Your Committee notes that H.B. No. 572, H.D. 1 (Regular Session of 2023), a similar measure, was previously passed by the House. Your Committee believes that H.B. No. 572, H.D. 1, is preferable because it requires proposed rule changes to be reflected in Ramseyer format, making the changes more readily understandable for the reader; and contains specific requirements for the timing, content, and means of notice about the proposed rules.

Accordingly, your Committee has amended this measure by deleting its contents and inserting the contents of H.B. No. 572, H.D. 1.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 306, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 306, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Martinez, Alcos).

SCRep. 1440 Labor & Government Operations on S.B. No. 415

The purpose of this measure is to make a general contractor entering into or operating under a contract in the State for the erection, construction, alteration, or repair of a building, structure, or other private work liable for the debt incurred by subcontractors for wages due to claimants, including interest owed, for performance of labor in the contract between the general contractor and the owner.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations, Operating Engineers Local Union No. 3, Hawaii Regional Council of Carpenters, and Pacific Resource Partnership. Your Committee received testimony in opposition to this measure from the Building Industry Association of Hawaii. Your Committee received comments on this measure from the General Contractors Association of Hawaii.

Your Committee finds that this measure provides a mechanism for laborers who do not receive the wages they are due from a subcontractor to receive recourse from the general contractor on the project. This places the onus on the general contractor to perform the requisite due diligence at the outset, requires the subcontractor to provide payroll records, limits the general contractor's liability to unpaid wages and interest owed, and specifies who may bring the enforcement action.

Your Committee has amended this measure by:

- (1) Clarifying that the private work for which the general contractor bears liability for wages is private construction work;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 415, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 415, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Martinez, Alcos).

SCRep. 1441 Labor & Government Operations on S.B. No. 814

The purpose of this measure is to:

- (1) Require the Office of Enterprise Technology Services, in consultation with the Office of Language Access and a working group, to develop and publish, and periodically review and update, electronic information technology standards for multilingual accessibility to be implemented by all state entities; and
- (2) Appropriate funds for one program manager position in the Office of Enterprise Technology Services.

Your Committee received testimony in support of this measure from the Department of Human Services, Hawai'i Children's Action Network Speaks!, Hawai'i Coalition for Immigrant Rights, Hawai'i Friends of Civil Rights, AlohaCare, and one individual. Your Committee received comments on this measure from the Office of Language Access and Disability and Communication Access Board.

Your Committee finds that many state agencies use their websites, portals, and digital platforms to provide information and services to residents, accept applications for services and benefits, and access and manage online accounts. Providing persons with limited English proficiency with easy-to-find government digital information would encourage their participation in government services, programs, and activities. Establishing electronic information technology multilingual accessibility standards will provide a critical link to communication and make government services more accessible.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 814, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 814, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Martinez, Alcos).

SCRep. 1442 Labor & Government Operations on S.B. No. 1129

The purpose of this measure is to raise the procurement threshold for small purchases to \$50,000 and require that small purchase procurements for construction comply with certain competitive sealed bidding requirements.

Your Committee received testimony in support of this measure from the Hawai'i State Public Library System. Your Committee received testimony in opposition to this measure from the State Procurement Office and University of Hawai'i System.

Your Committee finds that this threshold for small purchases has not been amended since 1997 when, by Act 352, Session Laws of Hawaii 1997, it was increased from \$10,000 to \$25,000. In the intervening period, the cost of supplies, equipment, construction materials and services has risen and the existing procurement threshold hinders the efficient management of the volume and diversity of state and county purchases.

Your Committee further finds that the requirement that small purchases comply with the competitive sealed bidding requirements of section 103D-302(b), Hawaii Revised Statutes, effectively negates the utility of a transaction qualifying as a small purchase, unnecessarily complicates the procurement, and should be removed.

Your Committee has amended this measure by:

- (1) Deleting the requirement that small purchases comply with section 103D-302(b), Hawaii Revised Statutes, relating to competitive sealed bidding; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1129, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1129, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Martinez, Alcos).

SCRep. 1443 Labor & Government Operations on S.B. No. 1138

The purpose of this measure is to:

- (1) Prohibit a procurement officer from disclosing a competing offeror's proposal or evaluation score during a debriefing requested by a non-selected offeror; and
- (2) Allow the disclosure of a competing offeror's proposal or evaluation score after a protest is resolved and the contract is executed.

Your Committee received testimony in support of this measure from the Department of Transportation and State Procurement Office.

Your Committee finds that this measure will assist purchasing agencies by providing them with clear guidance on the documents and information that shall not be disclosed during a debriefing and prior to the resolution of a protest.

Your Committee has amended this measure by allowing for the disclosure of a summary of scores during the debriefing of a non-selected offeror to enable the non-selected offeror to have an indication of where the non-selected offeror stands in the overall process.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1138, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1138, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Martinez, Alcos).

SCRep. 1444 Labor & Government Operations on S.B. No. 1383

The purpose of this measure is to:

- (1) Establish an Unemployment Insurance Technology Special Fund to be used for operating expenses associated with the Department of Labor and Industrial Relations' information technology infrastructure; and
- (2) Authorize an unemployment insurance technology assessment to support the information technology operating and maintenance expenses for the payment of benefits and contributions under the Hawaii Employment Security Law.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations. Your Committee received testimony in opposition to this measure from Maui Paradise Properties, Maui Chamber of Commerce, and one individual.

Your Committee finds that, because the Unemployment Insurance program is one hundred percent federally funded, the federal funds received are used to cover costs associated with administering the program. A permanent funding mechanism is needed to support ongoing expenses to maintain the Unemployment Insurance Division's information technology infrastructure.

Your Committee has amended this measure by:

- (1) Including section 383-69, Hawaii Revised Statutes, in those sections from which the unemployment insurance technology assessment shall be separate and not included;
- (2) Changing the unemployment insurance technology assessment to an unspecified percentage of taxable wages; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider a rate of .01 percent of taxable wages in setting the unemployment insurance technology assessment.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1383, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1383, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Martinez, Alcos).

SCRep. 1445 Water & Land/Energy & Environmental Protection on S.B. No. 409

The purpose of this measure is to support fire prevention efforts in Hawaii by:

- (1) Appropriating funds to the Department of Land and Natural Resources for the Division of Forestry and Wildlife's Community Fuels Reduction Project to support wildlife prevention and hazardous fuel reduction measures; and

- (2) Beginning with fiscal year 2025-2026 and each fiscal year thereafter, requiring the Department of Land and Natural Resources to establish the Community Fuels Reduction Project as a separate line item within the department's budget.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources, Hawaii State Fire Council, Honolulu Fire Department, Big Island Invasive Species Committee, Pu'uana'hulu Firewise Committee, Mahanalua Nui Homeowners Association, Hydroponics Alternatives LLC, and six individuals.

Your Committees find that with land-use and climate changes in Hawaii, wildfires have become a significant and growing hazard to many places across the State. This measure provides funds in the short term for the Community Fuels Reduction Project and seeks to ensure resources are available for the Project over the long term.

Your Committees have amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Water & Land and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 409, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 409, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 8. Noes, none. Excused, none.

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Perruso).

SCRep. 1446 Agriculture & Food Systems on S.B. No. 430

The purpose of this measure is to:

- (1) Establish the Hawaii Farm to Food Bank Program; and
- (2) Establish and appropriate funds into and out of the Hawaii Food Assistance Program Special Fund for uses consistent with the purposes of the Special Fund.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs; Department of Agriculture; Office of Community Services; Maui County Council; Hawai'i Farm Bureau; Hawai'i Primary Care Association; Hawai'i Food+ Policy; Hawaii Cattlemen's Council, Inc.; Hawai'i Children's Action Network Speaks!; Hawai'i Hunger Action Network; 350Hawaii.org; Hawai'i Farmers Union United; Obesity Prevention Task Force of the Hawai'i Public Health Institute; Hawai'i Foodbank; The Food Basket Inc.; and five individuals. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that Hawaii's food banks have provided food to those in need throughout the years, including when many Hawaii residents experienced food insecurity due to the coronavirus disease 2019 (COVID-19) pandemic. Food banks were able to meet this increased need during the height of the COVID-19 pandemic due to a major increase in federal funds and philanthropy. However, funding from these sources has declined considerably, and Hawaii's food banks will need additional support in order to continue to meet the needs of Hawaii residents. This measure supports the efforts of Hawaii's food banks as they continue to serve residents, while providing local food producers with a market to support their operations.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$3,000,000 into and out of the Hawaii Food Assistance Program Special Fund for uses consistent with the purposes of the Special Fund.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 430, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 430, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 1447 Agriculture & Food Systems on S.B. No. 520

The purpose of this measure is to support the preservation and growth of the State's agricultural industry by establishing within the University of Hawaii's Leeward Community College a five-year Farm Succession Pilot Program to further the knowledge and technical skills of young farmers.

Your Committee received testimony in support of this measure from the Department of Agriculture; Hawai'i Farm Bureau; Hawai'i Food+ Policy; Hawaii Cattlemen's Council, Inc.; Hawai'i Farmers Union United; Hawai'i Alliance for Progressive Action; Hawai'i Foodbank; and four individuals. Your Committee received comments on this measure from the Office of Hawaiian Affairs, University of Hawai'i System, Hawai'i Food Hub Hui, and KL Felicitas Foundation.

Your Committee finds that the future of farming in Hawaii depends on the ability of existing farmers to pass on their knowledge, land, and resources to the next generation of farmers. However, the barriers to entry and the complexities of running a farm business can be overwhelming, especially for those who are just beginning. This measure would help new farmers meet these challenges.

Your Committee has amended this measure by:

- (1) Establishing the Farm Succession Pilot Program within Leeward Community College in collaboration with the University of Hawaii College of Tropical Agriculture and Human Resources;
- (2) Requiring the Farm Succession Pilot Program to:
 - (A) Offer and fund programs that provide education and training to socially disadvantaged farmers and ranchers; and
 - (B) Encourage and advance Native Hawaiian participation in farming and ranching through partnerships with the Office of Hawaiian Affairs;
- (3) Adding the Office of Hawaiian Affairs to the public or private entities with which Leeward Community College may consult to carry out its duties under the Farm Succession Pilot Program;

- (4) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 520, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 520, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 1448 Agriculture & Food Systems on S.B. No. 86

The purpose of this measure is to require the Department of Agriculture, in coordination with the Office of Planning and Sustainable Development, to update the state agricultural functional plan to include other agricultural economic updates that expand the State's priority on increasing local food self-sufficiency and exports.

Your Committee received testimony in support of this measure from the Department of Agriculture; Hawai'i Farm Bureau; Hawai'i Fishermen's Alliance for Conservation and Tradition, Inc.; Hawai'i Farmers Union United; and three individuals. Your Committee received comments on this measure from the Office of Planning and Sustainable Development and one individual.

Your Committee finds that the State's agricultural functional plan was last updated in 1991. Since then, Hawaii's agricultural industry has transitioned from plantation agriculture to a more diversified agriculture sector, including flowers and nursery products, vegetables, fruits, macadamia nuts, cattle, milk, poultry, eggs, forest products, hogs, coffee, taro, ulu, cacao, other livestock, and aquaculture. Your Committee further finds that updating the state agricultural functional plan would provide guidance for further agricultural development in Hawaii that takes into consideration how the industry has changed over the past thirty-two years.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 86, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 86, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 1449 Agriculture & Food Systems on S.B. No. 511

The purpose of this measure is to benefit farmers and ranchers in the State by appropriating funds to the Department of Agriculture to establish a pilot program to identify and purchase the outer shell of foreign agriculture small equipment tractors and attempt to retrofit engines to comply with Environmental Protection Agency standards.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau, Hawaii Floriculture and Nursery Association, Land Use Research Foundation of Hawaii, Hawaii Crop Improvement Association, and one individual. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee finds that this pilot program would help identify suitable small equipment and develop solutions to allow Hawaii farmers, especially those working smaller farms, to import foreign equipment that can be retrofitted with engines that comply with Environmental Protection Agency standards.

Your Committee has amended this measure by:

- (1) Changing the expending agency and purpose of the appropriation to the University of Hawaii to establish the Foreign Agriculture Small Equipment Pilot Program at a community college selected by the University of Hawaii to identify and purchase foreign agricultural technology, including small equipment tractors, and retrofit engines to comply with the United States Environmental Protection Agency's emission standards for small engines;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 511, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 511, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Woodson).

SCRep. 1450 Higher Education & Technology on S.B. No. 302

The purpose of this measure is to:

- (1) Temporarily reinstate the technology infrastructure renovation tax credit; and
- (2) Expand the definition of "technology-enabled infrastructure" to include data servers.

Your Committee received testimony in support of this measure from the Hawai'i Technology Development Corporation, Servpac, and Charter Communications. Your Committee received comments on this measure from the Department of Taxation, Tax Foundation of Hawaii, and Hawaiian Telcom.

Your Committee finds that data centers and fiber optic networks are driving forces that support the creation and growth of the high-tech industry in the State. These facilities in turn promote high-paying jobs in the technology sector and contribute to the diversification of the State's economy. By reinstating the technology infrastructure renovation tax credit with an expanded definition, this measure is intended to provide an incentive to grow technology capabilities in the State.

Your Committee further finds that amendments requested by certain telecommunications carriers were introduced late in the process, may have substantive impacts on the tax credit that are difficult to quantify at this stage, and require additional public scrutiny. Accordingly, your Committee finds it prudent to seek an analysis of the tax implications of the requested amendments from the Department of Taxation prior to the next legislative session.

Your Committee has amended this measure by:

- (1) Requiring a report from the Department of Taxation, no later than twenty days prior to the convening of the Regular Session of 2024, analyzing the tax implications of specified exemptions;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 302, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 302, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Woodson, Garcia).

SCRep. 1451 Higher Education & Technology on S.B. No. 281

The purpose of this measure is to provide a state income tax deduction for Hawaii taxpayers making contributions to any college savings program established under section 529 of the Internal Revenue Code.

Your Committee received testimony in support of this measure from the State Council on Developmental Disabilities, Securities Industry Association of Hawaii, and five individuals. Your Committee received comments on this measure from the Department of Taxation, Department of Budget and Finance, Tax Foundation of Hawaii, and one individual.

Your Committee finds that, as the cost of higher education continues to rise, it is appropriate for the State to provide an incentive to Hawaii taxpayers to participate in college savings programs, thereby helping Hawaii families save for college instead of having to assume educational loans.

Your Committee has amended this measure by:

- (1) Limiting the scope of the deduction to contributions made to college savings programs established under chapter 256, Hawaii Revised Statutes;
- (2) Changing the definition of "qualified taxpayer" based on income levels that qualify for contribution to a Roth individual retirement account;
- (3) Refining the circumstances under which contributions to a college savings program shall be subject to recapture and penalties;
- (4) Changing the name of the program under chapter 235, Hawaii Revised Statutes, to Hawaii's College and ABLE Savings Program;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 281, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 281, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Garcia).

SCRep. 1452 Higher Education & Technology on S.B. No. 391

The purpose of this measure is to use the University of Hawaii's community colleges as a channel to assist in stimulating and revitalizing Hawaii's economic recovery by appropriating funds for the administration, training, personnel, and student support of the colleges' workforce development programs, especially for students who are enrolled in public high schools in the State.

Your Committee received testimony in support of this measure from the Department of Education, University of Hawai'i System, Office of Hawaiian Affairs, State Council on Developmental Disabilities, ACT, University of Hawaii Professional Assembly, Maui Hotel & Lodging Association, and Maui Chamber of Commerce.

Your Committee finds that workforce training opportunities offered by the University of Hawaii's community colleges have provided high school students with the knowledge and skills necessary for employment. Priorities for workforce training for those seeking employment immediately after high school are in high-demand areas and entry-level employment with opportunities to advance to high-wage jobs. Additional funding will increase access to these programs and opportunities.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 391, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 391, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Garcia).

SCRep. 1453 Higher Education & Technology on S.B. No. 500

The purpose of this measure is to appropriate funds for the University of Hawaii at Manoa to establish three additional permanent mental health practitioner positions within the Division of Student Success' Counseling and Student Development Center.

Your Committee received testimony in support of this measure from the University of Hawai'i System and two individuals.

Your Committee finds that, according to reports highlighted by the University of Hawaii:

- (1) During the 2020-2021 school year, more than sixty percent of college students met the criteria for at least one mental health problem;
- (2) Almost three-quarters of students reported moderate or severe psychological distress;
- (3) The most frequent presenting concerns were anxiety (sixty-one percent), stress (forty-seven percent), and depression (forty-four percent); and
- (4) Approximately eleven percent of counseling center clients reported suicidal thoughts.

Your Committee further finds that the Counseling and Student Development Center has a ratio of one mental health professional per 3,815 students, while the nationally recommended minimum ratio is one per 1,500 students. Adding three mental health professionals would bring the ratio to one per 2,384 students.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 500, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 500, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Garcia).

SCRep. 1454 Higher Education & Technology on S.B. No. 478

The purpose of this measure is to repeal chapter 440J, Hawaii Revised Statutes, relating to telecommunications and cable industry information reporting requirements for broadband service providers.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs; Department of Business, Economic Development, and Tourism; Charter Communications; CTIA; Hawaiian Telcom; and Maui Chamber of Commerce. Your Committee received testimony in opposition to this measure from AARP Hawai'i.

Your Committee finds that accurately pinpointing unserved and underserved areas where broadband infrastructure is needed continues to be critical to access federal funding to provide service to all residents. The Federal Communications Commission (FCC) created the recently launched FCC National Broadband Map that displays where internet services are available on a location-by-location basis across the nation. The National Broadband Map and data are publicly available, allowing open access to this location-specific information. Your Committee further finds that the collection of broadband coverage data under chapter 440J, Hawaii Revised Statutes, has effectively been replaced by the more comprehensive and granular data collection provided by the FCC and, therefore, chapter 440J, Hawaii Revised Statutes, is no longer needed.

Your Committee has amended this measure by:

- (1) Deleting part II, section 5, which unnecessarily removes previous privacy protections upon which the agreement to share information was based;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 478, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 478, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Martinez, Garcia).

SCRep. 1455 Higher Education & Technology on S.B. No. 752

The purpose of this measure is to:

- (1) Require the Comptroller to identify state office buildings that can provide equitable telecommunication access to allow residents on the neighbor islands and rural areas of Oahu and residents with disabilities to participate remotely in legislative hearings; and
- (2) Require a report to the Legislature.

Your Committee received testimony in support of this measure from the Disability and Communication Access Board, State Council on Developmental Disabilities, and one individual. Your Committee received comments on this measure from the Department of Accounting and General Services.

Your Committee finds that providing designated locations on the neighbor islands and in rural Oahu where residents can participate remotely in the state legislative process will help to address the rural-urban digital divide and the resulting financial burden of participation. This measure will also facilitate the inclusion of individuals with disabilities by providing additional alternatives for remote participation.

Your Committee notes the written testimony received from the Comptroller, that existing libraries may already have the requisite infrastructure, resources, and support to accomplish the telecommunication access goals of this measure. Your Committee further notes that existing public schools, within a community school model, may also offer potential sites for telecommunication access for those wishing to participate remotely in the legislative process.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 752, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 752, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Garcia).

SCRep. 1456 Higher Education & Technology on S.B. No. 1317

The purpose of this measure is to:

- (1) Transfer the Hawaii Broadband and Digital Equity Office from the Department of Business, Economic Development, and Tourism to the Office of the Lieutenant Governor on a temporary, four-year basis;
- (2) Provide the matching funds required to receive federal funds for state broadband initiatives; and
- (3) Require the Office of the Lieutenant Governor to convene and chair the working group established pursuant to Act 231, Session Laws of Hawaii 2022.

Your Committee received testimony in support of this measure from the Office of the Lieutenant Governor; Department of Business, Economic Development, and Tourism; University of Hawai'i System; Department of Budget and Finance; AARP Hawai'i; Broadband Hui; Hawaiian Telcom; AlohaCare; and Maui Chamber of Commerce.

Your Committee finds that the coronavirus disease 2019 pandemic revealed how important reliable, high-speed internet access is for remote learning, remote work, telehealth services, commerce, and an ability to stay connected to the world. The Office of the Lieutenant Governor has been tasked by the Governor with overseeing initiatives to modernize the State's broadband infrastructure and ensure access to high quality connectivity, particularly in rural areas. Accordingly, placement of the Hawaii Broadband and Digital Equity Office in the Office of the Lieutenant Governor on a temporary basis will ensure the appropriate implementation, operation, and maintenance of broadband infrastructure development in the State.

Your Committee further finds that equitable access to high-speed broadband internet is a pressing challenge for the State. Because there is a significant amount of federal funds available to support state broadband initiatives that require matching funds from the State, this measure provides additional support for those initiatives to ensure greater access to broadband for the State's residents.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1317, S.D. 3, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1317, S.D. 3, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Garcia).

SCRep. 1457 Higher Education & Technology on S.B. No. 1478

The purpose of this measure is to:

- (1) Establish an Offensive Cybersecurity Program within the Office of Enterprise Technology Services to analyze and evaluate cybersecurity threats and increase cybersecurity awareness and education;
- (2) Establish a goal for all state and county agencies to identify and address cybersecurity vulnerabilities having a threshold benchmark score;
- (3) Appropriate funds and authorize positions; and
- (4) Require reports to the Legislature.

Your Committee received testimony in support of this measure from the Judiciary.

Your Committee finds that the escalation of cybersecurity threats and speed at which cybersecurity criminals target government entities require dedicated resources with a specialized focus on protecting government information and data communication infrastructure. Your Committee further finds that a centralized resource to combat these threats, which have the capacity to infect and disable government operations, would benefit the government and the public it serves.

Your Committee has amended this measure by:

- (1) Clarifying that references to agencies are intended to encompass state and county agencies;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1478, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1478, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Garcia).

SCRep. 1458 Higher Education & Technology on S.B. No. 155

The purpose of this measure is to:

- (1) Establish and appropriate funds for a Network Improvement Community Task Force to develop a pilot K-12 science, technology, engineering, and mathematics teacher education program, to be coordinated through the University of Hawaii Maui College campus;
- (2) Appropriate funds for a science, technology, engineering, and mathematics entrepreneur-resident at the University of Hawaii Maui College; and
- (3) Appropriate funds for the University of Hawaii Maui College's Office of International and Regional Partnerships' study abroad programs.

Your Committee received testimony in support of this measure from the University of Hawai'i System. Your Committee received comments on this measure from the Department of Education.

Your Committee finds that the work of the proposed task force described in part I of this measure overlaps with the charge of the Teacher Education Coordinating Committee established under section 304A-1202, Hawaii Revised Statutes, and should be deleted.

Your Committee also finds that extending study abroad opportunities available through the University of Hawaii Maui College's Office of International and Regional Partnerships will help students gain foreign language skills and cross-cultural competence and promotes economic and educational relationships between the County of Maui and the world.

Your Committee has amended this measure by:

- (1) Deleting part I, which established and appropriated funds for a network improvement community task force and appropriated funds for a science, technology, engineering, and mathematics entrepreneur-resident at the University of Hawaii Maui College;
- (2) Clarifying that the purpose of the appropriation to the University of Hawaii is to subsidize travel expenses and tuition for students to study abroad;
- (3) Requiring reports to the Legislature on the opportunities afforded by the expenditure of funds for students to study abroad;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 155, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 155, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Garcia).

SCRep. 1459 Health & Homelessness on S.B. No. 1215

The purpose of this measure is to:

- (1) Improve accessibility for providers to receive income tax credits for acting as preceptors;
- (2) Add licensed dietitians, physician assistants, and social workers to the list of preceptors and expand tax credit eligibility by allowing any recognized preceptor to train any eligible students;
- (3) Include dietitian students, physician assistant students, and social worker students in the definition of "eligible student"; and
- (4) Revise the membership of the Preceptor Credit Assurance Committee to include the Director of Health.

Your Committee received testimony in support of this measure from the Department of Health, University of Hawai'i System, Hawai'i State Center for Nursing, Hawai'i Primary Care Association, Hawai'i Academy of Physician Assistants, Hawai'i Association of Professional Nurses, Hawaii Medical Association, Hawai'i Pacific Health, Kaiser Permanente Hawai'i, The Queen's Health System, and three individuals. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that there is a shortage of primary care providers in the State. Your Committee further finds that the healthcare preceptor income tax credit is intended to incentivize volunteer preceptors to offer professional instruction, training, and supervision to students and residents seeking careers as health care providers. However, only a small subset of providers meet the credit's eligibility requirements each year. Additionally, some classes of health care providers, such as licensed dietitians, physician assistants, and social workers, are statutorily ineligible for the tax credit. This measure is intended to increase eligibility for the tax credit by clarifying compensation limits for volunteer-based supervised clinical training rotations and expanding the definition of "preceptor" to include additional medical specialties.

Your Committee has amended this measure by:

- (1) Changing the effective date to December 31, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1215, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1215, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Nishimoto, Garcia).

SCRep. 1460 Health & Homelessness on S.B. No. 755

The purpose of this measure is to require the State Council on Developmental Disabilities to study the health disparities experienced by persons in the State with developmental or intellectual disabilities.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs, State Council on Developmental Disabilities, Disability and Communication Access Board, University of Hawai'i College of Social Sciences, Hawaii Disability Rights Center, Alzheimer's Association – Hawaii, Hawai'i Primary Care Association, Epilepsy Foundation of Hawaii, and five individuals.

Your Committee finds that when compared with their non-disabled peers, persons with disabilities are more likely to experience fair or poor health, obesity, and diabetes. Your Committee further finds that there are troubling gaps in data regarding the health disparities experienced by persons with developmental or intellectual disabilities and their social determinants of health. This measure is intended to bridge that gap by requiring the State Council on Developmental Disabilities to investigate and report to the Legislature on the health disparities experienced by persons in the State with developmental or intellectual disabilities, with a focus on population-level differences in health indicators and social determinants of health.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$500,000.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 755, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 755, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Nishimoto, Garcia).

SCRep. 1461 Economic Development/Labor & Government Operations on S.B. No. 1057

The purpose of this measure is to:

- (1) Require certain job listings to disclose the hourly rate or salary range that reasonably reflects the actual expected compensation; and
- (2) Prohibit an employer from discriminating between employees because of any protected category established under state law by paying wages to employees in an establishment at a rate less than the rate at which the employer pays wages to other employees in the establishment for substantially similar work.

Your Committees received testimony in support of this measure from the Hawai'i Civil Rights Commission, Hawaii Appleseed Center for Law & Economic Justice, American Association of University Women of Hawaii, Hawaii State Democratic Women's Caucus, and numerous individuals. Your Committees received testimony in opposition to this measure from the Retail Merchants of Hawaii, Chamber of Commerce Hawaii, Society of Human Resource Management, National Federation of Independent Business Hawaii Chapter, Hawai'i Restaurant Association, and Maui Chamber of Commerce.

Your Committees find that several states, including California and Colorado, have recently enacted laws requiring job advertisements to include pay. These laws have helped reduce pay inequalities and have been beneficial for employers, current employees, and prospective employees. Employers and employees can spend less time in job interviews because prospective employees will not apply to jobs with a pay level that they feel is too low, and current employees can seek higher wages because they are able to see the salaries of new employees. Your Committees believe that requiring employers to include the hourly rate or salary range as part of a job advertisement will help increase pay transparency and equal pay for all employees. Your Committees also believe that, to ensure pay equality, employees in protected categories that do substantially similar work as other employees should be paid at the same rate.

Your Committees have amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Judiciary & Hawaiian Affairs, should it deliberate on this measure, to consider whether job performance should also be a factor in a job's pay rate.

As affirmed by the records of votes of the members of your Committees on Economic Development and Labor & Government Operations that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1057, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1057, S.D. 2, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chairs on behalf of the Committees.

Economic Development: Ayes, 5. Noes, 2 (Kong, Pierick). Excused, 1 (Quinlan).

Labor & Government Operations: Ayes, 5. Noes, none. Excused, 2 (Tam, Alcos).

SCRep. 1462 Transportation on S.B. No. 809

The purpose of this measure is to expand the scope of the electric bicycle and electric moped rebate program to include electric micro-mobility devices.

Your Committee received testimony in support of this measure from the Department of Transportation; Hawaii State Energy Office; Office of Climate Change, Sustainability and Resiliency of the City and County of Honolulu; Maui Metropolitan Planning Organization; Ulupono Initiative; Hawaii Bicycling League; and two individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that this measure supports the proliferation of low-emission transportation options, including micro-mobility options which can reduce transportation emissions. For Hawaii to meet its statutory target to sequester more greenhouse gases than emitted as soon as practicable but no later than 2045, significant reductions in emissions from ground transportation will need to be made. Your Committee further finds that this measure may be particularly impactful in reducing fossil-fuel powered vehicle miles traveled and related transportation emissions.

Your Committee has amended this measure by:

- (1) Placing the appropriation sections in a new part for clarity;
- (2) Reducing the rebate amount that an eligible purchaser shall receive to twenty percent of the retail cost of the electric bicycle, electric moped, or electric micro-mobility device or \$250, whichever amount is lower;
- (3) Reducing the total rebate amount an eligible purchaser may receive during each fiscal year from \$500 to \$250;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes the concerns raised during the hearing regarding safety issues. Therefore, your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to pursue a definition of "electric micro-mobility devices" from the Department of Transportation for purposes of the Statewide Traffic Code, as it relates to user and pedestrian safety and determine whether these types of devices should be permitted to be used on sidewalks. Your Committee further notes that under section 291-145(g), HRS, no person shall ride a bicycle equipped with a motor on any sidewalk.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, consider whether the appropriations for fiscal year 2022-2023 are necessary and if so, to insert the appropriate constitutional language relating to emergency appropriations.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 809, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 809, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1463 Transportation on S.B. No. 1506

The purpose of this measure is to:

- (1) Establish within the Department of Transportation for administrative purposes a Safe Routes for People Implementation Program and Safe Routes for People Implementation Committee;
- (2) Clarifies the responsibilities of various entities in relation to the Safe Routes to School Program;
- (3) Renames the Safe Routes to School Program Special Fund as the Safe Routes for People Special Fund and clarifies the funds to be deposited into, and authorized uses of the funds in the special fund; and
- (4) Appropriate funds to the Department of Transportation to improve bicycle and pedestrian safety for kupuna and keiki.

Your Committee received testimony in support of this measure from the Department of Transportation; Department of Health; State Council on Developmental Disabilities; Hawai'i Climate Change Mitigation & Adaptation Commission; Office of Climate Change, Sustainability and Resiliency of the City and County of Honolulu; Department of Transportation Services of the City and County of Honolulu; Honolulu Police Department; Kaiser Permanente; AARP Hawai'i; Hawai'i Public Health Institute; Malama Kaua'i; Get Fit Kauai; We Are One, Inc.; Ulupono Initiative; Maui Metropolitan Planning Organization; Hawaii Bicycling League; Hawai'i Children's Action Network Speaks!; and seventeen individuals. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that the companion to this measure, H.B. No. 1418, H.D. 1 (Regular Session of 2023), was previously passed by the House.

Your Committee has amended this measure by:

- (1) Deleting its contents and inserting the contents of H.B. No. 1418, H.D. 1, a measure that makes an appropriation of an unspecified amount for the 2023-2025 fiscal biennium to the Department of Transportation for bicycle and pedestrian safety; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider providing clarity on the use of the words keiki and kupuna in the previous versions of this measure as bicycle and pedestrian safety should be inclusive of everyone.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1506, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1506, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1464 Transportation on S.B. No. 588

The purpose of this measure is to require and appropriate funds for the Department of Transportation, in conjunction with any county having a population greater than five hundred thousand, to develop a pilot program to use noise detection traffic cameras to address excessive traffic noise in urban areas of each participating county.

Your Committee received testimony in support of this measure from the Department of Transportation, Waikiki Neighborhood Board, and numerous individuals. Your Committee received testimony in opposition to this measure from five individuals.

Your Committee finds that excessive noise is a quality of life issue and that there is technology available to detect vehicle noise emissions. Roadside sound meters and cameras can provide evidence of vehicles emitting excessive noise. Your Committee further finds once the preset noise threshold is triggered, the camera can capture video of the vehicle emitting the excessive noise, which will help law enforcement to take necessary actions.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 588, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 588, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, 1 (Kila). Excused, none.

SCRep. 1465 Education on S.B. No. 832

The purpose of this measure is to:

- (1) Authorize the School Facilities Authority to:
 - (A) Acquire real property from a county;
 - (B) Adopt administrative rules that supersede all other inconsistent ordinances and rules relating to the zoning of land and construction;
 - (C) Engage in commercial enterprise activities; and
 - (D) Contract to manage the leasing and property management of housing projects;
- (2) Exempt the School Facilities Authority from county assessments and state taxes;
- (3) Authorize state and county agencies to render services to the School Facilities Authority upon request of the Authority; and
- (4) Establish a deadline for the transfer of properties from the City and County of Honolulu to the Department of Education pursuant to Act 206, Session Laws of Hawaii 2017, as amended by Act 272, Session Laws of Hawaii 2019.

Your Committee received testimony in support of this measure from the School Facilities Authority. Your Committee received comments on this measure from the Department of Budget and Finance and Department of Land Management of the City and County of Honolulu.

Your Committee finds that the additional authority given by this measure to the School Facilities Authority will allow the Authority to partner with other state and county agencies to carry out its work in developing facilities that will be of benefit for Hawaii's education system.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 832, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Kapela, Quinlan).

SCRep. 1466 Education on S.B. No. 1232

The purpose of this measure is to temporarily authorize the State Librarian to:

- (1) Impose and collect rates, rents, fees, fines, and charges for the use of state library facilities and revise the rates, rents, and fees with approval of the Board of Education; and
- (2) Prescribe procedures relating to certain costs, fines, and fees without regard to chapter 91, Hawaii Revised Statutes.

Your Committee received testimony in support of this measure from the Hawaii State Public Library System. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that allowing the State Librarian to collect fees for the use of state library facilities will provide additional funds to support public library services for communities across the State. Your Committee notes that currently, to update the schedule of fees for the use of state library facilities, the Hawaii State Public Library System is required to follow the administrative rule process pursuant to chapter 91, Hawaii Revised Statutes, which can be a long process. Your Committee believes this measure will provide the public library system with the flexibility it needs to adjust services to meet changing community needs.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1232, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1232, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Kapela, Quinlan).

SCRep. 1467 Education on S.B. No. 1596

The purpose of this measure is to:

- (1) Establish and appropriate funds for a Maui Campus Housing Pilot Program under the School Facilities Authority to make housing available to employees at schools in the Lahainaluna and Kulanihakoī complexes; and
- (2) Require the School Facilities Authority and Department of Education to submit reports to the Legislature on the Pilot Program.

Your Committee received testimony in support of this measure from the School Facilities Authority, one member of the Maui County Council, Hawaii State Teachers Association, and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

Your Committee finds that Hawaii must seek new opportunities to attract and retain quality school teachers, specialized staff, and administrators. Your Committee further finds that employee housing that is affordable will increase recruitment and retention of school employees. Your Committee notes that many school campuses, particularly those in rural areas and on the neighbor islands, offer an opportunity to provide on-campus housing for school employees. This measure establishes a pilot program to plan, design, and construct housing for employees of schools in the Lahainaluna and Kulanihakoī complexes to explore the possibilities of housing school employees in all public school campuses.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1596, S.D. 1, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Kapela, Quinlan).

SCRep. 1468 Education on S.B. No. 1344

The purpose of this measure is to:

- (1) Replace statutory references to school health aides with school health assistants to reflect updated job titles; and
- (2) Authorize school health assistants to administer medication at school with the approval of a health care professional within the Department of Education, the Department of Health, or a health care service pursuant to a written agreement with the Department of Education.

Your Committee received testimony in support of this measure from the Department of Education, Department of Health, University of Hawai'i at Manoa Nancy Atmospera-Walch School of Nursing, Epilepsy Foundation of Hawaii, and Hawai'i State Center for Nursing. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that all medication requests to be administered by a school health assistant are currently reviewed and must be approved by the Department of Health. Your Committee notes that some schools currently have a registered nurse, advanced practice registered nurse, or other specialized health care provider on campus through written agreements with the Department of Education. Your Committee believes that enabling school-based licensed healthcare staff, pursuant to a written agreement with the Department of Education, to approve the administration of medication by school health assistants will allow for more efficient, accessible, and safe student care.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1344, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1344, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (Garcia). Noes, none. Excused, 2 (Kapela, Quinlan).

SCRep. 1469 Education on S.B. No. 1023

The purpose of this measure is to:

- (1) Appropriate funds for the Preschool Open Doors program to expand access to preschool and to implement program changes required by previous acts;
- (2) Expand the types of entities from which Preschool Open Doors service providers may obtain accreditation;
- (3) Clarify the ages of children who can participate in the Preschool Open Doors program, including the priority with which they should be served; and
- (4) Authorize the Preschool Open Doors Special Fund to accept federal funds.

Your Committee received testimony in support of this measure from the Office of the Lieutenant Governor, Department of Human Services, Early Learning Board, Executive Office on Early Learning, University of Hawai'i System, Hawaii Association of Independent Schools, Hawaii Council of Private Schools, Hawai'i Children's Action Network Speaks!, Stonewall Caucus of the Democratic Party of Hawaii, Early Childhood Action Strategy, Rainbow Family 808, Commit to Keiki, Kamehameha Schools, The Samuel N. and Mary Castle Foundation, and Parents and Children Together. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that providing children access to high-quality preschools will better prepare them for success in the future. Your Committee further finds that the Executive Office on Early Learning implemented the Public Prekindergarten Program to meet the education needs of young children. Your Committee also finds that child care subsidies and tuition assistance programs, such as the Preschool Open Doors Program, help alleviate the financial burden many families face when attempting to access early learning opportunities. This measure expands both programs and will provide more families with increased access to affordable high-quality early learning opportunities.

Your Committee has amended this measure by:

- (1) Clarifying that the criteria to prioritize applications for the Public Prekindergarten Program shall include consideration for three-year-old children;
- (2) Requiring the Department of Human Services to:
 - (A) Provide reimbursements to providers participating in the Preschool Open Doors Program, irrespective of the provider's tuition rate for a child; and
 - (B) Adjust the reimbursement rates for providers at least once every two years based on either a true cost of care or cost estimation model;
- (3) Changing the effective date to June 30, 3000; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1023, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1023, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Garcia). Noes, none. Excused, 2 (Kapela, Quinlan).

SCRep. 1470 Housing/Education on S.B. No. 941

The purpose of this measure is to:

- (1) Authorize the School Facilities Authority to partner with public and private agencies to develop teacher and educator housing and classrooms; and
- (2) Appropriate funds for the construction of teacher and educator housing and classrooms and authorize, with the approval of the Governor, the School Facilities Authority to transfer its implementation authority to other state agencies.

Your Committees received testimony in support of this measure from the School Facilities Authority, Nānākuli-Wai'anae Interim Complex Area Superintendent, Hawaii State Teachers Association, Hydroponics Alternatives LLC, and three individuals. Your Committees received comments on this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

Your Committees find that Hawaii is facing a shortage of qualified teachers, which is further exacerbated by the lack of affordable housing. Your Committees further find that many teachers are leaving the State or the teaching profession in search of better pay and cheaper cost of living. Your Committees believe that financial incentives, such as improving classrooms and providing affordable housing, are a key strategy for the recruitment and retention of teachers.

Your Committees have amended this measure by:

- (1) Clarifying that the types of housing the School Facilities Authority may partner with public and private development agencies to develop housing includes workforce housing and housing for teachers, educators, and staff;
- (2) Changing the appropriation and allocations to unspecified amounts;
- (3) Reinserting an allocation in an unspecified amount to Waipahu High School;
- (4) Specifying that the housing projects developed pursuant to this measure shall be within certain school campuses or within a two-mile radius of certain school campuses and shall be reserved for teachers, educators, and staff employed at a school in the Mililani, Nanakuli, and Waipahu complexes;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$185,000,000 and to allocate the funds as follows:

- (1) \$65,000,000 for Mililani High School;
- (2) \$65,000,000 for Nanakuli High & Intermediate School; and
- (3) \$60,000,000 for Waipahu High School.

As affirmed by the records of votes of the members of your Committees on Housing and Education that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 941, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 941, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
 Housing: Ayes, 9. Noes, none. Excused, none.
 Education: Ayes, 9. Noes, none. Excused, 2 (Kapela, Quinlan).

SCRep. 1471 Water & Land on S.B. No. 93

The purpose of this measure is to require that any nonpotable water users or developers of real property located within an unspecified number of miles of a wastewater treatment plant use R-1 water for nonpotable water usage.

Your Committee received testimony in support of this measure from the Honolulu Board of Water Supply. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Health, Department of Land and Natural Resources, and Department of the Attorney General.

Your Committee finds that recycled water is a drought-proof, renewable source of water that is a safe, smart way to extend the life of Hawaii's finite water supply.

Your Committee has amended this measure by:

- (1) Deleting the requirement that any nonpotable water users or developers of real property located within an unspecified number of miles of a wastewater treatment plant must use R-1 water for nonpotable water usage;
- (2) Deleting the definition of "R-1 water";
- (3) Requiring any county agencies producing recycled water to establish water reuse zones within their service areas by January 1, 2024;
- (4) Adding a definition of "water reuse zone";
- (5) Modifying the purpose of an appropriation to be used to enforce the water reuse zones requirement;
- (6) Deleting the appropriation to establish an unspecified number of full-time equivalent positions within the Commission on Water Resource Management;
- (7) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 93, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 93, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
 Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1472 Water & Land on S.B. No. 1018

The purpose of this measure is to specify, when a state of emergency or local state of emergency has been declared or when the State is the subject of a health or pandemic emergency, that:

- (1) The Governor shall regulate medical facilities appropriately to ensure continuity of service; and
- (2) Any hospital may suspend elective surgeries to address the hospital's bed capacity.

Your Committee received testimony in support of this measure from the Hawai'i Emergency Management Agency. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Healthcare Association of Hawaii.

Your Committee finds that the COVID-19 pandemic illustrated the importance of maintaining adequate capacity in the State's health care system during an emergency. This measure is intended to ensure that the State can maintain continuity of service in the health care system and grant hospitals the flexibility to adequately respond to health or pandemic emergencies.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1018, S.D. 1, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
 Ayes, 8. Noes, none. Excused, none.

SCRep. 1473 Water & Land on S.B. No. 1136

The purpose of this measure is to preserve and protect Makena State Park in the County of Maui by appropriating monies for the Department of Land and Natural Resources to conduct a carrying capacity study for the park.

Your Committee received testimony in support of this measure from the Office of the Mayor of the County of Maui, Maui Tomorrow Foundation, and three individuals. Your Committee received testimony in opposition to this measure from the Department of Land and Natural Resources.

Your Committee finds that a carrying capacity study for Makena State Park is necessary to protect the park's environmental and cultural resources. Without such a study, Makena State Park risks losing its sense of place due to the impacts of overtourism on the ecosystem and landscape.

Your Committee has amended this measure by:

- (1) Directing the Office of Planning and Sustainable Development, rather than the Department of Land and Natural Resources, to conduct the carrying capacity study for Makena State Park;
- (2) Requiring the Office of Planning and Sustainable Development to submit its report to the Legislature by July 1, 2024;
- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1136, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1136, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1474 Water & Land on S.B. No. 1264

The purpose of this measure is to authorize the Department of Land and Natural Resources to establish limited-entry commercial fisheries for fisheries not subject to federal fisheries regulations, when appropriate or necessary to ensure sustainable fisheries.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and one individual. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from the Hawai'i Fishermen's Alliance for Conservation and Tradition, Inc.

Your Committee finds that this measure seeks to strike a balance between ensuring that certain commercial fisheries throughout Hawaii remain healthy and sustainable and recognizing the important economic role of commercial fisheries in the State.

Your Committee has amended this measure by:

- (1) Limiting the establishment of limited-entry commercial fisheries to two species – uhu and kala – on a temporary basis;
- (2) Requiring the Department of Land and Natural Resources to report annually to the Legislature and consult regularly with stakeholders regarding the temporary limited-entry commercial fisheries for uhu and kala;
- (3) Repealing it on June 30, 2028;
- (4) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1264, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1264, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Hashem).

SCRep. 1475 Water & Land on S.B. No. 1332

The purpose of this measure is to improve the State's and counties' ability to respond to emergency situations in Hawaii by:

- (1) Clarifying the scope of the Comprehensive Emergency Management Plan;
- (2) Specifying the status and allowable uses of Major Disaster Fund monies, including increasing the amount of additional funds that may be made available for the purpose of matching federal disaster relief funds from \$5,000,000 to \$10,000,000;
- (3) Shortening the duration of price control periods from ninety-six hours to seventy-two hours; and
- (4) Defining the term "severe warning" to recognize that entities other than the National Weather Service issue warnings that may require the activation of the emergency management system.

Your Committee received testimony in support of this measure from the state Department of Defense; Hawai'i Emergency Management Agency; Office of Climate Change, Sustainability and Resiliency of the City and County of Honolulu; Retail Merchants of Hawaii; and Chamber of Commerce Hawaii. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that this measure clarifies the scope of the State's Comprehensive Emergency Management Plan to address not only how Hawaii responds to emergencies and disasters but also how it prepares for, mitigates against, and recovers from them. Your Committee further finds that the other statutory modifications proposed in this measure would better enable the state Department of Defense and Hawaii Emergency Management Agency to fulfill their mission of protecting the people of Hawaii.

Your Committee has amended this measure by:

- (1) Clarifying that the Governor's or mayors' emergency management powers under chapter 127A, Hawaii Revised Statutes, must be consistent with the Hawaii State Constitution;
- (2) Clarifying the powers of the Governor and mayors to extend or terminate a state of emergency or local state of emergency, respectively;
- (3) To provide greater flexibility, deleting the exact location at which the new Hawaii Emergency Management Agency facility will be built;
- (4) Changing the appropriation to an unspecified amount;
- (5) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it choose to deliberate on this measure, to consider appropriating \$12,000,000 for each year of fiscal biennium 2023-2025 for the planning and design of a new Hawaii Emergency Management Agency facility.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1332, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1332, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1476 Water & Land on S.B. No. 1417

The purpose of this measure is to require the Hawaii Community Development Authority to consider the impacts of climate change, sea level rise, and climate-resilient development in the design and siting of buildings in the Kakaako and Kalaehoa community development districts.

Your Committee received testimony in support of this measure from the Office of Planning and Sustainable Development, Hawai'i Community Development Authority, University of Hawai'i Climate Resilience Collaborative and Sea Grant College Program, Wild Kids, and four individuals. Your Committee received testimony in opposition to this measure from two individuals.

Your Committee finds that Kakaako will be significantly affected by the effects of climate change, including sea level rise and heavy rainfall, while the lack of drainage infrastructure in Kalaeloa makes the area extremely vulnerable to the effects of climate change.

Your Committee has amended this measure by:

- (1) Removing as a development guidance policy of the Hawaii Community Development Authority's actions in the Kakaako and Kalaeloa community development districts the requirement to implement design standards for new construction that require the lowest finished floor to elevate a minimum of two feet above the flood insurance rate map base flood elevation or 5.8 feet above mean higher high water, whichever is higher, based on the latest guidance from the Climate Change Commission of the City and County of Honolulu;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1417, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1417, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1477 Water & Land on S.B. No. 1598

The purpose of this measure is to fund and staff a water testing laboratory at the University of Hawaii Maui College.

Your Committee received testimony in support of this measure from the University of Hawai'i System.

Your Committee finds that the University of Hawaii Maui College has been performing water quality testing through funding from a federal grant, which will end soon. This measure would ensure the continuation of water quality testing capabilities at University of Hawaii Maui College, along with the continued training of students in the program.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1598, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1478 Water & Land/Housing on S.B. No. 1573

The purpose of this measure is to establish within the Office of the Governor a working group to ascertain and address state watershed management to enable the development and construction of affordable housing projects across the State.

Your Committees received testimony in support of this measure from the Chief Housing Officer of the Office of the Governor, Hawaii Housing Finance and Development Corporation, Natural Energy Laboratory of Hawaii Authority, Honolulu Board of Water Supply, one member of the Hawai'i County Council, County of Hawai'i Planning Department, Hawai'i County Office of Housing and Community Development, and Hawai'i Association of REALTORS. Your Committees received testimony in opposition to this measure from one individual. Your Committees received comments on this measure from the Department of Land and Natural Resources.

Your Committees find that water resources and infrastructure are one of the major challenges in the development of affordable housing in the State. Your Committees further find that the working group proposed in this measure will be key to supporting affordable-housing initiatives while providing proper management of water resources.

Your Committees have amended this measure by:

- (1) Adding:
 - (A) Increasing water efficiency, reuse, and recycling for affordable housing projects and developments; and
 - (B) Quantitatively balancing water use with water recharge and replenishment within the impacted watershed,
 as matters for the working group to address and make recommendations on;
- (2) Allowing the chairperson of the working group to invite additional individuals and organizations to participate on the working group, as needed;
- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Water & Land and Housing that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1573, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1573, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 8. Noes, none. Excused, none.

Housing: Ayes, 8. Noes, none. Excused, 1 (Kila).

SCRep. 1479 Culture, Arts & International Affairs on S.B. No. 403

The purpose of this measure is to repeal the designation of black coral as the official gem of the State.

Your Committee received testimony in opposition to this measure from Maui Divers of Hawaii. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that Hawaii's coral reefs are vital to marine ecosystems and are home to many endemic and native species. Designated as the official gem of the State by Act 9, Session Laws of Hawaii 1987, black coral played a significant role in marketing campaigns showcasing Hawaii's beauty. However, the long-term promotion of Hawaii and its natural resources, including black coral, has led to increased commercial use of coral, contributing to the decline and degradation of coral reefs. Your Committee further finds that this measure would help preserve the State's prized natural resources to ensure longevity and revitalization of coral reefs and marine ecosystems across the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 403, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 403, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1480 Culture, Arts & International Affairs on S.B. No. 732

The purpose of this measure is to:

- (1) Designate the second Monday in October of each year as Indigenous Peoples' Day, a state holiday; and
- (2) Repeal the designation of election days as state holidays.

Your Committee received testimony in support of this measure from the Stonewall Caucus of the Democratic Party of Hawaii, Volcano School of Arts & Sciences, and two individuals. Your Committee received testimony in opposition to this measure from the Center for Hawaiian Sovereignty Studies. Your Committee received comments on this measure from the Department of Budget and Finance, Office of Collective Bargaining, and Department of Human Resources of the City and County of Honolulu.

Your Committee finds that efforts to replace Columbus Day with Indigenous Peoples' Day or Native American Day began in 1992 and have spread to seventeen states and the District of Columbia. In 2021 and 2022, President Biden issued a proclamation recognizing Indigenous Peoples' Day on the second Monday of October, honoring the sovereignty, resilience, and immense contributions that Native Americans have made to the world. Your Committee further finds that observing Indigenous Peoples' Day in Hawaii would recognize the resilience of indigenous peoples around the world, including Native Hawaiians, and honor those who first inhabited the Hawaiian islands.

Your Committee has amended this measure by:

- (1) Changing the establishment of Indigenous Peoples' Day to an observed day, rather than a state holiday;
- (2) Retaining the designation of election days as state holidays;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 732, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 732, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1481 Housing/Water & Land on S.B. No. 865

The purpose of this measure is to establish and appropriate funds for the ALOHA Homes Program under the Hawaii Public Housing Authority to develop low-cost homes on state- and county-owned lands in urban redevelopment sites.

Your Committees received testimony in support of this measure from the Hawaii Public Housing Authority, Church of the Crossroads, Building Industry Association of Hawaii, HI Econ, Hawai'i YIMBY, and eight individuals. Your Committees received testimony in opposition to this measure from the Office of Hawaiian Affairs, Sierra Club of Hawai'i, and one individual. Your Committees received comments on this measure from the Department of Budget and Finance, Department of Land and Natural Resources, Disability and Communication Access Board, and Grassroot Institute of Hawaii.

Your Committees find that the State has a severe lack of affordable housing, resulting in residents leaving Hawaii in hopes of cheaper living conditions. Your Committees further find that there are significant barriers to the development of affordable housing in Hawaii, such as geographic limitations, lack of major infrastructure, construction cost, and government regulation. Your Committees believe that the State needs innovative solutions to address the housing crisis and keep families in Hawaii.

Your Committees have amended this measure by:

- (1) Changing the program from the ALOHA Homes Program to the Ninety-Nine Year Leasehold Pilot Program (Pilot Program) under the Hawaii Community Development Authority rather than the Hawaii Public Housing Authority;
- (2) Requiring the Pilot Program to be limited to one development on non-ceded land within an urban redevelopment site and requiring the Hawaii Community Development Authority to select the development;
- (3) Deleting language that would have:
 - (A) Required the Pilot Program to seek to produce enough housing to meet housing demand; and
 - (B) Authorized the Hawaii Community Development Authority to sell certain infrastructure capacity to private sectors;
- (4) Specifying that rules adopted for the sale of leasehold homes within an urban redevelopment site shall require that at least fifty percent of the homes be sold to an individual or household with an income of up to one hundred forty percent of the area median income;
- (5) Deleting language that would have established enforcement provisions for the owner-occupancy requirement;
- (6) Expanding the requirements of the annual report to the Legislature;
- (7) Deleting language that would have appropriated funds for certain positions within the Hawaii Public Housing Authority;
- (8) Amending its purpose section;
- (9) Changing the sunset date to June 30, 2030;

(10) Changing the effective date to June 30, 3000, to encourage further discussion; and

(11) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 865, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 865, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 8; Ayes with Reservations (Onishi). Noes, none. Excused, 1 (Kila).

Water & Land: Ayes, 8; Ayes with Reservations (Souza). Noes, none. Excused, none.

SCRep. 1482 Housing/Water & Land on S.B. No. 139

The purpose of this measure is to require and appropriate funds for the Hawaii Public Housing Authority to conduct a study identifying certain state-owned lands located within a one-half mile radius of any rail mass transit station that are most suitable for constructing at least one hundred thousand housing units.

Your Committees received testimony in support of this measure from the Hawaii Public Housing Authority, Hawai'i YIMBY, and one individual. Your Committees received comments on this measure from the Department of Hawaiian Home Lands and Office of Hawaiian Affairs.

Your Committees find that the State faces an affordable housing crisis so severe that residents are moving outside the State to search for housing that is affordable. Those who remain in Hawaii often find themselves living paycheck to paycheck just to cover the cost of housing, leaving them with barely any expendable income for other necessities. With the introduction of the Honolulu rail transit system, your Committees believe that the State has an opportunity to efficiently use state-owned lands to provide affordable housing to residents, thereby keeping families in Hawaii.

Your Committees have amended this measure by:

(1) Including lands owned by the Office of Hawaiian Affairs in the study of certain state-owned lands;

(2) Changing the effective date to June 30, 3000, to encourage further discussion; and

(3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 139, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 139, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 8. Noes, none. Excused, 1 (Kila).

Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 1483 Housing/Water & Land on S.B. No. 1191

The purpose of this measure is to appropriate funds to the Hawaii Community Development Authority for statewide planning, designing, and constructing of various transit-oriented development projects identified in the State Strategic Plan for Transit-Oriented Development.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources; Hawaii State Energy Office; Hawaii Housing Finance and Development Corporation; Office of Planning and Sustainable Development; Hawaii Community Development Authority; Office of the Mayor of the City and County of Honolulu; Maui Metropolitan Planning Organization; AARP Hawai'i; Oahu Metropolitan Planning Organization; Land Use Research Foundation of Hawaii; Hunt Development Group, LLC; Hawaii Military Affairs Council; Gentry Homes; Hawaiian Electric; Kapolei Chamber of Commerce; and five individuals. Your Committees received comments on this measure from the University of Hawai'i System, Department of Accounting and General Services, and one individual.

Your Committees find that the promotion of mixed-use development and affordable housing within transit-oriented development areas in the State is one of the most viable means for addressing the need for affordable housing. Since the establishment of the Hawaii Interagency Council for Transit-Oriented Development, the State has appropriated capital improvement project funds to support planning of transit-oriented development projects in all four counties. This measure further maintains and enhances the capacity to support planning of state and county transit-oriented development projects, including infrastructure assessments, mixed-use development, and affordable housing.

Your Committees note that the counties have a stake in many of the projects under this measure and believe there should be a shared responsibility in implementing and financing some of these projects. Your Committees further believe that it would be prudent for the Hawaii Community Development Authority to work with the counties in implementing this measure.

Your Committees have amended this measure by:

(1) Clarifying that the project for the University of Hawaii West Oahu is for on-site infrastructure for a twenty-acre parcel;

(2) Deleting the reference to the library for the Kahului Civic Center Project;

(3) Correcting the name of the Kapaa: Samuel Mahelona Memorial Hospital and clarifying that the project is for a master plan for on- and off-site infrastructure;

(4) Authorizing the Hawaii Community Development Authority, with the approval of the Governor, to delegate to other state departments or agencies the implementation of projects, including the transfer of funds for those projects;

(5) Changing the effective date to June 30, 3000, to encourage further discussion; and

(6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Housing and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1191, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1191, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Housing: Ayes, 8. Noes, none. Excused, 1 (Kila).

Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 1484 Human Services/Health & Homelessness on S.B. No. 404

The purpose of this measure is to preserve access to health care for Medicaid recipients and strengthen the Hospital Sustainability Program by:

- (1) Amending the definition of "private hospital";
- (2) Clarifying the uses of the Hospital Sustainability Program Special Fund;
- (3) Increasing the Hospital Sustainability Fee cap for various facilities;
- (4) Requiring the Department of Human Services to consult and negotiate with the hospital trade association in Hawaii regarding Hospital Sustainability Fee participation and rates;
- (5) Clarifying the circumstances under which the Hospital Sustainability Fee shall be discontinued and the distribution of remaining funds;
- (6) Repealing the sunset dates of Act 217, Session Laws of Hawaii 2012, and Act 123, Session Laws of Hawaii 2014, thereby making the Hospital Sustainability Program permanent and permanently exempting the Hospital Sustainability Program from the central service and administrative expenses assessments; and
- (7) Appropriating funds out of the Hospital Sustainability Program Special Fund.

Your Committees received testimony in support of this measure from the Department of Human Services, Hawai'i Primary Care Association, Hawai'i Pacific Health, The Queen's Health System, Healthcare Association of Hawaii, Kaiser Permanente Hawai'i, and two individuals.

Your Committees find that the Hospital Sustainability Program (Program) began over ten years ago and has been highly successful in helping support hospitals' ability to continue to provide services to Medicaid recipients. The Hospital Sustainability Program Special Fund receives money from the Hospital Sustainability Fee, which is then used to match with federal Medicaid matching funds. In turn, these monies are used to increase reimbursements to hospitals and payments for performance to the hospitals, which ensures that hospitals in Hawaii can continue to be a critical part of the safety net. The Program has proven successful for providers, beneficiaries, and the State, given that it uses no state general funds. Your Committees believe that the Program has contributed to the overall sustainability of the health care system in Hawaii and should therefore be continued permanently.

Accordingly, this measure ensures the continued success of the Program by repealing the sunset dates of Act 217, Session Laws of Hawaii 2012, and Act 123, Session Laws of Hawaii 2014, thereby making the Program permanent. Repealing the sunset dates also permanently exempts the Program from the central service and administrative expenses assessments, which are estimated to save around \$5,000,000 in central services expenses assessments and \$1,000,000 in administrative expenses each year.

Your Committees have amended this measure by:

- (1) Reverting to existing statutory language that requires no less than ninety percent of monies in the Hospital Sustainability Program Special Fund to be used to match federal Medicaid funds; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Human Services and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 404, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 404, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 7. Noes, none. Excused, 1 (Nishimoto).

Health & Homelessness: Ayes, 7. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1485 Human Services/Health & Homelessness on S.B. No. 1351

The purpose of this measure is to create and appropriate funds for an Infant and Early Childhood Mental Health Program to provide support and mental health services for children from birth to age five.

Your Committees received testimony in support of this measure from the Office of the Governor, Department of Human Services, Department of Health, Executive Office on Early Learning, Disability and Communication Access Board, Office of Wellness and Resilience, 'Epic Ohana, Parents and Children Together, Early Childhood Action Strategy, Family Hui Hawaii, Hawaii Association for Infant Mental Health, Hawai'i Children's Action Network Speaks!, Commit to Keiki, Hawai'i Community Foundation, Family Support Hawaii, and eleven individuals. Your Committees received testimony in opposition to this measure from one individual. Your Committees received comments on this measure from the Judiciary.

Your Committees find that approximately twenty-nine thousand children in Hawaii have mental health needs due to biological or developmental special needs at birth, exposure to intimate partner violence, parental substance abuse, housing insecurity, and poverty. These unmet childhood mental health needs were exacerbated by the COVID-19 pandemic, with babies born in the first year of the pandemic scoring lower on developmental screening tests at the age of six months than babies born just before the pandemic. Your Committees further find that interventions at an early stage in life can reduce future needs for special education and mental health treatment, and reduce the risk of the child becoming involved with the juvenile and adult justice systems. This measure is intended to improve accessibility, capacity, and quality of services by establishing an overall coordinator to work across the various agencies and with relevant nonprofit organizations to address the unmet mental health needs of the State's children.

Your Committees note the comments raised by the Judiciary in testimony that, through child abuse and neglect cases and the Zero to Three specialty court, the Judiciary has seen that the actions of adults toward children can have a lasting impact on their mental health. Your Committees additionally note that, according to the Centers for Disease Control and Prevention, adverse childhood experiences can have lasting and lifelong effects on the health and wellbeing of children.

Your Committees have amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Human Services and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1351, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1351, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 7. Noes, none. Excused, 1 (Nishimoto).

Health & Homelessness: Ayes, 7. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1486 Human Services/Health & Homelessness on S.B. No. 397

The purpose of this measure is to appropriate funds to increase Medicaid reimbursements to eligible health care professionals by up to one hundred percent of the current Medicare fee schedule rates.

Your Committees received testimony in support of this measure from the Department of Human Services, University of Hawai'i System, Hawai'i State Center for Nursing, AARP Hawai'i, AlohaCare, Hawaii Substance Abuse Coalition, Big Island Docs, Hawai'i Pacific Health, Hawai'i Public Health Institute, Kauai Community Health Alliance, Hawaii Provider Shortage Crisis Task Force, Kaiser Permanente Hawai'i, Central Oahu Speech, Hawaii Speech-Language-Hearing Association, Hawai'i Association of Professional Nurses, The Queen's Health System, Hawaii Medical Association, Hawaii Association of Health Plans, Healthcare Association of Hawaii, Hawaii Medical Service Association, Three Little Ducks Hawaii, Hawaii Independent Physicians Association, and numerous individuals. Your Committees received comments on this measure from two individuals.

Your Committees find that nearly one-third of the State's residents are enrolled in Medicaid and that since the start of the COVID-19 pandemic, enrollment in Medicaid has increased by forty percent. With this significant number of residents covered by Medicaid, health care providers who care for the State's Medicaid enrollees are receiving less reimbursement than they would if the residents were covered by private health insurance. Your Committees further find that the rate increase proposed by this measure may encourage more health care providers to provide care to Medicaid recipients and would assist providers in meeting the cost of care.

Your Committees have amended this measure by:

- (1) Amending the preamble;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$30,000,000, which will draw down approximately \$43,000,000 in available federal matching funds.

As affirmed by the records of votes of the members of your Committees on Human Services and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 397, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 397, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 7. Noes, none. Excused, 1 (Nishimoto).

Health & Homelessness: Ayes, 7. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1487 Human Services/Health & Homelessness on S.B. No. 894

The purpose of this measure is to:

- (1) Extend the sunset date of the Trauma-Informed Care Task Force established by Act 209, Session Laws of Hawaii 2021, to June 30, 2025, and require it to serve as an advisory board to the Office of Wellness and Resilience; and
- (2) Beginning July 1, 2025, transfer the Office of Wellness and Resilience from the Office of the Governor to the Department of Human Services and formalize the Trauma-Informed Care Task Force as an advisory committee within the Office of Wellness and Resilience, to be known as the Wellness and Resilience Advisory Board.

Your Committees received testimony in support of this measure from the Department of Public Safety, Department of Human Services, Department of Health, Executive Office on Early Learning, Office of Wellness and Resilience, State Council on Mental Health, Kamehameha Schools, Hawai'i Youth Services Network, Parents and Children Together, Hawai'i Primary Care Association, HawaiiKidsCAN, Epic 'Ohana, Hawai'i Children's Action Network Speaks!, Hawai'i Community Foundation, Hawai'i Health & Harm Reduction Center, and six individuals.

Your Committees find that Act 209, Session Laws of Hawaii 2021, established a Trauma-Informed Care Task Force to address early adverse childhood experiences that can negatively impact the development in children through the development of a statewide framework for trauma-informed care. Your Committees further find that there is an ongoing need to provide comprehensive, coordinated, and culturally sensitive services to address the disproportionate health and economic impacts on low-income families, children, and youth caused by the COVID-19 pandemic. Formalizing the Trauma-Informed Care Task Force within the Office of Wellness and Resilience will allow committee members and community stakeholders to help guide the Office of Wellness and Resilience and ensure that state agencies move toward a collaboration, shared purpose of trauma-informed care system reform.

Your Committees have amended this measure by:

- (1) Requiring the Trauma-Informed Task Force to serve as an advocacy board, rather than an advisory board, to the Office of Wellness and Resilience, and after the transition to the Department of Human Services, as the Wellness and Resilience Advocacy Board; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees note that the Department of Health, in its testimony before your Committees, requested a transition date for the new advocacy board within the Office of Wellness and Resilience prior to June 30, 2024, as this could help with the establishment of the Office and potentially provide assistance during the Office's initial formative years.

Your Committees respectfully request that the Department of Health provide your Committee on Finance with a date certain for this transition. Your Committees further request that the Department of Health, Department of Human Services, and Office of Wellness and Resilience work with interested stakeholders on specific language for this measure and provide this consensus draft to your Committee on Finance, should it choose to deliberate on this measure further.

Your Committees grant prior concurrence on this measure to your Committee on Finance to make any amendments it deems necessary.

As affirmed by the records of votes of the members of your Committees on Human Services and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 894, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 894, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 7. Noes, none. Excused, 1 (Nishimoto).

Health & Homelessness: Ayes, 7. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1488 Human Services/Health & Homelessness on S.B. No. 1473

The purpose of this measure is to:

- (1) Require and appropriate funds for the Department of Health and Department of Human Services to develop and adopt rules, polices, and plan amendments necessary to ensure the State's Medicaid program covers medically necessary services, including applied behavioral therapy, for persons twenty-one years of age or older with neurodevelopmental disorders, including autism spectrum disorder; and
- (2) Require the Department of Health and Department of Human Services to apply for any necessary approvals from the Centers for Medicare and Medicaid Services to amend the Hawaii Medicaid State Plan to provide reimbursements for these services.

Your Committees received testimony in support of this measure from the Hawaii State Council on Developmental Disabilities, Disability and Communication Access Board, Hawaii Disability Rights Center, Hawai'i Fetal Alcohol Spectrum Disorders FASD Action Group, Hawai'i Association for Behavioral Analysis, BAYADA Behavioral Analysis, The Council of Autism Service Providers, and numerous individuals. Your Committees received comments on this measure from the Department of Health, Department of Human Services, and one individual.

Your Committees find that there is currently a gap group of individuals with intellectual or developmental disabilities who do not qualify for services under the Department of Health's Developmental Disabilities Division and are above the age of twenty-one. If these individuals only have Med-QUEST coverage, they are unable to receive needed behavioral analysis services. Your Committees recognize that generally, applied behavioral analysis is most effective when begun at an early age. However, there is a growing body of research that supports its continued value for individuals with neurodevelopmental disabilities beyond the age of twenty-one. Your Committees also acknowledge that additional discussion into this matter is required at this time.

Accordingly, your Committees have amended this measure by:

- (1) Deleting language requiring the Department of Health and Department of Human Services to develop and adopt rules, polices, and plan amendments regarding Medicaid coverage of certain services for persons twenty-one years of age or older with neurodevelopmental disorders and seek associated approvals from the Centers for Medicare and Medicaid Services;
- (2) Inserting language requiring the Departments of Health, Human Services, and Education to research what rules, policies, and plan amendments are necessary to ensure medically necessary services, including applied behavior analysis services, for individuals twenty-six years of age or younger with neurodevelopmental disorders, including autism spectrum disorder and fetal alcohol spectrum disorders are covered under the following:
 - (A) The Early and Periodic Screening, Diagnostic, and Treatment benefit under the State's Medicaid program;
 - (B) Any applicable state special education services and programs; and
 - (C) The Medicaid Section 1915I Home and Community Based Waiver for Individuals with Intellectual and Developmental Disabilities;
- (3) Changing the appropriation to be for Fiscal Year 2023-2024 only, rather than the Fiscal Biennium 2023-2025, and amending its purpose;
- (4) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Human Services and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1473, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1473, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Human Services: Ayes, 7. Noes, none. Excused, 1 (Nishimoto).

Health & Homelessness: Ayes, 7. Noes, none. Excused, 1 (Nishimoto).

SCRep. 1489 Energy & Environmental Protection on S.B. No. 54

The purpose of this measure is to:

- (1) Prohibit the operation of gasoline-powered leaf blowers in any urban land use districts;
- (2) Increase the fines for violations of leaf blower restrictions and provide for the forfeiture of gasoline-powered leaf blowers upon a third violation; and
- (3) Remove the exemption on leaf blower restrictions for government agencies and their agents.

Your Committee received testimony in support of this measure from the Department of Transportation and fifteen individuals. Your Committee received testimony in opposition to this measure from the Department of the Attorney General, Department of Facility Maintenance and Department of Parks and Recreation of the City and County of Honolulu, Outdoor Power Equipment Institute, Retail Merchants of Hawaii, and two individuals. Your Committee received comments on this measure from the Department of Health and Department of Education.

Your Committee finds that gasoline-powered leaf blowers have harmful impacts on health and the environment, as they produce noise that often interferes with human activities at home, work, and public spaces. Your Committee further finds that there are viable, quieter alternatives to gasoline-powered leaf blowers. This measure promotes these alternatives by restricting the use of gasoline-powered leaf blowers, ensuring a healthy environment for the State's residents.

Your Committee has amended this measure by:

- (1) Clarifying the definition of "gasoline-powered leaf blower";
- (2) Inserting a savings clause;
- (3) Inserting a severability clause;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 54, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 54, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Gates, Ward).

SCRep. 1490 Energy & Environmental Protection on S.B. No. 70

The purpose of this measure is to require and appropriate funds for the Department of Land and Natural Resources to pursue and obtain accreditation for the Conservation and Resources Enforcement Program from the Commission on Accreditation for Law Enforcement Agencies, Inc.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and one individual.

Your Committee finds that the Conservation and Resources Enforcement Program of the Department of Land and Natural Resources is responsible for enforcing laws on public lands and waters of the State to ensure public peace and safety. Your Committee further finds that the Conservation and Resources Enforcement Program was previously required to obtain accreditation from the Commission on Accreditation for Law Enforcement Agencies, Inc., but the requirement was inadvertently repealed. This measure ensures that the law enforcement officers of the Conservation and Resources Enforcement Program are properly trained and equipped to fulfill their responsibilities in protecting the State's natural resources and environment.

Your Committee has amended this measure by:

- (1) Extending the deadline for the Department of Land and Natural Resources to pursue and obtain accreditation for the Conservation and Resources Enforcement Program to June 30, 2029; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$1,000,000.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 70, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 70, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Gates, Ward).

SCRep. 1491 Energy & Environmental Protection on S.B. No. 966

The purpose of this measure is to subject to forfeiture any vehicle used in the commission of felony disposal of solid waste or petty misdemeanor disposal of solid waste.

Your Committee received testimony in support of this measure from the Department of Health, Environmental Caucus of the Democratic Party of Hawai'i, Climate Protectors Hawai'i, Hawai'i Reef and Ocean Coalition, and four individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Kauai Climate Action Coalition.

Your Committee finds that environmental crimes, such as illegal dumping, harm the environment and have serious consequences for human health, wildlife, and the ecosystem. Because vehicles are often involved in illegal dumping, forfeiture of any vehicle used in the illegal dumping of solid waste, as proposed by this measure, is an appropriate response to curtail this criminal activity.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 966, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 966, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Gates, Ward).

SCRep. 1492 Energy & Environmental Protection/Water & Land on S.B. No. 388

The purpose of this measure is to prohibit the construction, modification, or expansion of any waste or disposal facility for hazardous waste or solid waste on land that is near or above a significant aquifer.

Your Committees received testimony in support of this measure from the Honolulu Board of Water Supply, Environmental Caucus of the Democratic Party of Hawai'i, Hawai'i Farm Bureau, Hawai'i Reef and Ocean Coalition, Hawaii Fire Fighters Association, International Brotherhood of Electrical Workers Local Union 1186, Kapolei Chamber of Commerce, and five individuals. Your Committees received comments on this measure from the Department of Health and Department of Environmental Services of the City and County of Honolulu.

Your Committees find that protecting the State's valuable aquifers is a high priority, as the water system serves Hawaii's residents and visitors. Your Committees further find that to ensure the protection and preservation of the State's fresh water aquifers, waste and disposal facilities are prohibited under existing law from being in a conservation district, except in emergency circumstances. This measure adds further protections to prevent the construction, modification, or expansion of a waste or disposal facility for solid waste or hazardous waste on land that is near or above a significant aquifer.

Your Committees have amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Water & Land that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 388, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 388, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Perruso).

Water & Land: Ayes, 8. Noes, none. Excused, none.

SCRep. 1493 Energy & Environmental Protection/Higher Education & Technology on S.B. No. 1520

The purpose of this measure is to:

- (1) Require the Department of Business, Economic Development, and Tourism to work with the University of Hawaii on workforce development activities that support the development of the Hawaii Pacific Hydrogen Hub and other related aspects of the State's hydrogen energy industry; and
- (2) Appropriate funds for the Hawaii Pacific Hydrogen Hub.

Your Committees received testimony in support of this measure from the University of Hawai'i System; Department of Business, Economic Development, and Tourism; Hawaii State Energy Office; Servco Pacific Inc.; Hawai'i Gas; and two individuals. Your Committees received testimony in opposition to this measure from one individual.

Your Committees find that as the State strives to reach its renewable energy goals, it is critical to fully evaluate the potential for hydrogen to contribute to Hawaii's energy needs. Your Committees further find that the State has a unique opportunity to receive federal funding in the production, processing, delivery, storage, and end-use of clean hydrogen through the United States Department of Energy Regional Clean Hydrogen Hubs Program. This measure supports the growth of the clean energy industry in the State and provides alternative energy solutions for Hawaii residents and visitors.

Your Committees have amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Higher Education & Technology that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1520, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1520, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 7. Noes, none. Excused, none.

Higher Education & Technology: Ayes, 9. Noes, none. Excused, 2 (Quinlan, Garcia).

SCRep. 1494 Higher Education & Technology on S.B. No. 1151

The purpose of this measure is to exempt University of Hawaii Community College students who are enrolled in certificate programs from the requirement to complete the Free Application for Federal Student Aid (FAFSA) each academic year to be considered eligible for the Hawaii Community College Promise Program.

Your Committee received testimony in support of this measure from the University of Hawai'i System, State Council on Developmental Disabilities, Disability and Communication Access Board, University of Hawaii Professional Assembly, and two individuals.

Your Committee finds that the requirement of completing the FAFSA to be considered eligible for the Hawaii Community College Promise Program scholarship may be a barrier for some students interested in pursuing a certificate program at the University of Hawaii Community Colleges, including students with developmental disabilities. Your Committee further finds that the Hawaii Community College Promise Program is an important tool directly benefiting Hawaii's families who are otherwise least able to afford higher education.

According to the University of Hawaii System, it is committed to creating an application form for students exempted from completing the FAFSA and using the Hawaii Community College Promise Program scholarship to cover full direct costs, as there would otherwise be no vehicle to determine unmet need.

Your Committee has amended this measure by:

- (1) Clarifying that, because certificate program students will not be completing a FAFSA, the unmet direct cost need for certificate program students will be based on another suitable instrument;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1151, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1151, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Quinlan, Todd, Woodson, Garcia).

SCRep. 1495 Higher Education & Technology on S.B. No. 1413

The purpose of this measure is to require the University of Hawaii to grant resident tuition fees for enrollment at any University of Hawaii campus to individuals who have graduated from a Hawaii high school and are enrolling in an undergraduate degree program.

Your Committee received testimony in support of this measure from the Department of Education, Board of Regents of the University of Hawai'i, University of Hawai'i System, Hawai'i P-20, and one individual. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee finds that providing Hawaii's residents with increased opportunities to pursue post-secondary education and training is in the best interest of the State. This measure seeks to streamline the process for determining whether a student qualifies for in-state tuition at the University of Hawaii by allowing graduates of a Hawaii high school to be classified as residents for this purpose, under certain conditions.

Your Committee has amended this measure by:

- (1) Adding a finding that this measure, which facilitates postsecondary education and training for all interested high school graduates, addresses a matter of statewide concern;
- (2) Restructuring the amendments to the resident tuition requirements to ensure the stated purpose of this measure is properly effectuated;
- (3) Expanding the timeframe within which a student has graduated from high school in the State to ten years, rather than two years, to qualify for resident tuition;
- (4) Deleting the requirement that the adult or minor student shall not have claimed resident status of another state or submitted an application to another state's institution of higher learning as a resident of that state within two years preceding the student's first day of officially scheduled instruction, for purposes of qualifying a graduate of a Hawaii high school for resident tuition;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and

(6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1413, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1413, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Quinlan, Todd, Woodson, Garcia).

SCRep. 1496 Higher Education & Technology on S.B. No. 1415

The purpose of this measure is to require the University of Hawaii to submit annual reports of all University of Hawaii employees who performed work from a location outside of the State during the applicable year to the Legislature no later than December 31 of that year.

Your Committee received testimony in support of this measure from numerous individuals.

Your Committee finds that as opportunities and technological capabilities for remote work increase, the cost of living in the State continues to rise, and the local unemployment rate remains low, more workers at the University of Hawaii may be working from out-of-state locations. Your Committee further finds that the data sought by this measure will promote an understanding of the type of work being filled elsewhere; opportunities for education, research, and training that might allow the positions to be filled locally; and the extent to which the State's workforce is capable of meeting the employment needs of the State's higher education system.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1415, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1415, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (La Chica). Noes, none. Excused, 4 (Quinlan, Todd, Woodson, Garcia).

SCRep. 1497 Higher Education & Technology on S.B. No. 1586

The purpose of this measure is to appropriate funds to the University of Hawaii to establish five full-time equivalent extension specialist agent positions at the College of Tropical Agriculture and Human Resources.

Your Committee received testimony in support of this measure from the University of Hawai'i System; Hawaii Cattlemen's Council, Inc.; Kualoa Ranch; Ulupono Initiative; Puna Flower Power; Hawaii Floriculture and Nursery Association; University of Hawaii Professional Assembly; Hawai'i Farm Bureau; and nineteen individuals.

Your Committee finds that funding for these positions will support the Cooperative Extension programs at the College of Tropical Agriculture and Human Resources locations in Hilo and Manoa and the counties of Kauai and Maui. Each extension specialist or extension agent would focus on a specific area, designated in the measure as entomology, livestock, or farm and consumer food safety. Your Committee acknowledges that agricultural producers from around the State have expressed the importance of these positions as essential to the health and well-being of Hawaii's agricultural producers and consumers.

Your Committee further finds that describing the five positions as extension specialist agents does not sufficiently distinguish the types of work performed for the Cooperative Extension programs by extension specialists and extension agents and believes it is prudent to provide greater specificity for these positions.

Your Committee has amended this measure by:

- (1) Differentiating whether each position is for an extension specialist or an extension agent;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1586, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1586, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Quinlan, Woodson, Garcia).

SCRep. 1498 Higher Education & Technology on S.B. No. 1488

The purpose of this measure is to:

- (1) Require the University of Hawaii College of Tropical Agriculture and Human Resources, in consultation with livestock industry stakeholders, to conduct a study to assess the effects of heat stress on beef cattle during interisland ocean transport;
- (2) Require the University of Hawaii College of Tropical Agriculture and Human Resources to report to the Legislature on its findings and recommendations prior to the Regular Session of 2025; and
- (3) Appropriate funds.

Your Committee received testimony in support of this measure from the Department of Agriculture; University of Hawai'i College of Tropical Agriculture and Human Resources; Hawaii Cattlemen's Council, Inc.; Animal Welfare Institute; Kualoa Ranch; Hawai'i Farm Bureau; and nine individuals.

Your Committee finds that an objective study is needed to analyze the effects of interisland ocean transport on livestock, including the effects of heat stress and environmental conditions inside shipping devices. A study will help to provide guidance on optimum processes for the animals and the livestock industry and inform potential future legislation.

Your Committee has amended this measure by:

- (1) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1488, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1488, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Quinlan, Woodson, Garcia).

SCRep. 1499 Economic Development on S.B. No. 951

The purpose of this measure is to:

- (1) Establish a \$1,500,000 maximum amount on the tax credit for research activities that a taxpayer and its related entities may be eligible for;
- (2) Require every qualified high technology business to be registered to do business in the State;
- (3) Consolidate the survey and certification requirements for the tax credit for research activities;
- (4) Change the annual aggregate amount of the tax credit for research activities from \$5,000,000 to \$15,000,000;
- (5) Require certification of the tax credit for research activities on a first-come, first-served basis to be based on the date that a complete application is received, subject to certain conditions; and
- (6) Extend the repeal date of the tax credit for research activities for an additional five years.

Your Committee received testimony in support of this measure from the Hawaii Technology Development Corporation; Oceanit; and Makai Ocean Engineering, Inc. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that the tax credit for research activities was highly sought after, as the entire \$5,000,000 amount of the tax credit was claimed in the first twenty-three seconds after online applications for the tax credit opened. Your Committee believes that establishing a maximum amount of tax credits that a taxpayer and its related entities may be eligible for and increasing the annual aggregate cap amount of tax credits allowed in a calendar year will allow more technology companies to apply for and claim the tax credit for research activities.

Your Committee further finds that certain procedures relating to the collection of information and approval of applications for the tax credit for research activities can be improved. Your Committee additionally finds that collecting the survey information at the time of applying for certification of credits ensures that all surveys will be completed and an accurate report based on the surveys can be generated. Your Committee also finds that certifying tax credits on a first-come, first-served basis, based on the date that a complete application is received by the Department of Business, Economic Development, and Tourism, will clearly indicate which business may claim the tax credit.

Your Committee has amended this measure by:

- (1) Increasing the annual aggregate amount of the tax credit for research activities from \$15,000,000 to \$25,000,000;
- (2) Requiring every qualified high technology business to be a small business in order to be eligible for the tax credit;
- (3) Deleting language that would have required complete applications for the tax credit received on the same date to be certified on a pro rata basis; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 951, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 951, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (La Chica).

SCRep. 1500 Economic Development on S.B. No. 1296

The purpose of this measure is to:

- (1) Establish the Hawaii Economic Development District Planning Organization to implement the United States Economic Development Administration-approved comprehensive economic development strategy;
- (2) Establish temporary full-time equivalent positions to support the Organization; and
- (3) Appropriate funds for the Organization and hiring of necessary staff.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Office of Planning and Sustainable Development; and Office of Economic Revitalization of the City and County of Honolulu. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that being designated as an economic development district by the United States Economic Development Administration provides opportunities to work comprehensively to achieve locally developed goals that leverage and build upon interrelated community assets. An economic development district also advances a long-term established relationship with the United States Economic Development Administration that includes annual federal funding to support the development and implementation of the Hawaii Comprehensive Economic Development Strategy.

Your Committee notes that for a region to be designated as an economic development district by the United States Economic Development Administration, the region must meet several requirements, including having an approved comprehensive economic development strategy, approval by the affected state and the United States Economic Development Administration Assistant Secretary, commitments from a majority of counties within the proposed district, and a district organization that meets federal requirements. This measure will establish a Hawaii Economic Development District Planning Organization to serve as the district organization required for the State to be eligible for the substantial benefits of a United States Economic Development Administration-designated economic development district.

Your Committee has amended this measure by:

- (1) Increasing the number of full-time equivalent temporary economic development planning analyst positions to be established from two to four;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1296, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1296, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, 1 (Pierick). Excused, 1 (La Chica).

SCRep. 1501 Economic Development on S.B. No. 1437

The purpose of this measure is to allow certain entities to elect to pay Hawaii income tax at the entity level through pass-through entities.

Your Committee received testimony in support of this measure from Pacific Rim Land, Inc.; Craft 'Ohana; Pas de Deux Hawai'i; Ocean Tourism Coalition; and Kapolei Chamber of Commerce. Your Committee received comments on this measure from the Department of Taxation, Tax Foundation of Hawaii, and Grassroot Institute of Hawaii.

Your Committee finds that in 2017, the federal government capped the deduction of state and local income taxes to \$10,000 per year through the Tax Cuts and Jobs Act. Your Committee further finds that in 2020, the Internal Revenue Service announced in Notice 2020-75 that the \$10,000 cap on deductions claimed by pass-through entities would not apply if the state income tax was imposed directly on the entity, instead of the individual members of the entities. Your Committee notes that, currently, thirty states have enacted legislation to allow pass-through entities to take full advantage of the federal deduction by allowing the entities to pay state taxes directly. This measure will help Hawaii's small businesses receive a higher deduction on their federal income tax returns by aligning Hawaii with the majority of other states that already permit similar elections by pass-through entities to pay state income taxes.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1437, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1437, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (La Chica).

SCRep. 1502 Economic Development on S.B. No. 795

The purpose of this measure is to:

- (1) Require productions to provide evidence of reasonable efforts to comply, rather than actually comply, with all applicable requirements under title 14, Hawaii Revised Statutes, relating to taxation, to qualify for the motion picture, digital media, and film production income tax credit; and
- (2) Require taxpayers to be given notice of and an opportunity to cure any failure to meet the requirements for the motion picture, digital media, and film production income tax credit.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; IATSE Local 665; Motion Picture Association; Island Film Group; and one individual. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that the motion picture, digital media, and film production income tax credit program is a critical tool for developing the State's film industry. Since its inception in 2006, the program has helped the film industry grow from a \$100,000,000-a-year industry to an over-\$400,000,000-a-year economic driver and brings 4,000 direct and induced jobs annually. Your Committee notes that Act 217, Session Laws of Hawaii 2022, enacted amendments to the motion picture, digital media, and film production income tax credit, including new requirements regarding an employer's responsibility to withhold and remit general excise taxes for payments made to loan-out corporations for services performed in the State. Failure to comply with these requirements could disqualify a production from qualifying for the tax credit. This measure will allow employers to make reasonable efforts to comply with and have an opportunity to correct any compliance issues to meet the requirements for eligibility for the motion picture, digital media, and film production income tax credit.

Your Committee has amended this measure by:

- (1) Requiring taxpayers to cure any failure to meet the requirements for the motion picture, digital media, and film production income tax credit within thirty days of receiving the notice to cure; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 795, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 795, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (La Chica).

SCRep. 1503 Economic Development on S.B. No. 801

The purpose of this measure is to:

- (1) Establish a qualified internship income tax credit for employers of qualified interns;
- (2) Require qualified internships to fulfill requirements of a Department of Education-approved or University of Hawaii-approved work-based learning program;
- (3) Establish an application and certification process for the tax credit to be administered by the Department of Labor and Industrial Relations;
- (4) Require reports to the Legislature from the Department of Taxation and Department of Labor and Industrial Relations on the administration of the qualified internship tax credit; and
- (5) Appropriate funds to the Department of Taxation to establish and implement the tax credit.

Your Committee received testimony in support of this measure from the Hawaii Business Roundtable; HawaiiKidsCAN; Chamber of Commerce Hawaii; Hawaii Accounting LLC; Hawaii Health Care Inc.; DemandHR; Hawai'i Restaurant Association; Kapolei Chamber of Commerce; Hawaii Work-Based Learning Policy Hui; KAI Hawaii, Inc.; Retail Merchants of Hawaii; Pilina Education Alliance, LLC; Hawaiian Telcom; Young Brothers, LLC; Kaiser Permanente Hawai'i; HPM Building Supply; and two individuals. Your Committee received comments on this measure from the Department of Education, Department of Labor and Industrial Relations, Department of Taxation, University of Hawai'i System, and Tax Foundation of Hawaii.

Your Committee finds that Hawaii's youth will face an affordability crisis if they want to remain in the State. Your Committee further finds that work-based learning opportunities, including internships in skilled fields, will give students the chance to learn on the job and gain experience that will help them stand out in the job market and obtain high-paying careers. This measure will encourage more employers to offer paid internships for students by offering financial incentives through a qualified internship tax credit.

Your Committee has amended this measure by:

- (1) Requiring the Department of Labor and Industrial Relations to verify that applicants for the tax credit provide certain documentation, rather than requiring the application for the tax credit to include the documentation, and amending the documentation requirements;
- (2) Deleting language that would have:
 - (A) Denied the application of a taxpayer for failure to fulfill the requirements set forth by the Department of Education or University of Hawaii to qualify as a work-based learning program; and
 - (B) Required a taxpayer to certify to the Department of Labor and Industrial Relations certain information in the taxpayer's application;
- (3) Amending the definition of "qualified intern";
- (4) Requiring the Department of Taxation to include in its report to the Legislature any recommendations, including proposed legislation, to continue the qualified internship tax credit or instead establish it as a grant program for qualified internships;
- (5) Clarifying that the qualified internship tax credit shall apply to taxable years beginning after December 31, 2023;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 801, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 801, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (La Chica).

SCRep. 1504 Economic Development on S.B. No. 924

The purpose of this measure is to eliminate the home mortgage interest deduction for second homes under the state income tax law.

Your Committee received testimony in support of this measure from two individuals. Your Committee received testimony in opposition to this measure from the Hawai'i Association of REALTORS and one individual. Your Committee received comments on this measure from the Department of Taxation, Department of Budget and Finance, and Tax Foundation of Hawaii.

Your Committee finds that the State is currently experiencing a housing shortage crisis. Your Committee further finds that the elimination of the home mortgage interest deduction for second homes will deter ownership of a second home and increase the opportunity for first-time home purchasers in the State.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 924, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, 2 (Kong, Pierick). Excused, 1 (La Chica).

SCRep. 1505 Judiciary & Hawaiian Affairs on S.B. No. 1286

The purpose of this measure is to provide additional means to increase the supply of housing in Hawaii by allowing the Hawaii Community Development Authority to conduct a pilot program to lease real property on one parcel in the Kakaako Community Development District for a term of ninety-nine years.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; and Hawai'i Community Development Authority. Your Committee received comments on this measure from the Office of Hawaiian Affairs.

Your Committee finds that leasehold housing units are generally more affordable than fee simple housing units. This measure is intended to make home ownership more attainable for Hawaii's residents who may be unable to afford fee simple housing.

Your Committee has amended this measure by:

- (1) Clarifying that the pilot program is for the leasing of all or any portion of the real property constituting only one redevelopment project for one project in the Kakaako Community Development District;
- (2) Clarifying that sales under the pilot program are related to the sale of the leasehold interest; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1286, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1286, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 1506 Judiciary & Hawaiian Affairs on S.B. No. 435

The purpose of this measure is to:

- (1) Order the person or firm found to be in violation of the Wages and Hours of Employees on Public Works Law to be jointly and severally liable for the penalty, with the penalty increasing for repeat violations;
- (2) Require each notice of violation to contain the names of the person and firm;
- (3) Define a "person" for purposes of violations of the Wages and Hours of Employees on Public Works Law, and related penalties and suspension; and
- (4) Require the Director of Labor and Industrial Relations to suspend the person and firm under specified conditions.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations and Hawaii Operating Engineers Industry Stabilization Fund Political Action Committee. Your Committee received testimony in opposition to this measure from the Subcontractors Association of Hawaii. Your Committee received comments on this measure from the General Contractors Association of Hawaii.

Your Committee finds that when firms violate chapter 104, Hawaii Revised Statutes, the Wages and Hours of Employees on Public Works Law, these actions not only harm the employees who perform their duties but the actions also detract from the intent of the law, which is to protect the standards of workers on state and county public works construction projects and ensure the payment of prevailing wages and overtime to laborers and mechanics working on projects. This measure would impose penalties on the person and firm for violations of the state law, thereby ensuring compliance with the law.

Your Committee has amended this measure by:

- (1) Clarifying that the Department of Labor and Industrial Relations must assess the penalties for second and subsequent violations of the Wages and Hours of Employees on Public Works Law;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider:

- (1) Clarifying that the definition of "person" applies to a sole proprietor and the principal responsible managing employee for the project being investigated and holders of the contractor's license as provided under chapter 444, Hawaii Revised Statutes; and
- (2) Deleting language that would have included subordinate managing employees for the purposes of suspension and penalties and proper notice.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 435, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 435, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1507 Judiciary & Hawaiian Affairs on S.B. No. 389

The purpose of this measure is to:

- (1) Require all places of public accommodation constructed after December 31, 2023, and state building construction projects bid after June 30, 2024, to provide one or more universal changing accommodations at each family restroom; provided that state building construction projects shall only be required to provide universal changing accommodations where feasible and cost effective;
- (2) Provide for exemptions for hardship;
- (3) Make a violation of the universal changing accommodations requirement an unlawful discriminatory practice; and
- (4) Create a private cause of action for a violation, with defined remedies.

Your Committee received testimony in support of this measure from the Hawai'i State Public Library System, State Council on Developmental Disabilities, Disability and Communication Access Board, Hawaii Disability Rights Center, Epilepsy Foundation of Hawaii, Hawai'i Family Caregiver Coalition, and five individuals. Your Committee received comments on this measure from the Hawai'i Civil Rights Commission.

Your Committee finds that this measure will improve access to public spaces, which will allow people with disabilities to more fully participate in daily activities.

Your Committee has amended this measure by:

- (1) Adding a severability clause;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 389, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 389, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1508 Judiciary & Hawaiian Affairs on S.B. No. 1391

The purpose of this measure is to authorize the Board of Land and Natural Resources to place a lien on property for noncompliance with administrative enforcement actions for encroachments upon public lands.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and Surfrider Foundation Hawai'i Region.

Your Committee finds that this measure will aid the Department of Land and Natural Resources and the counties in resolving encroaching structures that are largely unpermitted or remain under an expired permit.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1391, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1391, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 1509 Judiciary & Hawaiian Affairs on S.B. No. 1254

The purpose of this measure is to enhance the Maunaloa-Makapuu scenic byway and protect and preserve the lands of the Kaiwi Coast in perpetuity by requiring certain lands to be petitioned to be designated as the Kaiwi Coast State Park so the area can be properly protected and managed for the benefit of residents and future generations.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Friends of Hanauma Bay, Hawaii Bicycling League, Ka Iwi Coalition, Livable Hawaii Kai Hui, and two individuals.

Your Committee finds that the lands and surrounding open spaces within the Kaiwi Coast offer tremendous intrinsic value to residents and visitors and complement the adjacent scenic vistas of the Maunaloa-Makapuu scenic byway. This measure would ensure that the Kaiwi Coast lands are protected as conservation lands and preserved in perpetuity in its wild and natural state.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$1,000,000 for planning and design.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1254, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1254, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 1510 Judiciary & Hawaiian Affairs on S.B. No. 833

The purpose of this measure is to authorize the Department of Agriculture, Department of Land and Natural Resources, and Agribusiness Development Corporation to acquire the Wahiawa irrigation system, on terms negotiated and agreed upon by the Office of the Governor, and to purchase, repair, and maintain the associated spillway.

Your Committee received testimony in support of this measure from the Department of Agriculture, Agribusiness Development Corporation, North Shore Neighborhood Board No. 27, Ulupono Initiative, Hawai'i Farm Bureau, Dole Food Company Hawaii, and Land Use Research Foundation of Hawaii. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that the Wahiawa irrigation system is a complex system that serves numerous purposes that have evolved over time. Currently, the system continues to provide irrigation to farmers on a significantly reduced scale.

Your Committee has amended this measure by:

- (1) Requiring the Office of the Governor to negotiate with Sustainable Hawaii, LLC, or other appropriate owner for the State's fee simple acquisition of the Wahiawa irrigation system;
- (2) Clarifying that the appropriation for the Agribusiness Development Corporation to manage and maintain its acquired portion of the Wahiawa irrigation system also includes the requirement that the Corporation manage and maintain the spillway and dam acquired by the Department of Agriculture; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of:

- (1) \$21,000,000 for the Department of Agriculture to repair and expand the spillway associated with the Wahiawa irrigation system and to bring the spillway into compliance with all relevant dam safety requirements;
- (2) \$5,000,000 for the Department of Agriculture to acquire a fee simple interest in the spillway associated with the Wahiawa irrigation system;
- (3) \$800,000 for the Agribusiness Development Corporation to manage and maintain its acquired portion of the Wahiawa irrigation system and the spillway and dam acquired by the department of agriculture; and
- (4) \$500,000 for the Department of Land and Natural Resources to manage and maintain its acquired portion of the Wahiawa irrigation system and for the establishment of four full-time equivalent (4.0 FTE) positions to effectuate these purposes.

Your Committee also respectfully requests your Committee on Finance, should it deliberate on this measure, to consider whether this measure is an appropriate use of public funds.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 833, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 833, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 1511 Judiciary & Hawaiian Affairs on S.B. No. 211

The purpose of this measure is to ensure that employment, work, and pay eligibility for the purpose of calculating retirement benefits include retroactive reinstatement, retroactive rescission of suspension, retroactive pay differentials, and back pay that are restored to an employee as part of an administrative, arbitral, or judicial proceeding, subject to certification by the Employees' Retirement System.

Your Committee received testimony in support of this measure from the Department of Human Resources of the City and County of Honolulu; Hawaii Fire Fighters' Association; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawaii State Teachers Association; State of Hawaii Organization of Police Officers; University of Hawaii Professional Assembly; and United Public Workers. Your Committee received comments on this measure from the Employees' Retirement System.

Your Committee finds that this measure will codify and authorize the long-standing past practice of the Employees' Retirement System of crediting awards and settlement agreements for service credits and benefits determination purposes.

Your Committee has amended this measure by:

- (1) Amending how retroactive reinstatement, retroactive rescission of suspension, and retroactive payments provided to an employee pursuant the final resolution of claims are considered service, compensation, or both for purposes of calculating retirement benefits;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 211, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 211, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1512 Judiciary & Hawaiian Affairs on S.B. No. 786

The purpose of this measure is to require government entities to seek reimbursement for all or a portion of search or rescue expenses for persons who require rescue after leaving a hiking trail to enter an area closed to the public or hiking on a trail closed to the public, with a sign giving notice of the closure.

Your Committee received testimony in support of this measure from the Department of Law Enforcement; Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO; and three individuals. Your Committee received testimony in opposition to this measure from the Honolulu Police Department and one individual. Your Committee received comments on this measure from the Department of Labor and Industrial Relations, State Fire Council, Maui Fire Department, and Honolulu Fire Department.

Your Committee finds that searching for and rescuing hikers who enter property or trails closed to the public is a costly and dangerous undertaking for governmental entities. Your Committee believes that these governmental entities should be reimbursed for at least half the cost of the search and rescue expenses.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee strongly urges the Department of Law Enforcement, State Fire Council, and Hawaii Firefighters Association to work collaboratively to develop a plan to address this issue and report back to the Legislature prior to the convening of the Regular Session of 2024.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 786, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 786, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1513 Judiciary & Hawaiian Affairs on S.B. No. 384

The purpose of this measure is to:

- (1) Authorize the counties to adopt ordinances for the enforcement of design and construction requirements for parking spaces for persons with disabilities required under the Americans with Disabilities Act of 1990 and any state laws or administrative rules; and
- (2) Authorize officials appointed by the counties to enter the property of a place of public accommodation to enforce violations of county ordinances.

Your Committee received testimony in support of this measure from the State Council on Developmental Disabilities, Disability and Communication Access Board, Hawaii Disability Rights Center, and two individuals.

Your Committee finds that although state law imposes a statutory penalty on private entities who fail to comply with state or federal regulations regarding the provision of parking spaces reserved for persons with disabilities, the law does not designate a government authority to impose or collect a penalty for noncompliance.

Your Committee has amended this measure by:

- (1) Deleting references to the Americans with Disabilities Act of 1990; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 384, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 384, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, none.

SCRep. 1514 Judiciary & Hawaiian Affairs on S.B. No. 445

The purpose of this measure is to:

- (1) Increase civil penalties for the violation of various pollution provisions; and
- (2) Establish and appropriate funds for one full-time equivalent (1.0 FTE) permanent environmental health specialist position within the Clean Water Branch of the Department of Health.

Your Committee received testimony in support of this measure from the Department of Health.

Your Committee finds that the increased penalties established in this measure would deter pollution violations and remove any economic benefit gained by violating the law.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 445, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 1515 Judiciary & Hawaiian Affairs on S.B. No. 1040

The purpose of this measure is to:

- (1) Establish under the Department of Hawaiian Home Lands a Native Hawaiian Supportive Housing Pilot Program on the Leeward Coast of Oahu to provide housing and services to native Hawaiian beneficiaries, who are homeless, or threatened with homelessness, and on the Department of Hawaiian Home Lands waiting list; and
- (2) Appropriate funds to support the establishment of a Native Hawaiian Supportive Housing Pilot Program on the Leeward Coast of Oahu.

Your Committee received testimony in support of this measure from the State Council on Mental Health, Malama Makua, Environmental Caucus of the Democratic Party of Hawai'i, Opportunity Youth Action Hawai'i, and five individuals. Your Committee received comments on this measure from the Department of Hawaiian Home Lands.

Your Committee finds that the Hawaiian Homes Commission Act, 1920, as amended, was enacted nearly one hundred years ago to provide for the rehabilitation of the native Hawaiian people through a government-sponsored homesteading program. Yet, Native Hawaiians remain disproportionately affected by the State's housing crisis and homelessness. This measure would prioritize housing for native Hawaiian beneficiaries who are homeless, or threatened with homelessness, on the Leeward coast of Oahu.

Your Committee has amended this measure by:

- (1) Deleting the unspecified number of individual or shared micro housing units the Department of Hawaiian Home Lands may construct;
- (2) Clarifying that the Department of Hawaiian Home Lands, rather than communities, may allow for off-the-grid technologies that can provide water, electricity, and process sewage without existing infrastructure; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1040, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1040, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Holt, Mizuno).

SCRep. 1516 Judiciary & Hawaiian Affairs on S.B. No. 784

The purpose of this measure is to establish and appropriate funds for a two-year Airline Subsidy Pilot Program at Molokai airport to assist airlines in offsetting the costs of operation.

Your Committee received testimony in support of this measure from the Department of Transportation. Your Committee received testimony in opposition to this measure from the Department of the Attorney General.

Your Committee finds that for the past two years, Molokai residents have had to rely upon one passenger airline for air travel out of Molokai airport. Although the airline has been accommodating Molokai passengers to some extent, the cost of plane tickets remains high. This measure is intended to offset the cost of passenger tickets while encouraging more airlines to operate at Molokai airport.

Your Committee has amended this measure by:

- (1) Establishing standards for the Airline Subsidy Pilot Program; and
- (2) Requiring the Pilot Program to cease to exist on July 1, 2025.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 784, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 784, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Holt, Mizuno).

SCRep. 1517 Judiciary & Hawaiian Affairs on S.B. No. 763

The purpose of this measure is to temporarily exempt Hawaii Housing Finance and Development Corporation affordable housing projects from certain state and county fees and exactions when the units of the housing project are exclusively made available to certain qualified residents.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation and Building Industry Association of Hawaii.

Your Committee finds that this measure would reduce development costs and encourage the production of more affordable housing units for Hawaii residents.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 763, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 763, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Holt, Mizuno).

SCRep. 1518 Judiciary & Hawaiian Affairs on S.B. No. 1418

The purpose of this measure is to protect the health and improve the quality of life of residents who must coexist closely in the State's urban areas by:

- (1) Establishing that a person's conduct that produces, or causes to be produced, noise exceeding a certain level during the hours between 9:00 p.m. and 6:00 a.m. in any area zoned as residential or mixed-use residential, as unreasonable noise that constitutes the offense of disorderly conduct; and

(2) Appropriating funds for enforcement.

Your Committee received testimony in support of this measure from the Department of Health, Citizens Against Noise, and numerous individuals. Your Committee received testimony in opposition to this measure from the Department of the Prosecuting Attorney of the City and County of Honolulu, Honolulu Police Department, and one individual.

Your Committee finds that noise control is a serious issue for residents and businesses that must coexist closely in the State's urban areas. Although the quality of life for residents can be enhanced through improved monitoring and enforcement of applicable noise regulations, enforcement of noise control rules has been challenging for various reasons. This measure enhances the Department of Health's enforcement efforts for community noise control rules and protects the public from excessive noise.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that the Department of Health's testimony indicated that the one full-time equivalent (1.0 FTE) position should be an Environmental Health Specialist IV position with a cost of approximately \$75,000-\$104,000, including fringe benefits; purchasing the sound level meters would cost approximately \$43,350, with annual calibration costs of \$595 per sound level meter and calibrator; and implementing a training program for law enforcement officers would cost approximately \$150,000 for fiscal year 2023-2024 and \$110,000 for fiscal year 2024-2025, and every year thereafter if deemed appropriate.

Your Committee additionally notes that the police departments may not be able to implement this measure because of the challenges of measuring decibel levels in the field at the time when there is a potential violation that is occurring.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1418, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1418, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Kong). Noes, 1 (Ganaden). Excused, 2 (Holt, Mizuno).

SCRep. 1519 Transportation/Energy & Environmental Protection on S.B. No. 1024

The purpose of this measure is to:

- (1) Establish long-term goals for zero-emission transportation in Hawaii and abroad to reduce and eliminate transportation emissions;
- (2) Establish the Clean Ground Transportation Working Group and Clean Interisland and Transpacific Transportation Working Group; and
- (3) Require annual reports to the Hawai'i Climate Change Mitigation and Adaptation Commission and the Legislature.

Your Committees received testimony in support of this measure from the Department of Transportation, Hawai'i Climate Change Mitigation and Adaptation Commission, Office of Planning and Sustainable Development, Hawai'i State Energy Office, Blue Planet Foundation, Climate Protectors Hawai'i, Big Island Electric Vehicle Association, Ulupono Initiative, Hawaii Electric Vehicle Association, Aero X Ventures, Hawaiian Airlines, Oahu Metropolitan Planning Organization, Elemental Excelerator, Alliance for Automotive Innovation, Kauai Climate Action Coalition, Hawaiian Electric, and fourteen individuals. Your Committees received testimony in opposition to this measure from one individual.

Your Committees find that greenhouse gas emissions from transportation account for the largest share of energy sector greenhouse gas emissions in the State. Your Committees further find that this measure establishes working groups to develop plans and recommendations to achieve clean energy goals and establishes long-term goals for zero-emissions transportation in the State.

Your Committees have amended this measure by:

- (1) Deleting references to transpacific transportation;
- (2) Moving the establishment of Hawaii clean transportation initiative to section 225P-7, Hawaii Revised Statutes;
- (3) Clarifying that for the Clean Ground Transportation Working Group, the Chairpersons of the Senate and House of Representatives standing committees having primary jurisdiction over transportation may name a designee to serve in their place;
- (4) Requiring the working groups to consider:
 - (A) Reducing vehicle miles travelled and demand management; and
 - (B) Equity concerns, including economic and accessibility impacts to low-income communities;
- (5) Amending the number of transportation hubs that the Clean Interisland and Transpacific Transportation Working Group must identify and clarifying that the working group identify at least one transportation hub on each island;
- (6) Establish both working groups in session law rather than in statute;
- (7) Amending the reporting requirements to require interim reports to the Hawaii Climate Change Mitigation and Adaptation Commission prior to the 2024, 2025, and 2026 Regular Sessions and a final report to the Legislature prior to the 2027 session;
- (8) Terminating the working groups on January 1, 2027;
- (9) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (10) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Transportation and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1024, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1024, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Transportation: Ayes, 9. Noes, none. Excused, none.

Energy & Environmental Protection: Ayes, 7. Noes, none. Excused, none.

SCRep. 1520 Transportation/Energy & Environmental Protection on S.B. No. 965

The purpose of this measure is to establish:

- (1) A green infrastructure objectives and policies for transportation systems, infrastructure, and projects; and
- (2) The Green Transportation Infrastructure Task Force to examine, evaluate, and develop policies for the design, implementation, and maintenance of green transportation infrastructure.

Your Committees received testimony in support of this measure from the Department of Transportation; Department of Land and Natural Resources; Office of Planning and Sustainable Development; Hawai'i Climate Change Mitigation and Adaptation Commission; University of Hawai'i System; Outdoor Circle; Maui Metropolitan Planning Organization; International Union of Painters and Allied Trades, District Council 50; Environmental Caucus of The Democratic Party of Hawai'i; Kauai Climate Action Coalition; Hawai'i Reef and Ocean Coalition; Climate Protectors Hawai'i; Trees for Honolulu's Future; Painting Industry of Hawaii Labor Management Cooperation Trust Fund; Hawaii Tapers Market Recovery Trust Fund; Hawaii Glaziers, Architectural Metal Glassworkers Local Union 1889 AFL-CIO Stabilization Trust Fund; Carpet, Linoleum and Soft Tile Local Union 1926 Market Recovery Trust Fund; and seven individuals. Your Committee received testimony in opposition to this measure from two individuals.

Your Committees find that the companion to this measure, H.B. No. 1278, H.D. 1 (Regular Session of 2023), a substantially similar measure, was previously passed by the House.

Your Committees have amended this measure by:

- (1) Deleting its contents and inserting the contents of H.B. No. 1278, H.D. 1, which:
 - (A) Further clarifying that the standards for tree care may include best practice standards appropriate for Hawaii;
 - (B) Removing the authority of the Director of Transportation to grant exemptions for certain projects in instances in which safety is a concern or is deemed necessary;
 - (C) Moving the definition of "green infrastructure" to section 264-141, Hawaii Revised Statutes, for clarity and consistency; and
 - (D) Adding a representative from the Office of Hawaiian Affairs on the Green Transportation Infrastructure Task Force; and
- (2) Condensing the preamble for purposes of clarity and consistency; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Transportation and Energy & Environmental Protection that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 965, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 965, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Transportation: Ayes, 9. Noes, none. Excused, none.

Energy & Environmental Protection: Ayes, 7. Noes, none. Excused, none.

SCRep. 1521 Transportation/Labor & Government Operations on S.B. No. 968

The purpose of this measure is to require:

- (1) The Department of Accounting and General Services to enable parking stall sharing among public employees, ensure new parking stalls for public employees can accommodate electric vehicle charging stations, and provide bicycle storage lockers at facilities where parking is made available to public employees; and
- (2) All new public housing developments to have bicycle storage lockers and parking stalls that can accommodate electric vehicle charging stations.

Your Committees received testimony in support of this measure from the Department of Transportation, Chamber of Sustainable Commerce, Hawai'i Climate Change Mitigation & Adaptation Commission, 350Hawaii.org, Big Island Electric Vehicle Association, Ulupono Initiative, Hawaii Electric Vehicle Association, Hawaii Bicycling League, Climate Protectors Hawai'i, Kauai Climate Action Coalition, and numerous individuals. Your Committees received comments on this measure from the Department of Accounting and General Services and Hawai'i State Energy Office.

Your Committees find that as the use of electric vehicles increases in the State, there may be a need for increased infrastructure for charging these electric vehicles at state employee parking facilities, as many of these facilities currently do not have the capacity. Your Committees further find that more information is needed to determine the actual demand for electric vehicle charging stations, as well as the feasibility and costs of installing electric vehicle charging stations at state employee parking facilities.

Your Committees have amended this measure by:

- (1) Removing the requirement that:
 - (A) The Department of Accounting and General Services ensure new parking stalls for public employees can accommodate electric vehicle charging stations and provide bicycle storage lockers at facilities where parking is made available to public employees; and
 - (B) All new public housing developments to have bicycle storage lockers and parking stalls that can accommodate electric vehicle charging stations;
- (2) Requiring the Department of Accounting and General Services to conduct a study to determine the demand for, and feasibility and costs of, installing electric vehicle charging stations at newly constructed state employee and public parking facilities and retrofitting existing state employee and public parking facilities to accommodate electric vehicle charging stations;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Transportation and Labor & Government Operations that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 968, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 968, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Transportation: Ayes, 9. Noes, none. Excused, none.

Labor & Government Operations: Ayes, 4. Noes, none. Excused, 3 (Sayama, Tam, Alcos).

SCRep. 1522 Transportation on S.B. No. 824

The purpose of this measure is to require that the securing of mooring lines from vessels requiring tug assistance be performed by a stevedoring company that is registered to do business in the State and authorized to secure mooring lines.

Your Committee received testimony in support of this measure from the International Longshore & Warehouse Union Local 142; International Longshore & Warehouse Union Local 100; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawai'i State AFL-CIO; and numerous individuals. Your Committee received testimony in opposition to this measure from Island Plastic Bags, Inc.; Island Energy Services, LLC; and Par Hawaii. Your Committee received comments on this measure from the Public Utilities Commission, Young Brothers, Hawaiian Cement, General Contractors Association of Hawaii, Hawaii Gas, and American Marine Corporation.

Your Committee finds that there is no existing requirement for out-of-state companies to utilize trained longshore linespersons to secure vessels to the commercial docks, wharves, piers, quays, bulkheads, and landings in the State. Your Committee further finds that this measure will ensure the safe securing of mooring lines from vessels requiring tug assistance to the various marine vessel landings in the State.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

Your Committee notes the comments of the Public Utilities Commission that this measure could force regulated water carriers, as defined under section 271G-5, Hawaii Revised Statutes, to also retain additional services via a separate union labor contract above and beyond its current union labor contract. This could result in increased costs for that water carrier which could then ultimately be passed on to ratepayers or customers. Therefore, your Committee requests that your Committee on Consumer Protection & Commerce, should it choose to deliberate on this measure, consider amending this measure to exempt regulated water carriers.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 824, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 824, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Onishi). Noes, 1 (Marten). Excused, none.

SCRep. 1523 Health & Homelessness on S.B. No. 318

The purpose of this measure is to:

- (1) Require the Department of Health to establish and administer a five-year pilot program to implement a co-management system of care for the diagnosis and treatment of individuals with fetal alcohol spectrum disorders; and
- (2) Appropriate funds for the establishment and administration of the pilot program.

Your Committee received testimony in support of this measure from the Department of Health, State Council on Developmental Disabilities, Disability and Communication Access Board, Hawaii Substance Abuse Coalition, Hawaii Fetal Alcohol Spectrum Disorders Action Group, Hawaii Disability Rights Center, and ten individuals.

Your Committee finds that of the nearly seventeen thousand babies born annually in the State, as many as eight hundred forty are estimated to have fetal alcohol spectrum disorders. Your Committee further finds that even using best practices, few children in the State are diagnosed with fetal alcohol spectrum disorders, or are misdiagnosed with other developmental disorders, resulting in delays in appropriate treatment. This measure is intended to improve outcomes for individuals with fetal alcohol spectrum disorders and promote health equity by establishing a pilot program for a multidisciplinary co-management system of care for individuals with fetal alcohol spectrum disorders.

Your Committee has amended this measure by:

- (1) Changing the length of the pilot program from five years to three years;
- (2) Clarifying that the pilot program has a primary and secondary prevention component and tertiary prevention component that implements a co-management system of care for persons with a fetal alcohol spectrum disorder;
- (3) Specifying that the appropriation for the establishment and administration of the pilot program shall not lapse at the end of the fiscal biennium but shall lapse on June 30, 2026;
- (4) Inserting an appropriation of an unspecified amount for the establishment of an annual public awareness campaign on preventing fetal alcohol spectrum disorder;
- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$35,000 for an annual public awareness campaign on preventing fetal alcohol spectrum disorder.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 318, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 318, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1524 Health & Homelessness on S.B. No. 944

The purpose of this measure is to establish a task force to recommend amendments to update existing parentage laws.

Your Committee received testimony in support of this measure from the Stonewall Caucus of the Democratic Party of Hawai'i, Hawaii Women Lawyers, Rainbow Family 808, and nine individuals. Your Committee received testimony in opposition to this measure from Moms for Liberty Honolulu County and numerous individuals. Your Committee received comments on this measure from the Judiciary and four individuals.

Your Committee finds that since the original enactment of the Uniform Parentage Act of 1973, there have been significant changes in society, law, and medical technology. Your Committee further finds that House Bill No. 1096, Regular Session of 2021 (H.B. No. 1096), was originally introduced to address issues of inequitable parentage for LGBTQ+ parents by replacing the word "paternity" with "parentage" in section 584-3.5, Hawaii Revised Statutes. The

intent of H.B. 1096 was to allow for the expedited establishment of parentage for all unwed parents of any gender identity. However, based upon concerns raised by the Department of the Attorney General and Department of Health that replacing the legal concept of "paternity" with "parentage" may have unintended consequences, particularly with respect to public assistance programs, the Legislature ultimately amended and passed H.B. 1096 as Act 201, Session Laws of Hawaii 2021 (Act 201), which required the Department of Health to convene a task force to address inequitable parentage rights for LGBTQ+ parents.

In its report, the task force noted that the original language of H.B. 1096 would only benefit couples with a partner capable of gestating and delivering a child, excluding a number of family groups. Recognizing this limitation, the task force briefly discussed expanding the scope of the task force to include surrogacy issues. However, because of time constraints, the task force was unable to adequately address these and other issues.

Based on the task force's findings, your Committee finds that reconvening the task force to address parentage issues for adopted children and children born via surrogacy or through the use of other assistive reproductive technology will ensure that any updates to the State's parentage laws will benefit as many families as possible.

Accordingly, your Committee has amended this measure by:

- (1) Requiring the Department of the Attorney General, rather than the Department of Health, to convene the task force;
- (2) Amending the composition of the task force;
- (3) Requiring the task force to submit an interim report to the Legislature no later than twenty days prior to the Regular Session of 2024;
- (4) Changing the effective date to July 1, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 944, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 944, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, 1 (Garcia). Excused, none.

SCRep. 1525 Health & Homelessness on S.B. No. 1016

The purpose of this measure is to:

- (1) Amend the definition of "private entity" for the purposes of a public-private partnership for the delivery of health care services at Maui Regional System facilities to include licensed community hospitals or licensed hospitals serving a rural population; and
- (2) Beginning January 1, 2024, require the Chief Executive Officer of the Hawaii Health Systems Corporation to provide written comments to the Governor before the State enters into a new agreement with a private entity or modifies or terminates an existing agreement to transfer the right to manage, operate, or otherwise provide health care services at one or more facilities in the Maui Regional System.

Your Committee received comments on this measure from the Hawaii Health Systems Corporation.

Your Committee finds that expanding the types of entities who may enter into a public-private partnership with the State for the provision of medical services in the Maui Regional System will ensure the continued provision of public health services on all three islands in Maui County.

Your Committee notes that the first ten-year extension of the current public-private partnership for the Maui Regional System will occur on or about 2047, with the second ten-year extension in 2057. Your Committee further notes that the partnership involves a major hospital system and affects all three islands in Maui county.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1016, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1016, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1526 Health & Homelessness on S.B. No. 1381

The purpose of this measure is to repeal section 328-106, Hawaii Revised Statutes, which requires the Department of Health to regulate business practices between private entities engaged in the selling, billing, and reimbursement of pharmaceuticals.

Your Committee received testimony in support of this measure from the Department of Health.

Your Committee finds that under existing law, the Department of Health is required to oversee an appeals process for pharmacies that dispense prescription medications pursuant to a contract with a health plan based on the "maximum allowable charge" payment model. This regulatory oversight, intended as a price control function, is outside of the Department of Health's expertise and offers no realistic or substantive relief to the State's pharmacies from the volatile price fluctuations of the prescription drug market. Your Committee further finds that regulation of the insurance industry's process for reimbursement to pharmacies of prescription drug costs, and of the contractual relationship between pharmacy benefit managers and pharmacies, is likely more effectively achieved by other means.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1381, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1381, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1527 Consumer Protection & Commerce on S.B. No. 674

The purpose of this measure is to adopt the Interstate Medical Licensure Compact.

Your Committee received testimony in support of this measure from the Hawaii Medical Board, The Queen's Health System, AlohaCare, Hawaii Primary Care Association, Hawai'i Psychiatric Medical Association, Hawai'i Pacific Health, Healthcare Association of Hawaii, Hawaii Medical Service Association, Hawaii Association of Health Plans, Hawaii Medical Association, and one individual. Your Committee received comments on this measure from the Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs, Grassroot Institute of Hawaii, and Hawaii Association for Justice.

Your Committee finds that the Interstate Medical Licensure Compact is a pathway for expedited medical licensure that will expand access to care, streamline the licensing process for physicians, and facilitate multi-state practice and telemedicine. Your Committee further finds that the Interstate Medical Licensure Compact has been adopted by thirty-seven states, the District of Columbia, and Guam. This measure will add Hawaii to the list of jurisdictions that are parties to the compact and allow for the portability of a medical license across jurisdictions.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 674, S.D. 1, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 1528 Consumer Protection & Commerce on S.B. No. 696

The purpose of this measure is to:

- (1) Authorize the wages of other employees in comparable employment to be considered when computing the average weekly wages of an injured public board member, reserve police officer, police chaplain, reserve public safety law enforcement officer, sheriffs' chaplain, volunteer firefighter, volunteer boating enforcement officer, or volunteer conservation and resources enforcement officer; and
- (2) Clarify the computation of average weekly wages of an injured volunteer firefighter for workers' compensation benefits purposes.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations.

Your Committee finds that under existing law, for various volunteer positions, including volunteer firefighters, volunteer boating enforcement officers, and reserve police officers, the Department of Labor and Industrial Relations is prohibited from considering the wages of other employees in comparable employment when computing the average weekly wages. This results in those positions not being afforded all the benefits available to similar non-volunteer positions. This measure corrects that discrepancy in treatment, thereby ensuring those who volunteer are fairly compensated for their work.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 696, S.D. 1, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Hashem, Gates, Tam).

SCRep. 1529 Consumer Protection & Commerce on S.B. No. 599

The purpose of this measure is to:

- (1) Authorize physician assistants to issue orders for respiratory therapy and plans of care; and
- (2) Expand the types of health care providers under whom respiratory therapists may practice respiratory care to include physician assistants and advance practice registered nurses.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs, Board of Nursing, Hawaii Medical Board, Hawai'i State Center for Nursing, Kaiser Permanente Hawai'i, Hawai'i Academy of Physician Assistants, Hawaii Society for Respiratory Care, Hawai'i Pacific Health, Hawai'i Association of Professional Nurses, and Hawai'i Public Health Association.

Your Committee finds that respiratory therapy is the health care discipline specializing in the promotion of optimum cardiopulmonary function, health, and wellness. Your Committee further finds that respiratory therapists in the State must practice under the direction of a licensed physician. This requirement, in conjunction with the health care provider shortage in the State, has severely limited the ability for residents to access respiratory therapy, especially in rural and underserved areas. This measure reduces barriers to respiratory care by authorizing respiratory therapists to practice under the order and direction of health care providers other than physicians.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 599, S.D. 1, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 1530 Consumer Protection & Commerce on S.B. No. 459

The purpose of this measure is to appropriate funds out of the Hydrogen Fueling System Subaccount within the Public Utilities Commission Special Fund for the Zero-Emission Vehicle Fueling System Rebate Program.

Your Committee received testimony in support of this measure from the Public Utilities Commission, Servco Pacific Inc., and Alliance for Automotive Innovation.

Your Committee finds that zero-emission vehicles play an integral role in Hawaii's clean energy future. To promote the adoption of zero-emission vehicles, Act 241, Session Laws of Hawaii 2022, established the Zero-Emission Vehicle Fueling System Rebate Program that distributes rebates for the installation of hydrogen fueling systems. This measure provides the necessary funds to facilitate that rebate program.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 459, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11; Ayes with Reservations (Amato). Noes, none. Excused, none.

SCRep. 1531 Consumer Protection & Commerce on S.B. No. 426

The purpose of this measure is to implement the recommendation of the Cesspool Conversion Working Group to accelerate the dates for required upgrades, conversions, or connections of priority level 1 cesspools and priority level 2 cesspools by requiring:

- (1) Priority level 1 cesspools to be upgraded, converted, or connected before January 1, 2030, with certain exceptions; and
- (2) Priority level 2 cesspools to be upgraded, converted, or connected before January 1, 2035.

Your Committee received testimony in support of this measure from the Department of Health; Department of Land and Natural Resources; Hawaii Green Infrastructure Authority; University of Hawai'i Water Resources Research Center; University of Hawai'i Sea Grant College Program; Friends of Hanauma Bay; Hawai'i Reef and Ocean Coalition; Environmental Caucus of the Democratic Party of Hawai'i; Coral Reef Alliance; Ulupono Initiative; WAI: Wastewater Alternatives & Innovations; Surfrider Foundation, Hawai'i Region; and five individuals. Your Committee received testimony in opposition to this measure from the Waianae Coast Neighborhood Board No. 24 and seven individuals. Your Committee received comments on this measure from the Office of Hawaiian Affairs, Hawai'i Association of REALTORS, and two individuals.

Your Committee finds that cesspools are a major source of pollution to Hawaii's waters. Cesspools discharge untreated sewage, which may reach the groundwater and flow into drinking water sources, streams, and the ocean. Since a significant portion of drinking water in the State comes from groundwater sources, these discharges pose a serious risk of harm to public health and the environment.

Your Committee further finds that the Legislature, through Act 125, Session Laws of Hawaii 2017, mandated the upgrade or conversion of all cesspools in the State to certain wastewater management systems or connection to a sewerage system by 2050. The Cesspool Conversion Working Group, established by Act 132, Session Laws of Hawaii 2018, then recommended an accelerated conversion for those cesspools that pose greater environmental risk. However, your Committee is concerned that the accelerated timelines for required upgrades, conversions, or connections may place substantial financial burdens on residents of the State, especially residents on fixed or limited income.

Accordingly, your Committee has amended this measure by:

- (1) Delaying the deadlines to January 1, 2035, for priority level 1 cesspools, with certain exceptions, and January 1, 2040, for priority level 2 cesspools;
- (2) Specifying that no penalty or other assessment for any violation of these accelerated deadlines shall constitute a lien on the real property and no seizure of real property shall be authorized for any violation; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests that your Committee on Finance, should it deliberate on this measure, to examine the financial implications of this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 426, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 426, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10; Ayes with Reservations (Amato). Noes, 1 (Pierick). Excused, none.

SCRep. 1532 Consumer Protection & Commerce on S.B. No. 504

The purpose of this measure is to, beginning December 31, 2026, prohibit the manufacture, sale, offer for sale, distribution for sale, and distribution for use of any food packaging, food service ware, cosmetic, or personal care product that contains perfluoroalkyl and polyfluoroalkyl substances, with certain exceptions.

Your Committee received testimony in support of this measure from the Department of Health, Honolulu Board of Water Supply, Makakilo/Kapolei/Honokai Hale Neighborhood Board No. 34, Hawai'i Reef and Ocean Coalition, Kauai Climate Action Coalition, Sierra Club of Hawai'i, Environmental Caucus of the Democratic Party of Hawai'i, Friends of Hanauma Bay, Wild Kids, Iron Workers Stabilization Fund, and seven individuals. Your Committee received testimony in opposition to this measure from the Retail Merchants of Hawaii, American Chemistry Council, Personal Care Products Council, Consumer Brands Association, Hawaii Food Manufacturers Association, and one individual. Your Committee received comments on this measure from the Chamber of Commerce Hawaii and Maui Chamber of Commerce.

Your Committee finds that Act 152, Session Laws of Hawaii 2022, prohibits, beginning July 1, 2024, the manufacture, sale, and distribution of food packaging and class B firefighting foam containing intentionally introduced perfluoroalkyl and polyfluoroalkyl substances, also known as PFAS or forever chemicals. However, in light of the November 2022 spill of approximately one thousand three hundred gallons of firefighting foam containing PFAS at the Red Hill Bulk Fuel Storage Facility, your Committee believes that further action is needed to prevent future releases of these substances into the environment and drinking water sources. This measure will further protect residents against toxic chemicals by expanding the range of PFAS-containing consumer products subject to the prohibition.

Your Committee has amended this measure by:

- (1) Clarifying that the prohibition applies to products that contain intentionally added PFAS;
- (2) Changing the effective date to December 31, 2026; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 504, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 504, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10; Ayes with Reservations (Onishi). Noes, 1 (Pierick). Excused, none.

SCRep. 1533 Consumer Protection & Commerce on S.B. No. 1027

The purpose of this measure is to replace the existing Mixed Martial Arts Program with a new regulatory framework under the authority a Combat Sports Commission of Hawaii.

Your Committee received testimony in support of this measure from one member of the City Council of the City and County of Honolulu and four individuals. Your Committee received testimony in opposition to this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that mixed martial arts allow for the use of striking and grappling techniques; standing and on-the-ground combat; and blend boxing, wrestling, Brazilian jiu-jitsu, Muay Thai, kickboxing, karate, judo, and other combat styles. Your Committee further finds that a regulatory commission specializing in combat sports may further promote the State's ability to attract major combat sports events.

Your Committee has amended this measure by:

- (1) Specifying that the Combat Sports Commission of Hawaii is to be placed within the Department of Commerce and Consumer Affairs for administrative purposes;
- (2) Requiring that members of the Combat Sports Commission of Hawaii have experience in combat sports contests as a contestant or in the promotion or administration of such contests;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1027, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1027, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 11; Ayes with Reservations (Pierick). Noes, none. Excused, none.

SCRep. 1534 Consumer Protection & Commerce on S.B. No. 764

The purpose of this measure is to:

- (1) Increase the allowable amount a bank may invest, in aggregate, in limited partnerships, limited liability partnerships, limited liability companies, and corporations formed to invest in affordable housing properties to fifteen percent of the bank's capital and surplus;
- (2) Require approval from the Commissioner of Financial Institutions for the bank to invest up to twenty percent of its capital and surplus; and
- (3) Cap the allowable aggregate amount invested at twenty percent.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs; Holomua Collaborative; Central Pacific Bank; Hunt Development Group, LLC; Hunt Capital Partners, LLC; Catholic Charities Hawai'i; Hawaii Bankers Association; HPM Building Supply; Chamber of Commerce Hawaii; Hawaiian Host Group; JN Group; Title Guaranty of Hawai'i; Maui Chamber of Commerce; and Housing Hawaii's Future.

Your Committee finds that a housing crisis exists in the State. Your Committee further finds that existing law limits the amount a bank may invest in entities formed to invest in residential properties that qualify for the federal Low-Income Housing Tax Credit. This measure increases the existing statutory limit, which will encourage banks to invest more into affordable housing projects.

Your Committee has amended this measure by:

- (1) Specifying that banks may invest, in aggregate, in limited partnerships, limited liability partnerships, limited liability companies, and corporations formed to invest in affordable housing properties with the approval of the Commissioner of Financial Institutions;
- (2) Deleting language that required the Commissioner of Financial Institutions to render a decision on an application within twenty days or the application would be deemed approved;
- (3) Inserting after-the-fact notice requirements that outline when a bank may invest its own assets without prior notification to or approval by the Commissioner of Financial Institutions;
- (4) Inserting language that outlines the procedure for a bank to submit an investment proposal for consideration by the Commissioner of Financial Institutions; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 764, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 764, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 1535 Consumer Protection & Commerce on S.B. No. 729

The purpose of this measure is to:

- (1) Authorize the Real Estate Commission to approve and administer board leadership courses for board members of a condominium association;
- (2) Expand the uses of funds in the Condominium Education Trust Fund to include educational requirements for board members;
- (3) For condominium associations with more than fifty units, require board members to complete a board leadership course within one year of election to the board;
- (4) Require a board member to certify that the member has received and reviewed the association's articles of incorporation, bylaws, rules and regulations, and the provisions of the Condominium Property Act within ninety days of election to the board; and
- (5) Establish deadlines for board members who are actively serving a term of office on a board on or before July 1, 2024, to fulfill these requirements.

Your Committee received testimony in support of this measure from the Hawaii Council of Associations of Apartment Owners, Hui 'Oia'i'o, and thirteen individuals. Your Committee received testimony in opposition to this measure from the Hawai'i Real Estate Commission; Honolulu Tower AOA; Hawai'i State Association of Parliamentarians; Legislative Action Committee of the Community Associations Institute, Hawaii Chapter; and thirteen individuals. Your Committee received comments on this measure from two individuals.

Your Committee finds that members of condominium association boards of directors have significant responsibility and oversight over association affairs. Your Committee further finds that newly elected members may better perform their duties if they have pertinent knowledge of their authority and duties. However, your Committee notes that members of condominium association boards of directors are not subject to regulation and this measure may impose new regulatory controls. As such, further consideration must be given to identify possible unintended consequences.

Accordingly, your Committee has amended this measure by:

- (1) Deleting provisions that required existing and newly elected board members of condominium associations with more than fifty units to complete a board leadership course within specified time frames;
- (2) Deleting provisions that required existing and newly elected board members of condominium associations to certify the receipt and review of certain documents within specified time frames;
- (3) Deleting provisions that expanded the uses of funds in the Condominium Education Trust Fund to include educational requirements for board members;
- (4) Requiring the Auditor to conduct an analysis on probable effects of the H.D. 1 version of this measure, assess whether the enactment of the H.D. 1 version would be consistent with the policies stated in the Hawaii Regulatory Licensing Reform Act, and report to the Legislature prior to the Regular Session of 2024;
- (5) Requiring the Real Estate Commission to develop a curriculum on relevant condominium association documents, condominium laws, and leadership training to be made available to members of boards of directors of condominium associations, rather than requiring the Real Estate Commission to approve and administer board leadership courses, and submit a progress report to the Legislature; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 729, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 729, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, 1 (Pierick). Excused, none.

SCRep. 1536 Consumer Protection & Commerce on S.B. No. 693

The purpose of this measure is to mandate reimbursement for services provided by pharmacists within their scope of practice by public and private health plans in the State.

Your Committee received testimony in support of this measure from the Board of Pharmacy, University of Hawai'i at Hilo, Hawaii Primary Care Association, The Family Medicine Center, American Pharmacists Association, Hawai'i Pacific Health, AARP Hawai'i, Big Island Docs, Walgreen Co., Hawai'i Pharmacists Association, Community First Hawai'i, Hawaii Medical Association, Maika'i Health Corporation, and numerous individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Department of Human Services, The Queen's Health System, Hawaii Association of Health Plans, Hawaii Medical Service Association, and AlohaCare.

Your Committee finds that there are thirty-one areas in the State that are designated as health professional shortage areas. Your Committee further finds that there were over 2,600 pharmacists in the State who provided high level health care services during the COVID-19 pandemic. Your Committee also finds that there is a significant return on investment and long-term cost savings when pharmacists are more involved in the provision of patient care. However, your Committee finds it prudent to conduct an assessment of the social and financial impacts of mandating health insurance reimbursement for services provided by pharmacists.

Accordingly, your Committee has amended this measure by:

- (1) Deleting provisions relating to mandatory reimbursement for services provided by pharmacists within their scope of practice by public and private health plans in the State;
- (2) Requiring the Auditor to conduct an impact assessment report on the social and financial impacts of mandating reimbursement for services provided by pharmacists within their scope of practice by public and private health plans in the State and submit the report to the Legislature prior to the Regular Session of 2024;
- (3) Inserting an appropriation for an unspecified amount for the Auditor to conduct the required impact assessment report; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 693, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 693, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 1537 Consumer Protection & Commerce on S.B. No. 393

The purpose of this measure is to establish, until June 30, 2025, the Pre-Litigation Mediation Pilot Program and Emergency Rent Relief Program.

Your Committee received testimony in support of this measure from the Legal Aid Society of Hawai'i; Catholic Charities Hawai'i; Mediation Center of the Pacific, Inc.; Ku'ikahi Mediation Center; Family Promise of Hawai'i; and Hawai'i Appleseed Center for Law & Economic Justice. Your Committee received comments on this measure from the Department of Human Services and Hawai'i Association of REALTORS.

Your Committee finds that the economic downturn as a result of the COVID-19 pandemic threatened the housing status of many tenants who became unable to afford rent. Your Committee further finds that Act 57, Session Laws of Hawaii 2021 (Act 57), through the combination of a robust pre-litigation mediation process with rental relief, effectively stymied the predicted wave of evictions and achieved better outcomes for local families struggling to make ends meet. Because of Act 57's intervention, eighty-five percent of cases mediated settled without litigation and, within the First Circuit, eighty-five percent of settlements resulted in tenants remaining in the dwelling. This measure continues the most effective provisions of Act 57 to stabilize the housing status of tenants and provides funds for an Emergency Rent Relief Program, which will help families who are again struggling to pay rent now that the federal pandemic rental subsidies have ended.

Your Committee has amended this measure by:

- (1) Clarifying that mediation may take place by means of remote communication, including two-way video communication, or in person, or both;
- (2) Removing the income qualification for persons to participate in the Emergency Rent Relief Program; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 393, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 393, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, 1 (Pierick). Excused, none.

SCRep. 1538 Consumer Protection & Commerce on S.B. No. 1502

The purpose of this measure is to:

- (1) Authorize the Department of Transportation and counties to regulate the parking of shared cars at state parking lots and on highways under the jurisdiction of the counties, respectively; and
- (2) Establish mandatory minimum insurance coverage requirements for hourly peer-to-peer car-sharing programs that are separate from the mandatory minimum insurance coverage required of other peer-to-peer car-sharing programs.

Your Committee received testimony in opposition to this measure from the Office of Consumer Protection of the Department of Commerce and Consumer Affairs, Hawaii Association for Justice, and Hawaii Insurers Council. Your Committee received comments on this measure from the Insurance Division of the Department of Commerce and Consumer Affairs and Turo.

Your Committee finds that peer-to-peer car sharing allows for vehicle owners to share their vehicle with others through online platforms. Your Committee further finds that the increasing popularity of peer-to-peer car-sharing programs and the accompanying concerns over whether drivers and passengers were adequately covered by insurance prompted the Legislature to pass Act 56, Session Laws of Hawaii 2022 (Act 56). Act 56 established minimum insurance coverage requirements for shared cars made available through peer-to-peer car-sharing programs, and is set to sunset June 30, 2025. However, your Committee is concerned with the bifurcation in the treatment of different types of peer-to-peer car-sharing programs as proposed in this measure.

Accordingly, your Committee has amended this measure by:

- (1) Deleting language that established mandatory minimum insurance coverage requirements for hourly peer-to-peer car-sharing programs;
- (2) Amending the minimum insurance coverage amount for shared cars available and used through a peer-to-peer car-sharing program from \$750,000 to four times the minimum coverage amounts for other vehicles; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1502, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1502, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, none.

SCRep. 1539 Consumer Protection & Commerce on S.B. No. 781

The purpose of this measure is to:

- (1) Require government entities in the State that issue building permits to:
 - (A) Implement, by January 1, 2024, SolarAPP+ or a functionally equivalent online automated permitting platform that verifies code compliance and issues permits to licensed contractors for solar distributed energy resource systems in real time; and
 - (B) Adopt self-certification for residential and commercial on-site solar distributed energy resource systems, if the territory is served by an investor-owned electric utility; and
- (2) Exempt work with respect to residential distributed energy resource systems from the professional engineers, architects, surveyors, and landscape architects licensure law.

Your Committee received testimony in support of this measure from the Hawai'i Green Infrastructure Authority; Pacific Resource Partnership; Blue Planet Foundation; Climate Protectors Hawai'i; 350Hawaii.org; Hawaii Environmental Change Agents' Decarbonization of Buildings Task Force; Our Revolution Hawaii; Hawaii Solar Energy Association; Capture the Carbon; Climate Future Forum; Kauai Climate Action Coalition; Environmental Caucus of the Democratic Party of Hawai'i; Hawaii Unified Industries, LLC; Hawai'i Energy; Sunrun; Sierra Club of Hawai'i; Ulupono Initiative; Green Power Projects LLC; Grand Solar, Inc.; Solar Services Hawaii LLP; Hawaii Energy Connection, LLC; Alternate Energy Inc.; Sunnova; Alternate Energy Hawaii; Elemental Excelsior; Hawaii Regional Council of Carpenters; and numerous individuals. Your Committee received testimony in opposition to this measure from the American Institute of Architects Hawaii Council; International Brotherhood of Electrical Workers, Local Union No. 1186, AFL-CIO; and one individual. Your Committee received comments on this measure from the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects; Electrical Contractors Association of Hawai'i; and Associated Builders and Contractors, Hawaii Chapter.

Your Committee finds that the State's continued dependence on fossil fuels contributes to the climate crisis and subjects residents and businesses to the ever-increasing cost of fossil fuels. Your Committee further finds that the State's dependence on a centralized grid can render residents and businesses vulnerable to power outages caused by extreme weather or other events that compromise centralized energy producing facilities. This measure streamlines the permitting process for distributed solar projects, which can reduce the time, cost, and risk in realizing the benefits of greater distributed renewable energy infrastructure in the State.

Your Committee has amended this measure by:

- (1) Specifying that duly licensed electricians are among the list of licensed professionals who must notify the applicable government entity; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 781, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 781, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, 1 (Onishi). Excused, none.

SCRep. 1540 Consumer Protection & Commerce on S.B. No. 285

The purpose of this measure is to:

- (1) Establish within the Department of Health's Wastewater Branch a Cesspool Conversion Section dedicated to facilitating the conversion of cesspools within the State, including the establishment and funding of positions; and
- (2) Establish and appropriate funds for a three-year New Wastewater System Demonstration Pilot Program within the University of Hawaii's Waste Resources Research Center.

Your Committee received testimony in support of this measure from the Department of Hawaiian Home Lands; Department of Health; University of Hawai'i Water Resources Research Center; University of Hawai'i Sea Grant College Program; Hawai'i Association of REALTORS; Coral Reef Alliance; Hawai'i Reef and Ocean Coalition; Environmental Caucus of the Democratic Party of Hawai'i; Surfriider Foundation, Hawai'i Region; Ulupono Initiative; WAL: Wastewater Alternatives & Innovations; and five individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that cesspools are a major source of pollution to Hawaii's waters. Cesspools discharge untreated sewage, which may reach the groundwater and flow into drinking water sources, streams, and the ocean. Since a significant portion of drinking water in the State comes from groundwater sources, these discharges pose a serious risk of harm to public health and the environment.

Your Committee further finds that the Legislature, through Act 125, Session Laws of Hawaii 2017, mandated the upgrade or conversion of all cesspools in the State to certain wastewater management systems or connection to a sewerage system by 2050. To accomplish this mandate, further support is necessary to facilitate the transition of cesspools to approved wastewater systems or connection to municipal sewer systems. This measure establishes a dedicated unit in the Department of Health to provide this essential support.

Your Committee has amended this measure by:

- (1) Appropriating funds out of general funds, rather than the Water Pollution Control Revolving Fund, for three specific positions within the Cesspool Conversion Section; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 285, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 285, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 1541 Consumer Protection & Commerce on S.B. No. 962

The purpose of this measure is to amend the State's medical use of cannabis law and medical cannabis dispensary program law by:

- (1) Defining "waiting room" within a medical cannabis retail dispensing location and clarifying public access to the waiting room;
- (2) Amending the Medical Cannabis Dispensary Program licensing fee structure;
- (3) Adding or clarifying requirements for the Medical Cannabis Dispensary Program related to signage, types of permitted manufactured cannabis products, standards for packaging of cannabis and manufactured cannabis products, supervision of certain personnel who are onsite at a retail dispensing location or medical cannabis production center, annual reporting requirements for the Department of Health, and the continuing education and training program conducted by the Department of Health;
- (4) Establishing the Medical Cannabis Cultivation Site Registry and imposing fees;
- (5) Amending the uses of the Medical Cannabis Registry and Regulation Special Fund;
- (6) Prohibiting the cultivation, production, manufacture, possession, distribution, handling, or dispensation of medical cannabis except by specific persons or entities;
- (7) Restricting the number of qualifying patients who may use a grow site to twenty, unless an exemption is obtained from the Department of Health;
- (8) Prohibiting the use or receipt of cannabis as compensation for acting as a primary caregiver to a qualifying patient;
- (9) Establishing annual reporting requirements for the Department of Health regarding the Medical Cannabis Patient Registry Program;
- (10) Requiring the Department of Business, Economic Development, and Tourism to submit a report to the Legislature analyzing aggregated de-identified information regarding the Medical Cannabis Patient Registry Program and Medical Cannabis Dispensary Program; and
- (11) Making various housekeeping amendments.

Your Committee received testimony in support of this measure from Aloha Green Holdings Inc., Cure Oahu, and one individual. Your Committee received testimony in opposition to this measure from Care Waialua, Kauai Farm Planning, Malie Cannabis Clinic, and fifteen individuals. Your Committee received comments on this measure from the Department of Health; Department of Business, Economic Development, and Tourism; Akamai Cannabis Consulting; and one individual.

Your Committee finds that in addition to structural issues already impacting the cannabis industry nationwide, the medical cannabis market has, like many other industries, been subject to the recent impacts of inflation and labor shortage issues, both within business operations and with its vendors. Your Committee further finds there are gaps under existing law that allow controversial practices in Hawaii's medical cannabis industry. Additional oversight of sites where cannabis is cultivated for medical use by qualifying patients or their primary caregivers is needed to ensure these sites are operating as intended by the Medical Cannabis Registry Program.

This measure is intended to remove administrative barriers, increase patient access through the establishment of waiting rooms, assist medical cannabis dispensaries with streamlining operations and resources, and establish registration requirements and limitations for medical cannabis cultivation sites.

Your Committee has amended this measure by:

- (1) Deleting language amending the fee structure for medical cannabis dispensaries;
- (2) Deleting language establishing security requirements and restrictions for waiting rooms; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 962, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 962, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 11; Ayes with Reservations (Amato, Hussey-Burdick). Noes, none. Excused, none.

SCRep. 1542 Consumer Protection & Commerce on S.B. No. 1447

The purpose of this measure is to:

- (1) Repeal existing state law that:
 - (A) Preempted local ordinances or regulations from regulating the sale of cigarettes, tobacco products, and electronic smoking devices; and
 - (B) Nullified and voided existing local laws and regulations that conflicted with the state law on smoking; and
- (2) Allow the counties to regulate the sale of cigarettes, tobacco products, and electronic smoking devices, as long as the ordinances do not directly conflict with and are more stringent than the state law on smoking.

Your Committee received testimony in support of this measure from the Department of Health, Hawaii State Teachers Association, Hawai'i State Association of Counties, American Heart Association, American Cancer Society Cancer Action Network, Coalition for a Tobacco-Free Hawaii's Youth Council, Hawaii Association of Independent Schools, Hawai'i Primary Care Association, Hawaii Substance Abuse Coalition, Hawaii COPD Coalition, Papa Ola Lokahi, Coalition for a Tobacco-Free Hawai'i, Campaign for Tobacco-Free Kids, American Lung Association, Hawaii Medical Service Association, and numerous individuals. Your Committee received testimony in opposition to this measure from the Retail Merchants of Hawaii; Kimura General Store; VOLCANO Vape Shops; Consumer Choice Center; Americans for Tax Reform; Cigar Association of America, Inc.; Aloha Petroleum; Minit Stop; Par Hawaii; National Taxpayers Union; Hi Supply Smoke Shop; Hawaii Smokers' Alliance; and numerous individuals. Your Committee received comments on this measure from the Taxpayers Protection Alliance.

Your Committee finds that geographic tobacco-related disparities are a serious public health problem in the State and innovative, community-based solutions are needed. As such, local communities may have innovative solutions to address this serious public health problem. This measure returns authority to the counties to regulate the sale of cigarettes, tobacco products, and electronic smoking devices.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1447, S.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1447, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Hashem, Tam).

SCRep. 1543 Consumer Protection & Commerce on S.B. No. 1534

The purpose of this measure is to:

- (1) Create a mileage-based road usage charge to replace state motor fuel taxes for electric vehicles, to be developed by the Department of Transportation;
- (2) Eliminate the annual state vehicle registration surcharge for electric vehicles;
- (3) Allow electric vehicle owners a choice of paying a registration surcharge or a per-mile road usage charge until June 30, 2028;
- (4) Amend certain requirements for motor vehicle registration applications and certificates of inspection; and
- (5) Appropriate funds for the initial implementation of the mileage-based road usage charge.

Your Committee received testimony in support of this measure from the Department of Transportation, Hawai'i State Energy Office, Big Island Electric Vehicle Association, Ulupono Initiative, and five individuals. Your Committee received comments on this measure from the Hawai'i Automobile Dealers Association and Tax Foundation of Hawaii.

Your Committee finds that the majority of the funding for the State's maintenance and improvements to roadways derives from the fuel tax. However, because of increasing vehicle fuel efficiency and the increasing adoption of electric vehicles, fuel tax revenue has trended downward and is expected to continue to decline in the coming years. This measure provides a mechanism to require vehicles that do not contribute to the fuel tax revenues to contribute to the maintenance of the roadways in the State.

Your Committee has amended this measure by:

- (1) Placing a cap of \$50 on the state mileage-based road usage charge;
- (2) Clarifying that the funding source for the appropriation is the State Highway Fund; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$1,300,000 and an effective date of June 30, 2025, for all provisions in this measure, except for the appropriation.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1534, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1534, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Hashem, Tam).

SCRep. 1544 Education/Health & Homelessness on S.B. No. 1340

The purpose of this measure is to:

- (1) Expand the exemption from the behavior analyst licensing requirements for certain teachers working in collaboration with a licensed behavior analyst or licensed psychologist;
- (2) Repeal the exemption from the behavior analyst licensing requirements for direct support workers; and
- (3) Allow a registered behavior technician who is under the direction of a licensed psychologist to implement applied behavior analysis services.

Your Committees received testimony in support of this measure from the Department of Education, Developmental Disabilities Division of the Department of Health, Hawaii State Council on Developmental Disabilities, Special Education Advisory Council, and Hawaii State Teachers Association. Your Committees received testimony in opposition to this measure from one individual. Your Committees received comments on this measure from the Hawai'i Association for Behavior Analysis.

Your Committees find that the Department of Education is experiencing difficulty attracting and retaining qualified licensed behavior analysts for public schools, leading to students not obtaining adequate support in their education. Your Committees further find that a large portion of the services provided by licensed behavior analysts must be contracted through a statewide contract at a high cost. Your Committees believe that the Department of Education requires additional options to utilize qualified and competent personnel that may be able to implement applied behavior analysis services, in direct collaboration with a licensed behavior analyst or licensed psychologist, to be able to continue providing adequate support to public school students.

Your Committees have amended this measure by:

- (1) Permanently exempting individuals who implement applied behavior analysis services to participants in the federal Medicaid Home and Community-based Service Waiver Program;
- (2) Requiring the Department of Education to report to the Legislature by February 1, 2024, on the status of implementing Medicaid reimbursements for applied behavior analysis services;
- (3) Providing that the expansion of the exemption from the behavior analyst licensing requirements for certain teachers working in collaboration with a licensed behavior analyst or licensed psychologist; repeal of the exemption from the behavior analyst licensing requirements for direct support workers; and authorization of registered behavior technicians who are under the direction of a licensed psychologist to implement applied behavior analysis services shall take effect on August 1, 2024;
- (4) Changing the effective date to June 30, 3000; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Education and Health & Homelessness that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1340, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1340, S.D. 2, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Education: Ayes, 9. Noes, none. Excused, 2 (Kapela, Quinlan).

Health & Homelessness: Ayes, 6. Noes, none. Excused, 2 (Ilagan, Mizuno).

SCRep. 1545 Agriculture & Food Systems on S.B. No. 744

The purpose of this measure is to require the Hawaii Invasive Species Council to:

- (1) Amend its administrative rules to classify the fungal pathogen that causes coffee leaf rust as an invasive species; and
- (2) Expend any available monies for mitigation efforts, research, and prevention or control actions with respect to coffee leaf rust.

Your Committee received testimony in support of this measure from the Department of Agriculture, Department of Research and Development of the County of Hawaii, two members of the Hawai'i County Council, Hawaii Coffee Growers Association, Hawai'i Farm Bureau, Synergistic Hawai'i Agriculture Council, Rancho Aloha Coffee Farm, Ma'alaha Farm, Kona Coffee Farmers Association, Hawaii Coffee Association, and four individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that efforts to control coffee leaf rust are critical to sustaining the State's coffee industry. The long-term impact of a coffee leaf rust outbreak could cause a significant loss of Hawaii's annual coffee yield if not properly treated. Classifying coffee leaf rust as an invasive species will allow the use of available funds for coffee leaf rust mitigation and prevention efforts.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 744, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 744, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Perruso). Noes, none. Excused, none.

SCRep. 1546 Agriculture & Food Systems on S.B. No. 646

The purpose of this measure is to appropriate funds to the University of Hawaii for statewide research into ornamental ginger pathogens, prevention of the spread of ornamental ginger pathogens, production and distribution of pathogen-free ornamental ginger plants, and outreach to ornamental ginger producers.

Your Committee received testimony in support of this measure from the Department of Agriculture, University of Hawai'i, Hawai'i Farm Bureau, Land Use Research Foundation of Hawaii, East Oahu County Farm Bureau, and two individuals.

Your Committee finds that this measure's multi-faceted approach to addressing existing and emerging plant pathogens affecting the commercial production of ornamental ginger will help to control and prevent the spread of these pathogens and thus protect the health of ornamental ginger plants and their long-term sustainability as a floriculture product.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 646, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 646, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1547 Agriculture & Food Systems on S.B. No. 316

The purpose of this measure is to establish additional penalties for dog owners whose dog injures or destroys property of another while on private property zoned for agricultural use without consent of the owner of the property.

Your Committee received testimony in support of this measure from the Hawaii Cattlemen's Council, Inc.

Your Committee finds that establishing an additional penalty for injuries or damages to animals or other property on land zoned for agricultural use that a dog owner is responsible for will deter dog owners from entering private property without consent and motivate them to take stronger precautions in securing their dogs to prevent harm to others' property.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 316, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 316, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1548 Agriculture & Food Systems on S.B. No. 831

The purpose of this measure is to grant the Department of Agriculture the statutory power to own real, personal, or mixed property for immediate or future use.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Farm Bureau, and two individuals.

Your Committee finds that this measure complements existing agricultural land, irrigation, and agricultural enterprise programs of the Department of Agriculture that are meant to increase agricultural production by providing stable tenure and access to agricultural resources for commercial agricultural producers.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 831, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 831, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1549 Agriculture & Food Systems on S.B. No. 1552

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources to support the Hawaii Ant Lab in mitigating the effects of little fire ants in the State.

Your Committee received testimony in support of this measure from the Department of Agriculture, Department of Land and Natural Resources, Hawai'i Farm Bureau, Synergistic Hawai'i Agriculture Council, Hawaii Pest Control Association, Daifukuji Soto Mission, and seven individuals.

Your Committee finds that little fire ants are an invasive species that are spreading rapidly throughout the State. Your Committee further finds that the Hawaii Ant Lab was established in 2009 to address the overwhelming need for research, advice, and technical assistance to address and eradicate rapidly spreading little fire ant infestations. However, reductions in funding for the Hawaii Ant Lab over the years have significantly impacted the Hawaii Ant Lab's research and effectiveness. This measure provides additional support to the Hawaii Ant Lab in mitigating the effects of little fire ants in the State.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1552, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1552, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1550 Labor & Government Operations on S.B. No. 292

The purpose of this measure is to require the Governor to ensure that the Governor's variance reports accurately reflect the current responsibilities of certain state programs, address the current and future needs of the State, and align with budget-related submittals.

Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that the requirements imposed by this measure will increase the reliability and usefulness of these variance reports, and enhance the budget review process.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 292, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 292, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Martinez, Tam).

SCRep. 1551 Labor & Government Operations on S.B. No. 293

The purpose of this measure is to require the Governor to ensure that the Governor's program memoranda accurately reflect the current responsibilities of certain state programs, address the current and future needs of the State, and align with budget-related submittals.

Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that the requirements imposed by this measure will increase the reliability and usefulness of the Governor's program memoranda and enhance the budget review process.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 293, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 293, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Martinez, Tam).

SCRep. 1552 Labor & Government Operations on S.B. No. 722

The purpose of this measure is to:

- (1) Establish the Workforce Safety and Health Special Fund; and
- (2) Direct certain fees and penalties to be deposited into the special fund.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations. Your Committee received testimony in opposition to this measure from the Subcontractors Association of Hawaii. Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that, according to the Department of Labor and Industrial Relations, the Department could use the fees collected pursuant to section 396-5.1, Hawaii Revised Statutes, to cover costs associated with permits, certificates, and licenses not covered by a federal grant, as federal grant conditions do not allow the State to use penalties collected to operate the enforcement program. Your Committee further finds that reallocating specified fees that would otherwise have gone to the general fund could support staff development and training and assist with staff retention efforts.

Your Committee has amended this measure by:

- (1) Limiting the authorized uses of the Workforce Safety and Health Special Fund to expenses of the Hawaii Occupational Safety and Health Division, except for expenses prohibited by state law, federal law, or federal grant agreements; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 722, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 722, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Martinez, Tam).

SCRep. 1553 Labor & Government Operations on S.B. No. 1196

The purpose of this measure is to clarify that the authorization for board and commission holdover members to continue in office until a successor is nominated and appointed, but not beyond the end of the second regular legislative session following the expiration of the member's term of office, takes precedence over all conflicting statutes concerning holdover members.

Your Committee did not receive written testimony on this measure.

Your Committee finds that existing law provides that a holdover member of a board or commission shall not hold office beyond the end of the second regular legislative session following the expiration of the member's term of office. By affirmatively providing that this prohibition takes precedence over all conflicting statutes concerning holdover members, this measure will resolve any potential argument that a holdover member may continue to occupy office beyond that time.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1196, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1196, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Martinez, Tam).

SCRep. 1554 Labor & Government Operations on S.B. No. 1509

The purpose of this measure is to:

- (1) Explicitly authorize the State Archives Preservation and Long-term Access Special Fund to be used to preserve and provide long-term access to other materials preserved at the State Archives, in addition to government records; and

- (2) Establish additional funding sources for, and authorize additional expenditures of monies from, the State Archives Preservation and Long-term Access Special Fund.

Your Committee received testimony in support of this measure from the Department of Accounting and General Services; University of Hawai'i System; Royal Order of Kamehameha I, Hawaii Chapter I; and one individual.

Your Committee finds that there is cultural and historical value in placing more of Hawaii's unique and irreplaceable documentary heritage records, historic photographic collections, Hawaiian phonographic music, and audio-video collections online for unrestricted and perpetual public access. The explicit authorization to use the State Archives Preservation and Long-term Access Special Fund for these types of materials, in addition to government records, provides the fund with greater flexibility, while the additional funding provided through this measure will support that work.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1509, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1509, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Martinez, Tam).

SCRep. 1555 Labor & Government Operations on S.B. No. 291

The purpose of this measure is to require the Governor to ensure that the Governor's program memoranda and variance reports accurately reflect the current responsibilities of certain state programs, address the current and future needs of the State, and align with budget-related submittals.

Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that the requirements imposed by this measure will increase the reliability and usefulness of the Governor's program memoranda and variance reports and enhance the budget review process.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 291, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 291, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Martinez, Tam).

SCRep. 1556 Labor & Government Operations on S.B. No. 299

The purpose of this measure is to:

- (1) Authorize the Legislature to specify the form in which the proposed budgets of the Executive Branch, Judicial Branch, and Office of Hawaiian Affairs are submitted to the Legislature; and
- (2) Require the Executive Branch, Judicial Branch, and Office of Hawaiian Affairs to conform to these requirements no later than December 1, 2023.

Your Committee received comments on this measure from the Department of Budget and Finance.

Your Committee finds that the process of transcribing the proposed budgets of the Executive Branch, Judicial Branch, and Office of Hawaiian Affairs into a form that is presentable to the public is time-consuming and onerous for legislative staff and may result in errors that belie budgetary intentions. Your Committee further finds that receiving the budgets in a prescribed form will ease this burden and allow the time typically spent on such transcription tasks to be better spent analyzing and contextualizing budgetary requests.

Your Committee has amended this measure by:

- (1) Clarifying that the forms shall be prescribed upon the agreement of form by the Speaker of the House of Representatives and the President of the Senate;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider the appropriate timing of when the form of proposed budgets shall be agreed upon by the Speaker of the House of Representatives and President of the Senate and submitted to the Department of Budget of Finance.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 299, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 299, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Martinez, Tam).

SCRep. 1557 Labor & Government Operations on S.B. No. 725

The purpose of this measure is to:

- (1) Require the Department of Human Resources Development to submit an annual report to the Legislature on the telework policies of the Executive Branch; and
- (2) Appropriate funds.

Your Committee received testimony in support of this measure from the Department of Human Resources Development, Department of Human Services, and Transform Hawai'i Government. Your Committee received testimony in opposition to this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO. Your Committee received comments on this measure from the Office of Information Practices.

Your Committee finds that the coronavirus disease 2019 pandemic led to the widespread use of telework. Upgrades in technology have made it possible for more people to telework and the Department of Human Resources Development is in the process of adopting a teleworking framework for the State's executive branch agencies. This measure would ensure that measures and metrics are in place to help assess the effectiveness of the Executive Branch's telework program.

Your Committee has amended this measure by:

- (1) Adding or amending certain other metrics to be included in the annual report;
- (2) Requiring the Department of Human Resources Development to purchase and implement a pilot telework monitoring system to assess the productivity of telework employees within up to three state departments, or portions of departments, and specifying certain features to be included in the telework monitoring system;
- (3) Deleting the full-time equivalent position in the Department of Human Resources Development to support preparation of the annual report;
- (4) Adding a full-time equivalent position in the Department of Human Resources Development to manage the pilot telework monitoring system;
- (5) Adding an appropriation for the Department of Human Resources Development to train managers to effectively manage teleworking and hybrid employees' progress and performance on tasks; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee recognizes that teleworking and policies relating to the monitoring of state employees who telework may be issues that require negotiation through the collective bargaining process. Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider these issues.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 725, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 725, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5; Ayes with Reservations (Garrett). Noes, none. Excused, 2 (Martinez, Tam).

SCRep. 1558 Labor & Government Operations on S.B. No. 1518

The purpose of this measure is to:

- (1) Provide procurement exemptions for the Department of Education for certain goods, services, and construction; and
- (2) Repeal these procurement exemptions on June 30, 2026.

Your Committee received testimony in support of this measure from the Department of Education. Your Committee received testimony in opposition to this measure from the State Procurement Office.

Your Committee finds that the Hawaii Public Procurement Code and electronic procurement system place a heavy burden on school administrators seeking to address requirements for two hundred ninety-five schools and a backlog of repair and maintenance issues. Exempting the Department of Education from certain small purchase procurement requirements will help the Department to timely procure necessary goods, services, and construction, while dealing with inflationary pressures that have increased their costs. Your Committee further finds that providing for the repeal of these exemptions in two years will enable the Legislature to evaluate how these procurement exemptions are being handled and whether the Department of Education has managed to maintain fairness, a level playing field, and transparency in their procurement practices despite their use.

Your Committee further finds that the electronic procurement system maintained by the State Procurement Office promotes transparency and efficiency, the use of which will only provide greater benefits to the Department of Education.

Accordingly, your Committee has amended this measure by:

- (1) Limiting the exemptions established in this measure to a county with a population of less than five hundred thousand;
- (2) Requiring the Department of Education to transition to the Executive Branch's electronic procurement system no later than June 30, 2025;
- (3) Changing the sunset date to June 30, 2025; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1518, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1518, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Martinez, Tam).

SCRep. 1559 Labor & Government Operations/Education on S.B. No. 1141

The purpose of this measure is to:

- (1) Transfer workers' compensation for the Hawaii State Public Library System and its employees from the Department of Education to the Department of Human Resources Development;
- (2) Establish a position within the Department of Human Resources Development for the management and administration of workers' compensation for the Hawaii State Public Library System and its employees; and
- (3) Appropriate funds for the workers' compensation costs of the Hawaii State Public Library System and its employees.

Your Committees received testimony in support of this measure from the Department of Human Resources Development and Hawaii State Public Library System.

Your Committees find that, pursuant to section 26-5, Hawaii Revised Statutes, the Department of Human Resources Development is responsible for the administration of the State's self-insured and centralized workers' compensation program for all employees of the Executive Branch and its agencies, the public charter schools, the Hawaii Public Housing Authority, and the Legislature. Your Committees further find that this measure would clarify Act 61, Session Laws of Hawaii 2012, and designate the Department of Human Resources Development as the administrator of workers' compensation claims for the Hawaii State Public Library System while providing appropriate resources to carry out those responsibilities.

Your Committees acknowledge that, according to the Department of Human Resources Development, the Department has been managing the Hawaii State Public Library System's workers' compensation claims since 2012 through a memorandum of agreement and the use of a loaned position. With the added position and appropriate funding, the Department will be able to absorb the continued responsibility for managing the Hawaii Public Library System's workers' compensation claims without disruption.

Your Committees have amended this measure by:

- (1) Changing the effective date to upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider the Hawaii State Public Library System's request that at least \$50,000 remain in the System's budget to ensure that the System can continue to process workers' compensation claims for current employees through the state payroll system.

As affirmed by the records of votes of the members of your Committees on Labor & Government Operations and Education that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1141, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1141, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Labor & Government Operations: Ayes, 4. Noes, none. Excused, 3 (Martinez, Sayama, Tam).

Education: Ayes, 8. Noes, none. Excused, 3 (Martinez, Quinlan, Garcia).

SCRep. 1560 Labor & Government Operations/Higher Education & Technology on S.B. No. 284

The purpose of this measure is to:

- (1) Require the Technology Services Consolidation Working Group to decommission the Office of Enterprise Technology Services' data center located in the Kalanimoku Building;
- (2) Relocate the entire Office of Enterprise Technology Services data center to an interim primary, secure, and resilient facility;
- (3) Implement the use of cloud computing and other considerations for all consolidated state information technology data;
- (4) Extend the dissolution date of the Technology Services Consolidation Working Group to June 30, 2028; and
- (5) Establish requirements for procurement contracts for information technology related projects.

Your Committees received testimony in support of this measure from the Judiciary, Department of Labor and Industrial Relations, State Procurement Office, Office of Enterprise Technology Services, Transform Hawai'i Government, and Servpac. Your Committees received testimony in opposition to this measure from one individual.

Your Committees find that the State's electronic data should be secured at a data center that is resilient and not susceptible to flooding and that the data center at the Kalanimoku Building should be decommissioned and relocated to a standalone facility. According to the Office of Enterprise Technology Services, it has moved almost all of the State's critical servers from the Kalanimoku data center to other locations and has been moving some systems into the public cloud for over twelve years. The Office of Enterprise Technology Services further acknowledged that in many cases the best cloud services were not available in Hawaii.

Your Committees further find that the Technology Services Consolidation Working Group is the appropriate body to assist with many of the tasks involved in this measure and that extending their dissolution is, therefore, necessary.

Your Committees have amended this measure by:

- (1) Clarifying that the documentation and written certifications requirements for procurement of information technology-related projects applies only to bidders who seek or receive a preference;
- (2) Deleting the requirement that cloud computing be used at the Office of Enterprise Technology Services' data center to allow the use of major cloud providers and software-as-a-service solutions outside the State, such as Microsoft Azure, Oracle, Amazon web services, and Google, among others;
- (3) Clarifying the cloud storage requirements the working group shall comply with by June 30, 2026; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Labor & Government Operations and Higher Education & Technology that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 284, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 284, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Labor & Government Operations: Ayes, 5. Noes, none. Excused, 2 (Sayama, Tam).

Higher Education & Technology: Ayes, 9. Noes, none. Excused, 2 (Quinlan, Garcia).

SCRep. 1561 Legislative Management on S.B. No. 699

The purpose of this measure is to establish within the Public Access Room of the Legislative Reference Bureau a State Capitol Tours Program.

Your Committee received comments on this measure from the Legislative Reference Bureau.

Your Committee finds that providing tours of the State Capitol would help visitors to the building gain a better appreciation and understanding of its architecture and symbolism and the democratic process.

Your Committee has amended this measure by:

- (1) Establishing the State Capitol Tours Program within the Office of the Governor, rather than the Public Access Room;

- (2) Amending the blank appropriation in this measure to:
- (A) Establish two full-time equivalent (2.0 FTE) positions within the Office of the Governor to provide Capitol tours and requiring that fluency in the Hawaiian language be a qualification for one of the positions; and
 - (B) Appropriate funds for the procurement, cleaning, operation, and maintenance of individual audio systems for self-guided tours and the production of tour materials and signage available in English and non-English languages;
- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Legislative Management that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 699, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 699, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, none. Excused, 1 (Kitagawa).

SCRep. 1562 Legislative Management on S.B. No. 296

The purpose of this measure is to clarify the submission deadline for various reports that state agencies are required to submit to the Legislature.

Your Committee did not receive any testimony on this measure.

Your Committee finds that state agencies are required to submit hundreds of reports to the Legislature each year. However, there is currently no uniform deadline by which agencies must submit these reports and there is no deadline specified in statute at all for certain reports.

Your Committee further finds that the State, like many employers, is facing an unprecedented worker shortage. Because the preparation of reports requires a significant investment of time and resources by agencies, your Committee believes that it is an ideal time to review the necessity of statutorily required annual reports with a view to streamline reporting requirements to allow for the more efficient and effective use of state resources. The resources saved through this process may be redirected to focus on core agency functions, especially services that directly benefit citizens of the State.

Accordingly, your Committee has amended this measure by:

- (1) Deleting language that would have specified the submission deadline for various reports that state agencies are required to submit to the Legislature;
- (2) Requiring each principal state department to examine the existing statutory reporting requirements for the department and its attached agencies and make recommendations to the Governor no later than October 1, 2023, regarding a uniform submission deadline for that department's required reports; any reports that should not be subject to the uniform deadline and the reasons why; and any proposed legislation;
- (3) Requiring the Governor to submit a report to the Legislature no later than November 1, 2023, that includes:
 - (A) A recommended uniform date by which statutorily required reports must be submitted to the Legislature;
 - (B) Identification of any reports that should not be subject to this uniform submission deadline, and the reasons for their exclusion;
 - (C) Identification of any duplicative, obsolete, or extraneous reporting requirements that should be repealed; and
 - (D) Separate proposed legislation for each principal department and its attached agencies, which shall be included as part of the Governor's legislative package for the Regular Session of 2024;
- (4) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Legislative Management that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 296, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 296, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, none. Excused, 1 (Kitagawa).

SCRep. 1563 Agriculture & Food Systems on S.B. No. 652

The purpose of this measure is to appropriate funds to the Department of Agriculture to:

- (1) Mitigate and control infestations of the two-lined spittlebug and undertake recovery efforts for lands damaged by the two-lined spittlebug; and
- (2) Establish a five-year pilot program to mitigate and control the significant increase in the population of feral chickens, including roosters, and pigs throughout the State.

Your Committee received testimony in support of this measure from the Department of Agriculture, Department of Land and Natural Resources, Hawai'i Farm Bureau, Hawaii Cattlemen's Council, Land Use Research Foundation of Hawaii, Hawaii Sustainable Beef Enterprises, PonoHolo Ranch Limited, Ulupono Initiative, Hawai'i Forest Industry Association, and fourteen individuals. Your Committee received comments on this measure from the Department of the Attorney General; Larry Jefts Farms, LLC.; and McCandless Ranch.

Your Committee finds that the two-lined spittlebug is severely damaging to kikuyu grass pastures, which is the dominant grazing forage for the State's cattle industry. Your Committee further finds that feral chickens and pigs also pose significant threats to agricultural crops. The effective management of these invasive species is necessary for local food production in the State.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it choose to deliberate on this measure, to consider the issue of whether feral chickens and pigs should be included in this measure.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 652, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 652, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1564 Agriculture & Food Systems on S.B. No. 743

The purpose of this measure is to support and protect Hawaii's coffee industry by responding effectively to ongoing and severe threats posed by coffee pests by:

- (1) Extending the sunset date of the Department of Agriculture's coffee berry borer and coffee leaf rust pesticide subsidy program to June 30, 2025; and
- (2) Extending the Department of Agriculture's pesticide subsidy program manager position until June 30, 2026.

Your Committee received testimony in support of this measure from the Department of Agriculture, one member of the Hawai'i County Council, Hawai'i Farm Bureau, Kona Coffee Farmers Association, Hawaii Coffee Association, Hawaii Coffee Growers Association, Kanalani Ohana Farm, Rancho Aloha Coffee Farm, Synergistic Hawai'i Agriculture Council, Ma'alaha Farm, Mai Mahealani Farm, Bayview Farm, Kuaiwi Farm, and four individuals.

Your Committee finds that the extension of the coffee berry borer and coffee leaf rust pesticide subsidy program and the inclusion of coffee leaf rust in the program should be viewed as a modest investment in one of Hawaii's signature and most lucrative agricultural commodities.

Your Committee has amended this measure by:

- (1) Broadening the scope of the subsidy program, including the subsidy program manager position, to include fertilizer and renaming the program and position as the Pesticide and Fertilizer Subsidy Program and Pesticide and Fertilizer Subsidy Program Manager respectively;
- (2) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 743, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 743, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1565 Consumer Protection & Commerce on S.B. No. 667

The purpose of this measure is to amend, until December 31, 2028, the application of the general excise tax law with regard to gross income derived from unrelated trade or business activities of nonprofit organizations.

Your Committee received testimony in support of this measure from the American Heart Association; Partners in Care; Parents and Children Together; Family Promise of Hawai'i; American Cancer Society Cancer Action Network; Hawai'i Children's Action Network Speaks!; Hawai'i Public Health Institute; Kilinahe Foundation; Nā Hale O Maui; Hawai'i Bicycling League; Pacific American Foundation; W.M. Keck Observatory; YMCA of Honolulu; Domestic Violence Action Center; Catholic Charities Hawai'i; When We Shine Foundation; Ku'ikahi Mediation Center; Hawai'i State Coalition Against Domestic Violence; Hawai'i Forest Industry Association; After-School All-Stars Hawaii; Hawaiian Humane Society; Big Brothers Big Sisters Hawaii; Hawaii Substance Abuse Coalition; The Success Factory; Zonta Club of Hilo Foundation; Hale Kipa, Inc.; Ma'i Movement Hawai'i; Grow Some Good; Lanakila Pacific; Hawai'i Health & Harm Reduction Center; Hawaii Fetal Alcohol Spectrum Disorders Action Group; Epilepsy Foundation of Hawaii; Coalition for a Drug-Free Hawaii; Samaritan Counseling Center Hawaii; The Mediation Center of the Pacific, Inc.; Goodwill Hawaii; The Nature Conservancy; Aloha United Way; Child & Family Service; Association of Fundraising Professionals Aloha Chapter; Hawai'i Foodbank; Hawai'i Youth Services Network; Windward Choral Society; Hawai'i Alliance of Nonprofit Organizations; Residential Youth Services & Empowerment; and eight individuals. Your Committee received testimony in opposition to this measure from the Volcano Art Center. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

Your Committee finds that this measure will align the state general excise tax law with the federal income tax code by exempting from the State's general excise tax the income generated by a nonprofit organization for any activity considered an "unrelated trade or business", as defined by the federal Internal Revenue Code. Your Committee further finds that clarifying the state general excise tax law in this manner will relieve the additional burden on nonprofit organizations having to account for income in disparate ways.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 667, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Hashem, Lowen).

SCRep. 1566 Consumer Protection & Commerce on S.B. No. 745

The purpose of this measure is to:

- (1) Extend the offense of false labeling of Hawai'i-grown coffee to include roasted coffee;
- (2) Impose a mandatory \$10,000 fine for each separate offense of false labeling of Hawai'i-grown coffee; and
- (3) Establish a measurements standards inspector position within the Department of Agriculture for enforcement.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Coffee Company, Rancho Aloha Coffee Farm, Hawai'i Alliance for Progressive Action, Hawai'i Farm Bureau, and Hawai'i Farmers Union United.

Your Committee finds that fraudulent representations as to a coffee's geographic origin diminishes the value of that geographic identifier by harming its reputation. Your Committee further finds that the State's coffee industry is susceptible to coffee counterfeiting. This measure enhances the associated penalties with the offense of false labeling of Hawai'i-grown coffee to deter further coffee counterfeiting.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 745, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 745, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Hashem, Tam).

SCRep. 1567 Consumer Protection & Commerce on S.B. No. 458

The purpose of this measure is to:

- (1) Establish the Geothermal Energy Resources Development Special Fund to be used by the Hawaii State Energy Office to support projects that promote and advance geothermal energy resources development; and
- (2) Amend the distribution of geothermal royalties to be distributed among counties for specific purposes and to the Geothermal Energy Resources Development Special Fund, Department of Land and Natural Resources, and Office of Hawaiian Affairs.

Your Committee received testimony in support of this measure from Ulupono Initiative and Servco Pacific Inc. Your Committee received testimony in opposition to this measure from the Department of Land and Natural Resources, Office of Hawaiian Affairs, Department of Research and Development of the County of Hawai'i, and one member of the Hawai'i County Council. Your Committee received comments on this measure from the Department of Budget and Finance and one individual.

Your Committee finds that geothermal exploration, performed in a responsible manner, is an essential part of the State's strategy for a diversified renewable energy portfolio and is necessary to fully understand the developable resource potential of geothermal energy on each island. This measure dedicates funds to better understand the State's geothermal resource potential for the public benefit.

Your Committee has amended this measure by amending the distribution of geothermal royalties as follows:

- (1) Thirty percent to the county where the geothermal mining operations are situated;
- (2) Twenty percent to the Geothermal Energy Resources Development Special Fund;
- (3) Thirty percent to the Department of Land and Natural Resources; and
- (4) Twenty percent to the Office of Hawaiian Affairs.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 458, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 458, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9; Ayes with Reservations (Pierick). Noes, none. Excused, 2 (Hashem, Tam).

SCRep. 1568 Consumer Protection & Commerce on S.B. No. 463

The purpose of this measure is to:

- (1) Require each county to adopt, no later than June 30, 2024, ordinances applicable to subdivisions not approved by July 1, 2024, requiring as a condition of approval, the subdivider or developer to obtain a street address and install a mailbox for lots, parcels, structures, or units of a structure within the subdivision before the sale or lease thereof;
- (2) Require condominium maps recorded in the Bureau of Conveyances or registered in the Land Court after June 30, 2024, to include a mailbox plan for the condominium property regime, showing the location of all mailboxes for all units in the regime; and
- (3) Require, prior to the sale of residential real property, the disclosure as to the existence of a United States Postal Service deliverable mailbox for the property.

Your Committee received testimony in opposition to this measure from one member of the Maui County Council. Your Committee received comments on this measure from the Real Estate Commission, Department of Planning and Permitting of the City and County of Honolulu, and Hawai'i Association of REALTORS.

Your Committee finds that United States Post Offices in certain areas cannot meet the demands of those areas. This measure requires a developer to adequately plan for mail service and requires notice to potential buyers of real property of the lack of mail service for a particular property.

Your Committee notes the concerns raised by the Department of Planning and Permitting of the City and County of Honolulu regarding the unintended consequences of this measure and the potential jurisdictional issue regarding the erection and installation of mailboxes without the input of the United States Postal Service.

Accordingly, your Committee has amended this measure by:

- (1) Specifying that the mandatory mailbox requirement under this measure applies to subdivisions comprising ten or more lots or condominium projects comprising ten or more dwelling or lodging units;
- (2) Requiring, before the sale or least of any lot, parcel, structure, or unit of a structure located within the subdivision, that the subdivider or developer obtain the United States Postal Service's approval to erect and install a mailbox;
- (3) Deleting the severability clause; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 463, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 463, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, 1 (Pierick). Excused, 2 (Hashem, Tam).

SCRep. 1569 Consumer Protection & Commerce on S.B. No. 239

The purpose of this measure is to:

- (1) Require the Department of Human Services to establish a Child Care Accreditation Program to support accreditation of licensed and registered child care providers;
- (2) Delay the deadlines for existing Preschool Open Doors Program service providers to commence the accreditation process and obtain accreditation;
- (3) Appropriate funds for the Child Care Accreditation Program; and
- (4) Appropriate funds into and out of the Child Care Grant Program Special Fund for Child Care Accreditation Program grants.

Your Committee received testimony in support of this measure from the Department of Human Services, Executive Office on Early Learning, Hawai'i Children's Action Network Speaks!, Hawaii Association of Independent Schools, Hawaii Council of Private Schools, Early Childhood Action Strategy, Hawai'i Association of School Psychologists, and six individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that the State requires service providers wishing to participate in the State's Preschool Open Doors Program to obtain accreditation from a national early learning accreditation organization. Service providers that have not obtained accreditation by July 1, 2022, must begin the process by no later than July 1, 2024, and obtain accreditation no later than July 1, 2029. Your Committee further finds that the Department of Human Services is required to provide operational and financial support to assist these service providers to obtain accreditation. This measure establishes a Child Care Accreditation Program within the Department of Human Services, extends accreditation process deadlines for the Preschool Open Doors Program, and appropriates funds to assist with the accreditation process, which will ensure that more service providers are able to offer high-quality, exceptional levels of care for young children in the State.

Your Committee has amended this measure by:

- (1) Including the Hawaii Association of Independent Schools as an authorized accrediting organization for the Preschool Open Doors Program; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 239, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 239, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, 1 (Pierick). Excused, 2 (Hashem, Tam).

SCRep. 1570 Consumer Protection & Commerce on S.B. No. 63

The purpose of this measure is to:

- (1) Authorize the Board of Nursing to issue temporary permits valid for out-of-state licensed practical nurses, out-of-state licensed registered nurses, and nurses holding multistate licenses, as long as those nurses have been appointed or accepted employment with certain health care facilities;
- (2) Exempt out-of-state nurses who accompany out-of-state patients in the State for a temporary time period from the nurse licensure laws;
- (3) Allow the Department of Commerce and Consumer Affairs to:
 - (A) Establish fees through interim rules for the temporary permits; and
 - (B) Employ personnel without regard to the civil service law for managing the temporary permits; and
- (4) Appropriate funds to implement the temporary permitting requirements.

Your Committee received testimony in support of this measure from the Board of Nursing, Hawai'i State Center for Nursing, The Queen's Health System, Kaiser Permanente Hawai'i, Healthcare Association of Hawaii, Hawaii Primary Care Association, Hawai'i – American Nurses Association, and Hawaii Association of Health Plans. Your Committee received comments on this measure from Regulated Industries Complaints Office of the Department of Commerce and Consumer Affairs, Hawai'i Pacific Health, and Grassroot Institute of Hawaii.

Your Committee finds that the existing nursing shortage is expected to reach one thousand vacant positions statewide. Your Committee further finds that many health care facilities employ out-of-state nurses to fill their staffing needs. However, there is considerable lag time between the submission of an application for a temporary permit and its issuance. This measure will streamline the process and alleviate the nursing shortage in the State.

Your Committee has amended this measure by:

- (1) Specifying that an applicant for a temporary permit provide proof of a valid license or multistate license in another state, rather than a valid and unencumbered license or multistate license;
- (2) Including in the requirements to obtain a temporary permit that the Board of Nursing determine no disciplinary action has been taken or is pending with a nursing authority;
- (3) Requiring the Board of Nursing to issue a temporary permit within ten business days of the date the completed application for a temporary permit is received by the Board;
- (4) Clarifying the exemption from licensing requirements for graduates of, or applicants who have completed the entire educational curriculum from, an accredited school is not subject to the issuance of a nonrenewable permit; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 63, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 63, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Hashem, Tam).

SCRep. 1571 Consumer Protection & Commerce on S.B. No. 839

The purpose of this measure is to:

- (1) Establish the Hawaii Electricity Reliability Surcharge Special Fund and Subaccount;
- (2) Require the Public Utilities Commission to:
 - (A) Establish reliability standards and interconnection requirements for all electric utilities and all users, owners, or operators of the Hawaii Electric System and determine the responsible party to bear any associated costs;
 - (B) Distinguish between interconnection facilities and utility network upgrades;
 - (C) Ensure that the cost of interconnection facilities is the responsibility of the interconnection customer;
 - (D) Ensure certain costs of utility network upgrades are the sole responsibility of the utility transmission provider;
 - (E) Open an investigation into the cost of past project delays and determine, as appropriate, if electric utilities should be penalized or ratepayers should be compensated; and
 - (F) Submit a report and assessment of the Hawaii Electricity Reliability Administrator to the Legislature;
- (3) Require the Public Utilities Commission to establish a timeline and requirements for interconnection procedures for certain utility-scale renewable energy projects;
- (4) Make the Public Utilities Commission's contracting for the Hawaii Electric Reliability Administrator mandatory rather than discretionary; and
- (5) Beginning January 1, 2024, require the Hawaii Electricity Reliability Administrator Surcharge to be imposed on the bills of customers of investor-owned electric utility companies to cover the complete cost of the Hawaii Electricity Reliability Administrator and deposited into the Hawaii Electricity Reliability Surcharge Special Fund.

Your Committee received testimony in support of this measure from the Hawaii Clean Power Alliance. Your Committee received testimony in opposition to this measure from Hawaiian Electric, Citizens' Caucus, Building Industry Association of Hawaii, and Retail Merchants of Hawaii. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Public Utilities Commission, Kaua'i Island Utility Cooperative, Hawaii Solar Energy Association, and Ulupono Initiative.

Your Committee finds that Act 201, Session Laws of Hawaii 2022, directed the Public Utilities Commission to conduct a study related to interconnection practices of electric utilities (Act 201 Study). The Act 201 Study addresses certain concerns attempting to be addressed by this measure. Furthermore, the phase II part of the Act 201 Study is expected to be reported to the Legislature before the Regular Session of 2024. As such, certain provisions of this measure are unnecessary.

Accordingly, your Committee has amended this measure by:

- (1) Renaming the Hawaii Electricity Reliability Surcharge Special Fund as the Hawaii Electricity Reliability Administrator Special Fund to be funded by annual transfers from the Public Utilities Commission Special Fund;
- (2) Increasing the carryover balance of the Public Utilities Commission Special Fund and specifying that a portion of the balance be transferred to the Hawaii Electricity Reliability Administrator Special Fund;
- (3) Clarifying that the appropriation in this measure is for funds appropriated into and out of the Hawaii Electricity Reliability Administrator Special Fund;
- (4) Deleting all other provisions in this measure, including provisions regarding reliability standards, interconnection requirements and facilities, costs of utility network upgrades, investigations, establishment of a timeline and requirements for interconnection procedures, mandatory contracting, and a surcharge on customer bills;
- (5) Updating the preamble to reflect this measure's amended purpose; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 839, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 839, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9; Ayes with Reservations (Amato, Hussey-Burdick, Pierick). Noes, none. Excused, 2 (Hashem, Tam).

SCRep. 1572 Judiciary & Hawaiian Affairs on S.B. No. 975

The purpose of this measure is to:

- (1) Include electronic smoking devices and e-liquids under the definition of "tobacco products" for purposes of the cigarette tax and tobacco tax law;
- (2) Exempt electronic smoking devices and e-liquids from the excise tax on all tobacco products other than large cigars;
- (3) Beginning January 1, 2024, impose an excise tax on each electronic smoking device or e-liquid sold, used, or possessed by a wholesaler or dealer; and
- (4) Repeal the Electronic Smoking Device Retailer Registration Unit under the Department of the Attorney General.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Department of Health, John A. Burns School of Medicine, one member of the Hawai'i County Council, Hawaii State Teachers Association, Hawaii COPD Coalition, Hawai'i Public Health Institute, Papa Ola Lokahi, Hawaii Medical Service Association, Hawai'i State Youth Commission, Hawaii Association of Independent Schools, Hawai'i Primary Care Association, Parents and Children Together, Hawai'i Public Health Association, Hawaii Dental Association, Hawaii Medical Association, Coalition for a Tobacco-Free Hawai'i Youth Council, Hawai'i Children's Action Network Speaks!, and numerous individuals. Your Committee received testimony in opposition to this measure from the Americans for Tax Reform, Retail Merchants of Hawaii, Consumer Choice Center, Hawaii Smokers' Alliance, and thirteen individuals. Your Committee received comments on this measure from the Department of Taxation, American Heart Association, Tax Foundation of Hawaii, Reason Foundation, Taxpayers Protection Alliance, and Campaign for Tobacco-Free Kids.

Your Committee finds that the use of electronic smoking devices among youth and young adults in the State is a public health concern. Hawaii has the third highest electronic smoking device usage rate in the nation with one in three public high school students and more than one in six public middle school students reporting that they are regularly vaping. Establishing a stringent tax on electronic smoking devices and e-liquid products will disincentivize vaping, particularly among the youth and young adults in the State.

Your Committee has amended this measure by:

- (1) Establishing the offense of unlawful shipment of tobacco products;
- (2) Deleting language that would have exempted electronic smoking devices and e-liquids from the excise tax on all tobacco products other than large cigars;
- (3) Increasing the license and permit fees for wholesalers, dealers, and retailers of cigarettes and tobacco products;
- (4) Requiring retail tobacco permits to include information on whether the place of business sells electronic smoking devices, e-liquids, or both;
- (5) Repealing provisions governing delivery sales of electronic smoking devices;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider changing the effective date to January 1, 2025.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 975, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 975, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Kong). Noes, none. Excused, 2 (Holt, Mizuno).

SCRep. 1573 Judiciary & Hawaiian Affairs on S.B. No. 1005

The purpose of this measure is to establish and make certain administrative changes for presidential preference primary elections.

Your Committee received testimony in support of this measure from the Democratic Party of Hawai'i and numerous individuals. Your Committee received testimony in opposition to this measure from the Stonewall Caucus of the Democratic Party of Hawai'i and one individual. Your Committee received comments on this measure from the Office of Elections, Office of the City Clerk of the City and County of Honolulu, Office of the County Clerk of the County of Hawai'i, Democratic Party of Hawaii Labor Caucus, and League of Women Voters of Hawaii.

Your Committee finds that Hawaii is one of six states where state and county agencies do not conduct the presidential primary elections. This measure would establish a secure, convenient, and verifiable voting system for Hawaii residents to vote in the presidential nominating process.

Your Committee has amended this measure by:

- (1) Requiring political parties to file their petition for qualification no later than the ninetieth day before the close of filing of presidential nomination papers in order to qualify for a presidential preference primary election;
- (2) Clarifying the procedure for contests for cause as it relates to presidential candidates;
- (3) Changing the date of the presidential preference primary election to the first Tuesday after the first Monday in April;
- (4) Deleting language that would have allowed parties to opt out of the presidential preference primary election;
- (5) Requiring nomination papers for a presidential preference primary election to be made available no later than one hundred forty-five days before the presidential preference primary election;
- (6) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$3,395,703 for the Office of Elections; \$775,000 for the Office of the City Clerk of the City and County of Honolulu; \$258,075 for the Office of the County Clerk of the County of Hawaii; \$147,500 for the Office of the County Clerk of the County of Kauai; and \$600,000 for the Office of the County Clerk of the County of Maui.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1005, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1005, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Holt, Mizuno).

SCRep. 1574 Judiciary & Hawaiian Affairs on S.B. No. 44

The purpose of this measure is to strengthen the State Water Code by:

- (1) Adding a minimum penalty of \$50 per violation and a maximum penalty of \$60,000 per violation of the State Water Code and making each day that a violation exists or continues to exist a separate offense;
- (2) Requiring the Commission on Water Resource Management to determine the amount of the penalty based on the circumstances of the violation; and
- (3) Appropriating funds for two full-time equivalent positions.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources.

Your Committee finds that this measure clarifies what constitutes a violation of the State Water Code and how a penalty amount for a violation is determined.

Your Committee has amended this measure by:

- (1) Clarifying that the appropriation is for the establishment of two full-time equivalent (2.0 FTE) general professional positions within the Commission on Water Resource Management to enforce compliance with the State Water Code; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 44, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 44, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 1575 Judiciary & Hawaiian Affairs on S.B. No. 1230

The purpose of this measure is to clarify, revise, and reframe Hawaii's firearms laws to mitigate the serious hazards to public health, safety, and welfare associated with firearms and gun violence, while respecting and protecting the lawful exercise of individual rights.

Your Committee received testimony in support of this measure from the Department of the Attorney General; Department of Business, Economic Development, and Tourism; Department of Transportation; University of Hawai'i System; Office of Planning and Sustainable Development; Hawai'i State Public Library System; Department of Transportation Services of the City and County of Honolulu; one member of the Hawai'i County Council; Stonewall Caucus of the Democratic Party of Hawaii; Brady Hawaii; Hale Ola Spa & Apothecary; Everytown for Gun Safety; Moms Demand Action; Moms Demand Action Hawaii Chapter; Students Demand Action; Hawaii Bankers Association; Hawai'i State Coalition Against Domestic Violence; Hawai'i Public Health Institute; Institute for Human Services; Hawaii Credit Union League; Hawai'i Children's Action Network Speaks!; Indivisible Hawaii; Church of the Crossroads; Healthcare Association of Hawaii; Building Owners and Managers Association of Hawai'i; Assistive Technology Resource Centers of Hawaii; and numerous individuals. Your Committee received testimony in opposition to this measure from the National Rifle Association in Hawaii, Pu'uloa Rifle and Pistol Club, Hawaii Federation of Republican Women, and numerous individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Honolulu Police Department, Citizen's Caucus, and sixteen individuals.

Your Committee finds that the United States Supreme Court held under *New York State Rifle & Pistol Ass'n, Inc. v. Bruen*, 142 S.Ct. 2111 (2022) that the Second Amendment provides for an individual right to keep and bear arms for lawful purposes. However, your Committee further finds that this ruling is not a regulatory straitjacket and allows states to enact firearms regulations, such as prohibiting carrying firearms in sensitive locations and requiring those who carry firearms be law-abiding, responsible citizens. Your Committee believes extensive amendments are needed to the State's existing firearms laws to ensure the safety and welfare of citizens as a result of *Bruen*.

Your Committee has amended this measure by deleting its contents and inserting the contents of H.B. No. 984, H.D. 2, a substantially similar measure, which previously passed the House, and which clarifies, revises, and updates Hawaii's firearms laws by:

- (1) Prohibiting firearms in certain locations and premises and providing for enhanced sentencing;
- (2) Requiring possession and disclosure of a license to carry;
- (3) Prohibiting an unsecured and unattended firearm in a vehicle;
- (4) Prohibiting consuming or being under the influence of alcohol, an intoxicating liquor, or a controlled substance when carrying a firearm;
- (5) Prohibiting carrying or possessing firearms on certain private property open to the public without express authorization;
- (6) Requiring annual reports from the Department of the Attorney General on carry licenses;
- (7) Amending the requirements for obtaining, and revocation of, firearms permits and licenses;
- (8) Amending the disqualification of persons from owning, possessing, or controlling a firearm; and
- (9) Expanding the qualified immunity for health care providers who provide information on firearms applicants to include physician assistants and advanced practice registered nurses.

Your Committee has further amended this measure by:

- (1) Amending the applicability of the prohibition against carrying or possessing a firearm in certain locations and premises;
- (2) Providing that county ordinances establishing locations where the carrying of firearms is prohibited are void if the ordinance is inconsistent with state law;
- (3) Amending the documentation required to be kept in a licensee's immediate possession while carrying a firearm;
- (4) Changing the penalty for the offense of leaving an unsecured firearm in a vehicle unattended from a misdemeanor to a petty misdemeanor;
- (5) Making the offense of consuming or being under the influence of alcohol or an intoxicating liquor while carrying a firearm a petty misdemeanor, instead of a misdemeanor;
- (6) Requiring the Department of the Attorney General's annual report to include:
 - (A) Information on the applicant's or licensee's gender, instead of sex; and
 - (B) The number of violations of sensitive location restrictions;
- (7) Deleting language that would have established enhanced sentencing for carrying or possessing a firearm in certain locations and premises;
- (8) Establishing the offense of failure to conceal a firearm by a concealed carry licensee;
- (9) Clarifying that the criminal offenses included under the definition of "criminal offense relating firearms" are those punishable as misdemeanors;
- (10) Including the offense of endangering the welfare of an incompetent person under the definition of "crime of violence";
- (11) Prohibiting persons who illegally distribute drugs from owning, possessing, or controlling any firearm or ammunition;
- (12) Providing that a firearms instructor may not submit a certification signed by the instructor for the instructor's own license application;
- (13) Requiring an issuing authority to waive license application fees upon a showing of financial hardship by the applicant;
- (14) Deleting language that required carry licenses to include the licensee's signature;
- (15) Deleting language that prohibited individuals from carrying concealed or unconcealed pistols or revolvers without being licensed or authorized to do so;
- (16) Deleting language that would have prohibited persons carrying a firearm in accordance with the Law Enforcement Officers Safety Act from intentionally, knowingly, or recklessly carrying more than one firearm on the licensee's person at one time;
- (17) Changing the penalty for licensees who carry more than one firearm on the licensee's person from a misdemeanor to a petty misdemeanor;

(18) Clarifying that the enhanced penalty for committing the offense of terroristic threatening in the first degree with a firearm applies regardless of whether the firearm was loaded or operable; and

(19) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1230, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1230, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, 2 (Kong, Souza). Excused, none.

SCRep. 1576 Health & Homelessness/Economic Development on S.B. No. 1035

The purpose of this measure is to exempt amounts received by a hospital, infirmary, medical clinic, health care facility, pharmacy, or medical practitioner for health care related goods or services purchased under Medicare, Medicaid, or TRICARE from the general excise tax.

Your Committees received testimony in support of this measure from the University of Hawai'i System; AARP Hawai'i; Hawaii Federation of Republican Women; Hawai'i Association of Professional Nurses; 'Ahahui o nā Kauka; Hawaii Substance Abuse Coalition; Hawai'i Family Caregiver Coalition; Free Access Coalition; Kahala Children's Medical Group; Hawaii County Medical Society; Kauai Community Health Alliance; Hawaii Provider Shortage Crisis Task Force; Hilo and Kea'au Urgent Care; Hawaii Medical Association; Hawaii Association of Health Plans; Hawaii Independent Physicians Association; The Kūpuna Caucus of the Democratic Party of Hawai'i; Oahu Kidney Care; VFW Hawaii; Children's Doctors LLC; Joyful Living, LLC; PJ Huonker MD Corp; American Veterans Hawaii; HI Econ; Hawaii Radiological Society; Hawai'i Speech-Language Hearing Association; Maui Orthopedic Institute; and numerous individuals. Your Committees received comments on this measure from the Department of Taxation, Grassroot Institute of Hawaii, and Tax Foundation of Hawaii.

Your Committees find that medical services rendered at a nonprofit hospital, infirmary, or sanitarium are exempt from the general excise tax, but those same services are fully taxable if rendered by individual or group practices or clinics. Your Committees further find that Medicare, Medicaid, and TRICARE do not compensate for the difference created by the general excise tax, which leads to some inconsistency in the impact to health care providers and causes some providers not to accept this group of patients. This measure would eliminate the disparity in compensation and help ease the financial burden of caring for patients with Medicare, Medicaid, or TRICARE.

Your Committees have amended this measure by:

- (1) Exempting amounts received by a dental practitioner for health care related goods or services purchased under the Medicaid, Medicare, or TRICARE programs from the general excise tax;
- (2) Removing its sunset date;
- (3) Making it applicable to taxable years beginning after December 31, 2023;
- (4) Inserting an effective date of June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Health & Homelessness and Economic Development that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1035, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1035, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Health & Homelessness: Ayes, 8. Noes, none. Excused, none.
Economic Development: Ayes, 7. Noes, none. Excused, 1 (Hussey-Burdick).

SCRep. 1577 Health & Homelessness on S.B. No. 1472

The purpose of this measure is to appropriate funds to accommodate the increase in the volume of calls received by the Hawaii Coordinated Access Resource Entry System crisis helpline and ensure that individuals who access the crisis helpline are provided with appropriate crisis intervention services and crisis care coordination.

Your Committee received testimony in support of this measure from the Department of Health, Hawaii Medical Association, Hawaii Substance Abuse Coalition, Hawaii Disability Rights Center, and four individuals.

Your Committee finds that the Hawaii Coordinated Access Resource Entry System (Hawaii CARES) is a coordinated statewide network of service providers focused on crisis intervention, substance use disorder treatment, mental health, and other behavioral health services. Through its crisis helpline, Hawaii CARES connects the State's residents who are experiencing a mental health crisis with appropriate service providers to reduce unnecessary hospitalizations and arrests, and provides continual care by staying in touch with the individual and providers throughout the duration of treatment. Your Committee further finds that Hawaii CARES also serves as the State's local crisis center for the National Suicide Prevention Lifeline, now known as the 988 Suicide and Crisis Lifeline. This measure is intended to accommodate the increase in call volume for the Hawaii CARES 988 call center and ensure that the mental health crisis response telephonic call center can continue to operate twenty-four hours a day, seven days a week.

Your Committee has amended this measure by:

- (1) Amending the preamble;
- (2) Amending the appropriation for crisis mobile outreach services provided through contracted service providers to include on-call remote real-time consultation with certain health care providers;
- (3) Including an appropriation of an unspecified amount for nineteen full-time equivalent (19.0 FTE) positions to support the operations of Certified Community Behavioral Health Clinics on Kauai, Maui, and Hawaii Islands;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of:

- (1) \$3,202,000 for the expansion and enhancement of the suicide crisis hotline through the Hawaii CARES crisis helpline;

- (2) \$2,961,892 for the expansion and enhancement of the crisis mobile outreach services provided through the Hawaii CARES crisis helpline, to be allocated as follows:
- (A) \$1,256,792 for providing crisis mobile outreach teams access to certain health care professionals for on-call remote real time consultation;
 - (B) \$5,100 for on-call remote real-time consultation to be used by certain health care professionals for real-time consultation with crisis mobile outreach teams; and
 - (C) \$1,700,000 for the establishment of preventive youth crisis teams;
- (3) \$1,900,000 for the expansion of licensed crisis residential shelter services provided through the Hawaii CARES crisis helpline;
- (4) \$8,205,200 for the expansion of bed stabilization services; and
- (5) \$1,072,000 for nineteen full-time equivalent (19.0 FTE) positions to support the operations of Certified Community Behavioral Health Clinics on Kauai, Maui, and Hawaii Islands.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1472, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1472, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1578 Health & Homelessness on S.B. No. 1492

The purpose of this measure is to:

- (1) Require and appropriate funds for the Department of Health to track and publicly report data relating to crisis reports, emergency mental health transports, and court-ordered treatments;
- (2) Require the Department of Health to respond to reports about persons having severe mental illnesses who need assistance; assess whether the person may fulfill the criteria for assisted community treatment; and, if so, initiate the process for an assisted community treatment order;
- (3) Establish that a court's denial of a petition for involuntary commitment shall serve as notification to the Department of Health that the person should be evaluated for assisted community treatment; and
- (4) Require the Department of the Attorney General to assist with the preparation and filing of assisted community treatment petitions and related court proceedings for private petitioners, unless the petitioner declines the assistance.

Your Committee received testimony in support of this measure from the Office of the Governor; Department of Health; Judiciary; Hawaii Substance Abuse Coalition; and Institute for Human Services, Inc. Your Committee received comments on this measure from the Department of the Attorney General and Hawaii Disability Rights Center.

Your Committee finds that assisted community treatment is a valuable tool for providing timely and necessary treatment for some individuals experiencing a mental health crisis. Your Committee further finds that improvements are needed to the State's assisted community treatment program and other methods used by the State to treat individuals suffering from untreated mental illness. This measure is intended to complement existing programs by granting the Department of Health and the judicial system additional tools to ensure that individuals struggling with mental health issues receive appropriate treatment.

Your Committee has amended this measure by:

- (1) Clarifying who must provide reports to the Department of Health on persons experiencing a mental health crisis;
- (2) Requiring the Department of Health to coordinate the process for an assisted community treatment petition with other departments or private providers as necessary, rather than requiring the Department to file the petition for assisted community treatment and specifying the requirements for coordinating this process;
- (3) Authorizing the Department of Health to contract with a service provider to coordinate the completion of an assisted community treatment petition;
- (4) Requiring the court to notify the Department of Health within twenty-four hours of a denial of a petition for involuntary commitment;
- (5) Changing the appropriation for the procurement of software and preparation of the Department of Health's website to be for Fiscal Biennium 2023-2025, rather than Fiscal Year 2023-2024 only, and amending its purpose to include the establishment of three full-time equivalent (3.0 FTE) positions;
- (6) Appropriating an unspecified sum to the Department of Health for the development and implementation of statewide media, education, and training activities for policies related to emergency examination and hospitalization and assisted community treatment for those in need of mental health intervention;
- (7) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$4,000,000 for the procurement of software and preparation of the Department of Health's website for data collection and publication and the establishment of three full-time equivalent positions and \$200,000 for the development and implementation of statewide media, education, and training activities for policies related to emergency examination and hospitalization and assisted community treatment for those in need of mental health intervention.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1492, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1492, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1579 Health & Homelessness on S.B. No. 1594

The purpose of this measure is to:

- (1) Establish a Crisis Intervention and Diversion Program within the Department of Health to divert persons in crisis from the criminal justice system to the health care system; and

(2) Appropriate funds to support crisis intervention efforts.

Your Committee received testimony in support of this measure from the Department of Health; State Council on Mental Health; Disability and Communication Access Board; Honolulu Police Department; Hawaii Substance Abuse Coalition; Hawaii Disability Rights Center; The Institute for Human Services, Inc.; and six individuals.

Your Committee finds that thousands of people in the State are arrested each year for offenses such as drinking liquor in public, loitering in public parks after hours, and camping in restricted areas such as on sidewalks or beaches. Your Committee further finds that many of these people suffer from issues relating to drugs, alcohol, or mental illness and would be better served by being diverted from the criminal justice system and into the health care system, where they can receive appropriate health care services. This measure is intended to address a gap in the State's continuum of care by expanding the State's existing crisis intervention and diversion programs to ensure individuals with mental illnesses receive appropriate care.

Your Committee has amended this measure by:

- (1) Clarifying that the intent and purpose of the measure is for the expansion of existing crisis intervention and diversion activities within the Department of Health and requiring the Department to collaborate with relevant parties to execute and implement these activities;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider an appropriation amount of \$11,407,200 for the expansion of existing crisis intervention and diversion activities and \$150,000 for the certification of law enforcement officers in mental health first aid and the crisis intervention team model.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1594, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1594, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1580 Health & Homelessness on S.B. No. 1044

The purpose of this measure is to appropriate funds to hire complex-based behavioral health specialists for the State's rural public schools.

Your Committee received testimony in support of this measure from the Department of Education, Opportunity Youth Action Hawai'i, and one individual. Your Committee received comments on this measure from the Hawai'i Association of School Psychologists.

Your Committee finds that suicide is the fourth leading cause of death for children between the ages of ten and fourteen, and the leading cause of death for young people between the ages of fifteen and twenty-four. According to the Department of Health, between 2005 and 2013 up to twenty percent of all high school-aged children in the State had suicidal ideation. Your Committee recognizes that these rates demonstrate the need for funding to hire additional specialists to provide mental health services in the State's rural schools.

Your Committee has amended this measure by clarifying that the behavioral health specialists hired by school complexes must be licensed behavioral health specialists.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1044, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1044, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1581 Water & Land/Agriculture & Food Systems on S.B. No. 287

The purpose of this measure is to authorize, for condominium projects located in agricultural districts, counties to require their approval of subdivisions of land greater than ten acres before the effective date of the condominium property regime.

Your Committees received testimony in support of this measure from the Department of Agriculture, Office of Planning and Sustainable Development, Department of Planning and Permitting of the City and County of Honolulu, Hawai'i Farmers Union United. Your Committees received testimony in opposition to this measure from the Real Estate Commission. Your Committees received comments on this measure from the Department of the Attorney General.

Your Committees find that it is in the best interest of the public to further strengthen the counties' ability to enforce their zoning laws and permitted uses in agricultural districts.

Your Committees have amended this measure by:

- (1) More appropriately placing language authorizing counties, for projects in agricultural districts that are greater than ten acres, to require their approval prior to the creation of the condominium property regime in the statutory section governing the creation of condominium property regimes, rather than the section governing the application for registration of a condominium property regime;
- (2) Deleting references to the subdivision of land;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Water & Land and Agriculture & Food Systems that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 287, S.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 287, S.D. 1, H.D. 1, and be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 8. Noes, none. Excused, none.

Agriculture & Food Systems: Ayes, 6. Noes, none. Excused, 1 (Lowen).

SCRep. 1582 Water & Land/Agriculture & Food Systems on S.B. No. 1521

The purpose of this measure is to require the Office of Planning and Sustainable Development to develop an integrated land use study that incorporates various studies to serve as a guide for planning and decision making on the use of agricultural lands.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources, Land Use Commission, Office of Planning and Sustainable Development, Hawaii State Energy Office, Hawai'i Farmers Union United, Hawaii Gas, Hawaiian Electric, Ulupono Initiative, and Hawai'i Farm Bureau. Your Committees received comments on this measure from the Department of Agriculture and Ka Ohana O Na Pua.

Your Committees find that a comprehensive land use analysis is needed to review and incorporate the State's twenty-first century climate and sustainability targets and housing targets into future land use proposals.

Your Committees have amended this measure by:

- (1) Changing the appropriation to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committees respectfully request your Committee on Finance, should it choose to deliberate on this measure, to consider an appropriation amount of:

- (1) \$700,000 for the establishment of six full-time equivalent (6.0 FTE) positions in the Office of Planning and Sustainable Development to develop definitive data and submit a report and related expenses;
- (2) \$750,000 for the update of various state functional plans of the Hawaii State Energy Office, Department of Agriculture, Department of Land and Natural Resources, Department of Transportation, and Hawaii Tourism Authority, to be allocated equally among the five agencies; and
- (3) \$1,215,000 for the establishment of seven full-time equivalent (7.0 FTE) positions in the Office of Planning and Sustainable Development and related expenses.

As affirmed by the records of votes of the members of your Committees on Water & Land and Agriculture & Food Systems that are attached to this report, your Committees are in accord with the intent and purpose of S.B. No. 1521, S.D. 2, as amended herein, and recommend that it pass Second Reading in the form attached hereto as S.B. No. 1521, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Water & Land: Ayes, 8. Noes, none. Excused, none.

Agriculture & Food Systems: Ayes, 6; Ayes with Reservations (Perruso). Noes, none. Excused, 1 (Lowen).

SCRep. 1583 Water & Land on S.B. No. 300

The purpose of this measure is to prohibit expenditures of public monies for improvements of lands not owned or leased by the State, subject to certain exceptions.

Your Committee received testimony in support of this measure from one individual. Your Committee received testimony in opposition to this measure from two individuals.

Your Committee finds that public funds should be used for public purposes and for the public good. Placing certain limitations on the expenditure of those monies would increase oversight of and accountability for taxpayer dollars.

Your Committee has amended this measure by:

- (1) Requiring the expending agency to approve a restrictive covenant that acknowledges the State's right to receive compensation for its expenditure if an improvement to land not owned or leased by the State is abandoned or not completed, if the source of funding for the improvement is:
 - (A) An appropriation of monies to be expended for a natural resource management project or cultural resource management project; or
 - (B) A state grant, including any grant made pursuant to chapter 42F, Hawaii Revised Statutes;
- (2) Requiring the recipient of the appropriation or grant to file and execute the restrictive covenant;
- (3) Adding definitions for the terms "cultural resource management" and "natural resource management";
- (4) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 300, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 300, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 3 (Chun, Ganaden, Hashem).

SCRep. 1584 Water & Land on S.B. No. 376

The purpose of this measure is to prohibit:

- (1) The mining, extraction, and removal of minerals from the seabed in all state marine waters; and
- (2) The issuance of any permit for or in connection with the development or operation of any facility or infrastructure associated with the mining, extraction, or removal of minerals from the seabed within state marine waters.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs; Hawai'i State Youth Commission; Friends of Hanauma Bay; Wild Kids; Surfrider Foundation, Hawai'i Region; Sustainable Ocean Alliance Hawai'i; Parley for the Oceans, Hawai'i; Sierra Club of Hawai'i; Hawai'i Youth Climate Coalition; Hawai'i Wildlife Fund; Kauai Women's Caucus; Mālama Pūpūkea-Waimea; Hawai'i's Thousand Friends; Hawai'i Reef and Ocean Coalition; Sustainable Coastlines Hawai'i; Deep Sea Mining Campaign; National Parks Conservation Association; 350Hawaii.org; Oceanic Preservation Society; Environmental Caucus of the Democratic Party of Hawai'i; Rev Ocean; Blue Climate Initiative; Tetiaroa Society; Benioff Ocean Science Laboratory; The Conservationist Collective; The Marine Mammal Center; Marine Conservation Institute; The Ocean Foundation; Greenpeace USA; HULIPAC; Te Ipukarea Society; Animal Welfare Institute; For the Fishes; and fifteen individuals.

Your Committee finds that the State's marine waters contain globally significant ecosystems that are rich in biodiversity. Your Committee further finds that seabed mining poses an unacceptably high risk of damage and disruption to the marine environment of the State. This measure ensures the protection and preservation of the State's valuable marine waters by prohibiting seabed mining and related activities.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 376, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1585 Water & Land on S.B. No. 775

The purpose of this measure is to require hunting guides to:

- (1) Obtain written permission from the owners of private lands before taking their clients to hunt on the private land; and
- (2) Submit the location of each guided hunt and a copy of the written permission to the Department of Land and Natural Resources as part of their annual reports.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources; Hawaii Cattlemen's Council, Inc.; and one individual.

Your Committee finds that guided hunting tours help manage game populations, provide a living wage for hunting guides, and help drive the State's economy. However, instances of hunting tours traversing private land without permission have led to concerning and potentially dangerous scenarios. This measure seeks to prevent the occurrence of these perilous situations.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 775, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 775, S.D. 1, H.D. 1, and be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1586 Water & Land on S.B. No. 948

The purpose of this measure is to appropriate funds for the Division of Forestry and Wildlife of the Department of Land and Natural Resources to coordinate the removal of hazardous albizia trees that potentially threaten public safety and the environment.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawai'i Emergency Management Agency, Wild Kids, Hawaiian Electric, Hawai'i Forest Industry Association, and two individuals.

Your Committee finds that invasive albizia trees grow very quickly and are hazardous to natural areas, property, and infrastructure. This measure provides a means to proactively mitigate and remove invasive albizia trees from priority areas.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 948, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 948, S.D. 1, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1587 Water & Land on S.B. No. 1153

The purpose of this measure is to support the conservation of Honolua Bay on the island of Maui by:

- (1) Establishing a Honolua Bay Advisory Board to administer the Honolua Bay Special Fund and oversee the conservation of Honolua Bay;
- (2) Establishing the Honolua Bay Special Fund for conservation purposes and for the upkeep and maintenance of Lipoa Point; and
- (3) Requiring the Department of Land and Natural Resources to create, maintain, and operate an online reservation system to limit public access to Honolua Bay or include and incorporate Honolua Bay into any online reservation system used by the Division of State Parks.

Your Committee received testimony in support of this measure from Office of the Mayor of the County of Maui and two individuals. Your Committee received testimony in opposition to this measure from the Department of Land and Natural Resources, Ocean Tourism Coalition, Sea Maui, Hula Girl Sailing, Gemini Sailing Charters, Quicksilver Charters, Trilogy Excursions, Teralani Sailing Adventures, and numerous individuals. Your Committee received comments on this measure from the Department of Budget and Finance; Kapalua Kai Sailing, Inc.; and Crystal Seahorse, Ltd.

Your Committee finds that Honolua Bay and Lipoa Point are important natural areas on the island of Maui and must be preserved for future generations.

Your Committee has amended this measure by:

- (1) Deleting the:
 - (A) Honolua Bay Advisory Board;
 - (B) Honolua Bay Special Fund; and
 - (C) Requirement that the Department of Land and Natural Resources create, maintain, and operate an online reservation system to limit public access to Honolua Bay or include and incorporate Honolua Bay into any online reservation system used by the Division of State Parks;
- (2) Directing the Department of Land and Natural Resources to create a Honolua Bay and Lipoa Point Subaccount within the Special Land and Development Fund under section 171-19, Hawaii Revised Statutes, to hold all funds appropriated specifically for Honolua Bay and Lipoa Point;

- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it choose to deliberate on this measure, to consider making appropriations:

- (1) For two additional full-time equivalent (2.0 FTE) positions for Division of Conservation and Resources Enforcement officers for Maui;
- (2) In the amount of \$270,000 for equipment for the two additional full-time equivalent (2.0 FTE) positions for Division of Conservation and Resources Enforcement officers for Maui;
- (3) For one full-time equivalent (1.0 FTE) position for the Division of State Parks;
- (4) For one full-time equivalent (1.0 FTE) position for the Division of Forestry and Wildlife;
- (5) For additional costs for equipment and vehicles to equip these new positions; and
- (6) Due to the remote location of this parcel of property, for a small departmental base yard for the secure storage of equipment.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1153, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1153, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1588 Water & Land on S.B. No. 1352

The purpose of this measure is to temporarily:

- (1) Amend the definition of "historic property" used in the State's Historic Preservation Program to mean certain structures or sites over one hundred years old, rather than fifty years old; and
- (2) Allow the Department of Land and Natural Resources to contract its review of proposed state projects, projects on privately owned historic property, and projects affecting historic properties to third-party consultants if the Department is unable to complete a timely review, subject to certain conditions.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation, Building Industry Association of Hawaii, Hawai'i Association of REALTORS, and NAIOP Hawaii. Your Committee received testimony in opposition to this measure from the Historic Hawai'i Foundation. Your Committee received comments on this measure from the Department of Land and Natural Resources and Department of the Attorney General.

Your Committee finds that the preservation of the historic and cultural heritage of the State is in the public interest. However, your Committee further finds that the existing process for reviewing projects has faced a severe backlog, and the amended process proposed by this measure would alleviate that backlog by allowing a third-party consultant to complete timely reviews when the State Historic Preservation Division is unable to do so.

Your Committee has amended this measure by:

- (1) Further amending the definition of "historic property" and adding a definition for "affordable housing";
- (2) Specifying that the Department of Land and Natural Resources' authority to contract its historic reviews to third-party consultants applies only to projects undertaken to provide affordable housing and is conditioned upon the project proponent paying the Department the funds needed to contract the third-party consultant; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1352, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1352, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1589 Water & Land on S.B. No. 304

The purpose of this measure is to:

- (1) Establish a Visitor Impact Fee Program within the Department of Land and Natural Resources to collect a fee for a license to visit a state park, forest, hiking trail, or other state natural area;
- (2) Establish and appropriate funds into and out of the Visitor Impact Special Fund for the Visitor Impact Fee Strategic Plan; and
- (3) Appropriate funds for positions to administer the Visitor Impact Fee Program.

Your Committee received testimony in support of this measure from the Office of the Governor, Department of the Attorney General, Department of Land and Natural Resources, Hawai'i Tourism Authority, Hawai'i Climate Change Mitigation and Adaptation Commission, Office of Planning and Sustainable Development, Friends of Hanauma Bay, Coral Reef Alliance, Kua'āina Ulu 'Auamo, Hawaii State Youth Commission, Kohala Coast Resort Association, Hawai'i Reef and Ocean Coalition, Climate Protectors Hawai'i; Kauai Climate Action Coalition, Trust for Public Land, Imua Alliance, Maui Hotel & Lodging Association, Mālama Learning Center, Kupu, The Nature Conservancy, Hawai'i Alliance for Progressive Action, Resources Legacy Fund, Mālama Pūpūkea-Waimea, Elemental Excelsior, Pacific Whale Foundation, Maui Ocean Center, Conservation International, Kanu Hawai'i, Surfrider Foundation Hawai'i, Hawai'i Alliance for Community-Based Economic Development, Sustainable Coastlines Hawai'i, Blue Planet Foundation, Hawai'i Forest & Trail, Hawai'i Youth Climate Coalition, Wastewater Alternatives & Innovations, National Tropical Botanical Garden, Young Progressives Demanding Action, The Conservationist Collective, Pono Hawai'i Initiative, Wild Kids, Parley for the Oceans, Reuse Hawai'i, Hawai'i Land Trust, Papahānaumokuākea Marine Debris Project, Kuleana Coral Restoration, Zero Waste Hawai'i Island, Travel2Change, Mālama Maunaloa, Kailua Beach Adventures, Good Food Movement, Care About Climate, Protea Zero Waste Store, Agripelago, Native Ecosystem Services, Delphi Cinema, Keep it Simple Honolulu, North Shore Community Land Trust, Hawai'i Wildlife Fund, Kingdom Pathways, Kokonut Coalition, Excurinsure, Kokua Foundation, and numerous individuals. Your Committee received testimony in opposition to this measure from four individuals. Your Committee received comments on this measure from the Tax Foundation of Hawaii, Grassroot Institute of Hawaii, and one individual.

Your Committee finds that there is a critical need for additional and scaled revenue to protect, restore, and enhance the State's irreplaceable natural resources. While visitors play a substantial role in the State's economy, they also take a heavy toll on the State's natural resources that cannot be ignored. These resources are invaluable to the livelihoods of the State's residents and an integral driver of the State's economy. The establishment of a visitor impact fee, as intended by this measure, will enable the State to fund land and water protection and stewardship projects as well as provide a pathway to sustainable environmental and economic resilience for the visitor industry.

Your Committee has amended this measure by:

- (1) Delaying the implementation of the Visitor Impact Fee Program, except for the establishment of the Visitor Impact Fee Special Fund, to July 1, 2025;
- (2) Requiring the Department of Land and Natural Resources to provide a report to the Legislature on the creation and implementation of the Visitor Impact Fee Strategic Plan, including the timetable of how the objectives of the Visitor Impact Fee Program will be pursued and implemented, no later than December 1, 2023; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 304, S.D. 2, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 304, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1590 Water & Land on S.B. No. 818

The purpose of this measure is to transfer the Aquaculture Program from the Department of Agriculture to the Agribusiness Development Corporation.

Your Committee received testimony in support of this measure from the Agribusiness Development Corporation. Your Committee received testimony in opposition to this measure from the Hawaii Aquaculture and Aquaponics Association, Aquaculture Planning & Advocacy LLC, Blue Ocean Mariculture, and three individuals. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee received testimony from the aquaculture industry expressing strong concerns about the potential impacts of moving the entire Aquaculture Program from the Department of Agriculture to the Agribusiness Development Corporation. The transfer of the Aquaculture Disease Diagnostic Lab and Aquaculture Veterinarian and lab staff out of the Department of Agriculture may result in the loss of synergy that currently exists within the Department.

Your Committee further finds that Hawaii's rapidly growing aquaculture industry is valued at over \$78,000,000 annually, which places it among the top ten states in the nation. In order to continue the discussion on how to best support and promote this industry, your Committee finds that the Department of Agriculture should continue to regulate and provide assistance to aquaculture operations, but additional resources and authority should also be given to the Agribusiness Development Corporation to further promote and expand aquaculture in the State.

Your Committee has amended this measure by:

- (1) Transferring only the business, processing, distribution, and marketing functions of the Aquaculture Program from the Department of Agriculture to the Agribusiness Development Corporation;
- (2) Deleting the appropriations for the establishment of the:
 - (A) Wilikina Hatchery and Education Center; and
 - (B) Mokuleia Aquaculture Innovation Center;
- (3) Making an appropriation for the aquaculture program under the Agribusiness Development Corporation and development of an aquaculture park; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 818, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 818, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1591 Water & Land on S.B. No. 1522

The purpose of this measure is to:

- (1) Establish the Office of Destination Management, including its powers, duties, and responsibilities;
- (2) Repeal the Hawaii Tourism Authority; and
- (3) Establish the Tourism Liaison Officer within the Office of the Governor.

Your Committee received testimony in opposition to this measure from Fair Wind Cruises and one individual. Your Committee received comments on this measure from the Department of Business, Economic Development, and Tourism; Department of Taxation; Hawai'i Tourism Authority; Kohala Coast Resort Association; Maui Hotel & Lodging Association; and Grassroot Institute of Hawaii.

Your Committee finds that the success of the Hawaii Tourism Authority has brought a surplus of visitors to the State. While this has stimulated economic growth, your Committee notes that residents' concerns regarding the impacts of over tourism on the State's infrastructure and natural resources continue to grow. Your Committee emphasizes the importance of shifting efforts and resources away from marketing the State as a tourist destination and toward balanced destination management to address the concerns of residents while encouraging a high-quality experience for visitors as they enjoy the natural resources of the State.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1522, S.D. 2, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1592 Water & Land on S.B. No. 1535

The purpose of this measure is to authorize the Director of Transportation to exempt certain ground transportation facility plans from historic preservation requirements and the environmental impact statement law, subject to certain conditions.

Your Committee received testimony in support of this measure from the Department of Transportation, Department of Land and Natural Resources, Department of Transportation Services of the City and County of Honolulu, and Hawai'i Bicycling League. Your Committee received comments on this measure from the Office of Planning and Sustainable Development.

Your Committee finds that Hawaii's roads are reportedly the most dangerous in the nation for pedestrians aged sixty-five and over. Your Committee further finds that simple traffic safety fixes often take five to seven years to implement. This measure enables critical safety projects to be implemented faster to reduce traffic-related fatalities and improve road and transportation safety.

Your Committee notes the Office of Planning and Sustainable Development's testimony indicating that the activities contemplated by this measure may already qualify for existing exemptions available under chapter 343, Hawaii Revised Statutes, and its rules from the requirement to prepare an environmental assessment, so long as the exemptions are documented and reported to the public.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1535, S.D. 1, H.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1593 Water & Land on S.B. No. 362

The purpose of this measure is to:

- (1) Increase the conveyance tax rate for condominiums and single family residences for which the purchaser is ineligible for a county homeowner's exemption with a value of at least \$2,000,000;
- (2) Exempt from the conveyance tax documents and instruments conveying real property:
 - (A) For the development or acquisition of affordable housing subject to a government assistance program qualified by the Hawaii Housing Finance and Development Corporation; and
 - (B) To owner-occupants or renter-occupants who own no other real property; and
- (3) Eliminate the cap on the amount of conveyance tax collections allocated to the Rental Housing Revolving Fund each fiscal year.

Your Committee received testimony in support of this measure from EAH Housing; Catholic Charities Hawai'i; Hawai'i Appleseed Center for Law & Economic Justice; Partners In Care; Hawai'i Children's Action Network Speaks!; Hope Services Hawai'i; Permanently Affordable Living Kaua'i; Hawai'i Housing Affordability Coalition; Hawaii Clubhouse Advocacy Coalition; Democratic Party of Hawai'i Education Caucus; Imua Alliance; Ka Po'e o Kaka'ako, Inc.; Hawaii Community Lending and Hawaiian Community Assets; Hawai'i YIMBY; Housing Hawai'i's Future; and nineteen individuals. Your Committee received testimony in opposition to this measure from the Land Use Research Foundation of Hawaii and Hawai'i Association of REALTORS. Your Committee received comments on this measure from the Department of Taxation; Department of Land and Natural Resources; Hawaii Housing Finance and Development Corporation; Tax Foundation of Hawaii; Coastal Planners, LLC; and two individuals.

Your Committee finds that additional state revenues are sorely needed to address Hawaii's affordable-housing crisis and to end homelessness.

Your Committee has amended this measure by:

- (1) Establishing a Homeless Services Fund;
- (2) Further adjusting the conveyance tax rates to have the rates apply to and be increased for certain properties;
- (3) Removing the conveyance tax exemption for documents and instruments conveying real property for the development or acquisition of affordable housing subject to a government assistance program qualified by the Hawaii Housing Finance and Development Corporation;
- (4) Adding a conveyance tax exemption for documents and instruments conveying real property to a nonprofit organization that will hold the property in an undeveloped state and for conservation purposes in perpetuity;
- (5) Eliminating the cap on the amount of conveyance tax collections allocated to the Land Conservation Fund;
- (6) Allocating ten percent of conveyance tax collections to the Homeless Services Fund;
- (7) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 362, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 362, S.D. 2, H.D. 1, and be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1594 Water & Land on S.B. No. 1498

The purpose of this measure is to improve protections for wetland taro lands and ancient wetland agricultural structures on undeveloped state-owned or -acquired lands.

Your Committee received testimony in support of this measure from the Land Use Commission, Wild Kids, Hawai'i Farmers Union United, Hawai'i Alliance for Progressive Action, Hawai'i Food+ Policy, and three individuals. Your Committee received comments on this measure from the Office of Hawaiian Affairs and one individual.

Your Committee finds that there is a compelling state interest in conserving state agricultural lands. Your Committee further finds that Act 211, Session Laws of Hawaii 2008, as amended by Act 196, Session Laws of Hawaii 2010, established a Taro Security and Purity Task Force (Task Force). As part of its duties, the Task Force was responsible for developing guidelines, protocols, and recommendations for taro policy. In 2009, the Task Force recommended improved protections for taro-growing lands, including loi (wet fields and terraces), mala (dry fields and terraces), kuana or paepae pohaku (stone walls), and

auwai (irrigation ditches). The Task Force also found that these key structural elements for viable wetland taro production were being destroyed, severed, and built upon by private and public development due to gaps in land use, historic preservation, and planning laws and policies. This measure seeks to fill in those gaps to support taro farmers and ensure the continued cultivation of taro in Hawaii.

Your Committee has amended this measure by:

- (1) Including lands in dryland taro cultivation and certain lands that retain structural evidence of mala within the protections proposed by this measure and amending the definition of "taro land" accordingly;
- (2) Clarifying that the protections proposed by this measure apply to lands and infrastructure used in wetland or dryland taro cultivation before statehood or currently in use for taro cultivation;
- (3) Deleting references to the high productivity determination of certain lands;
- (4) Requiring, instead of authorizing, the Land Use Commission to create an inventory of taro lands, pursuant to chapter 91, Hawaii Revised Statutes, and submit the inventory to the Board of Land and Natural Resources for approval;
- (5) Appropriating an unspecified amount for one full-time equivalent (1.0 FTE) geographic information systems specialist position in the Land Use Commission; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it choose to deliberate on this measure, to consider an appropriation amount of \$40,000 for the geographic information systems specialist position in the Land Use Commission.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1498, S.D. 1, H.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.B. No. 1498, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1595 Human Services on H.R. No. 72

The purpose of this measure is for The Office of Youth Services to develop a list and inventory of programs that work with Pacific Islander youth and their families.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Office of Youth Services, and Hawaii Youth Services.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 72 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Takenouchi, Garcia).

SCRep. 1596 Human Services on H.C.R. No. 71

The purpose of this measure is for The Office of Youth Services to develop a list and inventory of programs that work with Pacific Islander youth and their families.

Your Committee received comments on this measure from the Office of Youth Services, and Hawaii Youth Services Network.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 71 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Takenouchi, Garcia).

SCRep. 1597 Human Services on H.R. No. 73

The purpose of this measure is to have The Office of Youth Services and the Family Court of the First Judicial Circuit to collaborate in identifying processes, procedures, and strategies for partnering with community organizations to maximize rehabilitation and minimize recidivism for juvenile offenders.

Your Committee received testimony in support of this measure from Hawaii Youth Services, and one individual. Your Committee received comments on this measure from the Judiciary of the State of Hawaii.

Your Committee has amended this measure by:

- (1) deleting all references to "District Family Court of the First Judicial Circuit" in the title and body of this resolution and replacing them with "Family Court of the First Judicial Circuit."

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 73, as amended herein, and recommends that it be referred to your Committee on Judiciary & Hawaiian Affairs in the form attached hereto as H.R. No. 73, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Takenouchi, Garcia).

SCRep. 1598 Human Services on H.C.R. No. 72

The purpose of this measure is to urge the Office of Youth Services and the Family Court of the First Judicial Circuit to collaborate in identifying processes, procedures, and strategies for partnering with community organizations to maximize rehabilitation and minimize recidivism for juvenile offenders.

Your Committee received testimony in support of this measure from the Hawaii Youth Services Network. Your Committee received comments on this measure from the Office of Youth Services, and The Judiciary of the State of Hawaii.

Your Committee amended this measure by:

(1) deleting all references to "District Family Court of the First Judicial Circuit" in the title and body of this resolution and replacing them with "Family Court of the First Judicial Circuit."

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 72, as amended herein, and recommends that it be referred to your Committee on Judiciary & Hawaiian Affairs in the form attached hereto as H.C.R. No. 72, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Takenouchi, Garcia).

SCRep. 1599 Human Services on H.R. No. 131

The purpose of this measure is to request the Office of Wellness and Resilience to establish The Malama Ohana Working Group to identify, design, and recommend transformative changes to the Child Welfare System.

Your Committee received testimony in support of this measure from Hawaii Youth Services Network, Catholic Charities of Hawaii, and one individual.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 131 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Takenouchi, Garcia).

SCRep. 1600 Human Services on H.C.R. No. 130

The purpose of this measure is to request the Office of Wellness and Resilience establish the Malama Ohana Working Group to identify, design, and recommend transformative changes to the Child Welfare System.

Your Committee received testimony in support of this measure from the Hawaii Youth Services Network, Catholic Charities of Hawaii, Na Kama a Haloa Network, and eight individuals.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 130 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Takenouchi, Garcia).

SCRep. 1601 Human Services on H.R. No. 203

The purpose of this measure Request the Department of Human Services to study providing certain health insurance coverage for all children and pregnant persons who would otherwise qualify for coverage if not for their immigration status.

Your Committee received testimony in support of this measure from the Hawaii Coalition for Human Rights, Hawaii Children's Action Network Speaks!, Hawaii Friends of Civil Rights, and three individuals. Your Committee received comments on this measure from the Department of Human Services.

Your Committee has amended this measure by:

- (1) Changing the due date of the report to be submitted to the Legislature from no later than October 31, 2023 to no later than December 15, 2023.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 203, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 203, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 1602 Human Services on H.C.R. No. 199

The purpose of this measure is to request the Department of Human Services to study providing certain health insurance coverage for all children and pregnant persons who would otherwise qualify for coverage if not for their immigration status.

Your Committee received testimony in support of this measure from Hawaii Coalition for Immigration Rights, Hawaii Children's Action Network Speaks!, Hawaii ACOG, Hawaii Friends of Civil Rights, and two individuals. Your Committee received comments on this measure from the Department of Human Services.

Your Committee has amended this measure by:

- (1) Changing the due date of the report to be submitted to the Legislature from no later than October 31, 2023 to no later than December 15, 2023.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 199, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 199, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 1603 Human Services on H.R. No. 207

The purpose of this measure is to request The Department of Human Services' Med-Quest Division to take steps necessary to ensure that adequate provider rates are established for Applied Behavior Analysis services.

Your Committee received testimony in support of this measure from Behavior Analysis No Ka Oi, Inc., Hawaii Association of Behavior Analysis, BAYADA, Council of Autism Providers, and eleven individuals. Your Committee received comments on this measure from the Department of Human Services.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 207 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 1604 Human Services on H.C.R. No. 203

The purpose of this measure is to request The Department of Human Services' Med-Quest Division to take steps necessary to ensure that adequate provider rates are established for Applied Behavior Analysis services.

Your Committee received testimony in support of this measure from The Hawaii Disability Rights Center, Behavior Analysis No Ka Oi, Inc., Pakolea Support Services, the Hawaii Association for Behavioral Analysis, Bayada and thirty-three individuals. Your Committee received comments on this measure from the Department of Human Services.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 203 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 1605 Housing on H.R. No. 184

The purpose of this measure is to reaffirm the commitment to increase the State's affordable housing stock by not allocating special purpose revenue bonds and discouraging the use of special purpose revenue bonds.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation.

Your Committee finds that special purpose revenue bonds allow non-governmental entities serving a public purpose to use the name of the State to sell bonds whose interests are exempt from federal and state taxation. Your Committee further finds that while there is no aggregate ceiling on the amount of special purposes revenue bonds that the State can issue, private activity bonds, which are used in conjunction with the Low-Income Housing Tax Credits Program, have a volume cap that is determined by the Internal Revenue Service each year. Your Committee notes that even though special purpose revenue bonds have no cap, some are subject to the private activity bond volume cap, hindering the State's ability to build affordable housing. In recognition that certain special purpose revenue bonds can divert much needed private activity bonds that can address the State's housing crisis, the Legislature enacted Act 182, Session Laws of Hawaii 2022, which, among other things, established a moratorium on the issuance of special purpose revenue bonds unless requested by the Governor. Your Committee believes that it is important to reaffirm the State's commitment to build more affordable housing by not issuing special purposes revenue bonds as a reminder of the severe housing crisis the State is experiencing.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 184 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Kitagawa, Todd).

SCRep. 1606 Housing on H.C.R. No. 179

The purpose of this measure is to reaffirm the commitment to increase the State's affordable housing stock by not allocating special purpose revenue bonds and discouraging the use of special purpose revenue bonds.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation.

Your Committee finds that special purpose revenue bonds allow non-governmental entities serving a public purpose to use the name of the State to sell bonds whose interests are exempt from federal and state taxation. Your Committee further finds that while there is no aggregate ceiling on the amount of special purposes revenue bonds that the State can issue, private activity bonds, which are used in conjunction with the Low-Income Housing Tax Credits Program, have a volume cap that is determined by the Internal Revenue Service each year. Your Committee notes that even though special purpose revenue bonds have no cap, some are subject to the private activity bond volume cap, hindering the State's ability to build affordable housing. In recognition that certain special purpose revenue bonds can divert much needed private activity bonds that can address the State's housing crisis, the Legislature enacted Act 182, Session Laws of Hawaii 2022, which, among other things, established a moratorium on the issuance of special purpose revenue bonds unless requested by the Governor. Your Committee believes that it is important to reaffirm the State's commitment to build more affordable housing by not issuing special purposes revenue bonds as a reminder of the severe housing crisis the State is experiencing.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 179 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Kitagawa, Todd).

SCRep. 1607 Housing on H.R. No. 183

The purpose of this measure is to request a feasibility study on redeveloping lands situated at TMK (1)2-8-015:001 into workforce housing and other affiliated uses.

Your Committee received testimony in support of this measure from the University of Hawai'i System and Hawaii Housing Finance and Development Corporation.

Your Committee finds that there is a severe lack of affordable housing in the State, and it is estimated that Hawaii will need approximately twenty-six thousand to forty-seven thousand new housing units before 2030. Your Committee believes that state agencies have an opportunity to help address the housing crisis by providing suitable lands currently available for the development of affordable housing, including workforce housing.

Your Committee notes that the land situated at TMK (1)2-8-015:001 is currently owned by the University of Hawaii and it would be more appropriate to request the University of Hawaii to conduct the study under this measure.

Accordingly, your Committee has amended this measure by:

- (1) Inserting more background information regarding the land that is the subject of this measure and owned by the University of Hawaii;
- (2) Requesting the University of Hawaii to consult with the Hawaii Housing Finance and Development Corporation to conduct the study and report to the Legislature;
- (3) Changing the certified copy recipients; and

(4) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 183, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 183, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Kitagawa, Todd).

SCRep. 1608 Housing on H.C.R. No. 178

The purpose of this measure is to request a feasibility study on redeveloping lands situated at TMK (1)2-8-015:001 into workforce housing and other affiliated uses.

Your Committee received testimony in support of this measure from the University of Hawai'i System and Hawaii Housing Finance and Development Corporation.

Your Committee finds that there is a severe lack of affordable housing in the State, and it is estimated that Hawaii will need approximately twenty-six thousand to forty-seven thousand new housing units before 2030. Your Committee believes that state agencies have an opportunity to help address the housing crisis by providing suitable lands currently available for the development of affordable housing, including workforce housing.

Your Committee notes that the land situated at TMK (1)2-8-015:001 is currently owned by the University of Hawaii and it would be more appropriate to request the University of Hawaii to conduct the study under this measure.

Accordingly, your Committee has amended this measure by:

- (1) Inserting more background information regarding the land that is the subject of this measure and owned by the University of Hawaii;
- (2) Requesting the University of Hawaii to consult with the Hawaii Housing Finance and Development Corporation to conduct the study and report to the Legislature;
- (3) Changing the certified copy recipients; and
- (4) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 178, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 178, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Kitagawa, Todd).

SCRep. 1609 Human Services on H.R. No. 141

The purpose of this measure is to urge Hawaii's Congressional Delegation to introduce and support legislation to amend title IV-A of the Social Security Act to allow Temporary Assistance for Needy Families funds to be used by states to build transitional supportive housing and affordable rental housing.

Your Committee received testimony in support of this measure from the Department of Business – Economic Development & Tourism – Hawaii Housing Finance and Development Corporation, Hawaii Health and Harm Reduction Center, AARP Hawaii, The Institute for Human Services and one individual. Your Committee received comments on this measure from the Department of Human Services.

Your Committee has amended this measure by:

- (1) Inserting a first BE IT FURTHER RESOLVED clause requesting the Hawaii Congressional delegation to consider redirecting unspent TANF funds to the Departments of Housing and Urban Development to be used in the State where the unspent TANF funds originated for the purpose of developing affordable housing; and

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 141, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 141, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 1610 Human Services on H.C.R. No. 139

The purpose of this measure is to urge Hawaii's Congressional Delegation to introduce and support legislation to amend title IV-A of the Social Security Act to allow Temporary Assistance for Needy Families funds to be used by states to build transitional supportive housing and affordable rental housing.

Your Committee received testimony in support of this measure from the Department of Business Economic Development & Tourism – Hawaii Housing Finance and Development Corporation, Hawaii Health and Harm Reduction Center, AARP Hawaii, The Institute for Human Services and one individual. Your Committee received comments on this measure from the Department of Human Services.

Your Committee has amended this measure by:

- (1) Inserting a first BE IT FURTHER RESOLVED clause requesting the Hawaii Congressional delegation to consider redirecting unspent TANF funds to the United States Department of Housing and Urban Development to be used in the State where the unspent TANF funds originated for the purpose of developing affordable; and

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 139, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 139, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Garcia).

SCRep. 1611 Education on S.B. No. 105

The purpose of this measure is to change the Department of Education's mandated quarterly report on autism spectrum disorder to an annual report.

Your Committee received testimony in support of this measure from the Department of Education. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that Act 205, Session Laws of Hawaii 2018, requires the Department of Education to report quarterly about students with autism spectrum disorder, as well as related staffing requirements and Medicaid reimbursements. Your Committee further finds that because there are few changes made between each quarterly report, the quarterly reporting requirement is burdensome for the Department of Education. Your Committee believes that requiring the report to be submitted annually to the Legislature will reduce the additional workload on the Department of Education while still requiring accurate data to be reported.

Your Committee has amended this measure by changing the effective date to June 30, 3000.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 105, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 105, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Kapela, Quinlan).

SCRep. 1612 Judiciary & Hawaiian Affairs on S.B. No. 933

The purpose of this measure is to allow petitioners to attend temporary restraining order hearings remotely when domestic abuse is alleged.

Your Committee received testimony in support of this measure from the Hawai'i State Coalition Against Domestic Violence, Domestic Violence Action Center, Restraining Orders Without Borders, and nine individuals. Your Committee received comments on this measure from the Judiciary.

Your Committee finds that this measure will promote greater safety, economic justice, and equitable access to the courts for victims of domestic abuse.

Your Committee has amended this measure by deleting its contents and inserting the contents of H.B. No. 352, H.D. 1, a substantially similar measure, which previously passed the House, and which:

- (1) Authorizes the family courts to allow petitioners to attend temporary restraining order hearings remotely upon request;
- (2) Requires the family courts to consider certain factors when approving a request for remote attendance;
- (3) Requires the family courts to allow petitioners who allege domestic abuse to attend temporary restraining order hearings remotely; and
- (4) Takes effect on June 30, 3000.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 933, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 933, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1613 Judiciary & Hawaiian Affairs on S.B. No. 1267

The purpose of this measure is to allow nonresidents to apply for a temporary restraining order or order for protection in cases of domestic abuse and an injunction from further harassment.

Your Committee received testimony in support of this measure from the Hawai'i State Coalition Against Domestic Violence, Restraining Orders Without Borders, Rise, and six individuals. Your Committee received comments on this measure from the Judiciary.

Your Committee finds that there is a significant gap under existing law as out-of-state victims are prohibited from filing restraining order petitions, even if the offense occurred in the State. This measure closes this gap to ensure that all persons have access to justice. Your Committee notes that the Judiciary requested in their written testimony a delayed effective date of September 1, 2023, in order to implement the operational changes required in this measure.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1267, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1267, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1614 Judiciary & Hawaiian Affairs on S.B. No. 739

The purpose of this measure is to increase protection of the State's cultural and historic resources and facilitate enforcement of state law prohibiting acts of desecration by:

- (1) Reducing the requisite state of mind for the criminal offense of desecration from "intentionally" to "knowingly"; and
- (2) Simplifying the definition of "desecrate".

Your Committee received testimony in support of this measure from the Council for Native Hawaiian Advancement, Kua'āina Ulu 'Auamo, and four individuals. Your Committee received comments on this measure from the Office of the Public Defender.

Your Committee finds that recent acts of desecration at sacred cultural and historic sites in Hawaii demonstrate the need for greater protection of Hawaii's resources. This measure would make it easier to prosecute acts of desecration involving Hawaii's cultural and historic resources.

Your Committee has amended this measure by:

- (1) Retaining the existing requisite state of mind of "intentionally" for the criminal offense of desecration; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 739, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 739, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 1615 Judiciary & Hawaiian Affairs on S.B. No. 911

The purpose of this measure is to clarify that a prospective juror is disqualified to serve as a juror if they have been convicted of a felony and have not been finally discharged, in addition to not being pardoned.

Your Committee received testimony in support of this measure from the Office of the Public Defender and Community Alliance on Prisons. Your Committee received comments on this measure from the Judiciary.

Your Committee finds that existing law prohibits persons convicted of felonies from jury service unless they are pardoned. Your Committee believes that allowing persons who have completed their sentences for felony convictions to serve on juries will enhance diversity and representation on juries in the State.

Your Committee has amended this measure by:

- (1) Amending the definition of "finally discharged" to mean the person has received or is eligible to receive a certificate of discharge; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 911, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 911, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, none.

SCRep. 1616 Judiciary & Hawaiian Affairs on S.B. No. 1079

The purpose of this measure is to require courts to, upon written request, expunge records of convictions for first-time offenses involving:

- (1) Operating a vehicle after consuming a measurable amount of alcohol while under the age of twenty-one; and
- (2) Certain property offenses, if the sentencing occurred before 1998.

Your Committee received testimony in support of this measure from the Office of the Public Defender. Your Committee received comments on this measure from the Judiciary.

Your Committee finds that this measure will assist many individuals who were sentenced for the offense of operating a vehicle after consuming a measurable amount of alcohol while under the age of twenty-one or committed certain property offenses prior to 1998 in finding better employment and improving their all-around quality of life.

Your Committee notes that the Judiciary requested in its written testimony that this measure take effect on July 1, 2025, to allow system changes to be made to accommodate the requirements of this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1079, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1079, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1617 Judiciary & Hawaiian Affairs on S.B. No. 372

The purpose of this measure is to:

- (1) Require that a law enforcement officer has a duty to intervene if the law enforcement officer reasonably believes that another law enforcement officer is using unnecessary or excessive force on an arrestee;
- (2) Require the law enforcement officer to report the incident to the other law enforcement officer's supervisor; and
- (3) Require relevant departments to submit annual reports to the Legislature.

Your Committee received testimony in support of this measure from the Honolulu Police Department, American Civil Liberties Union of Hawai'i, Policing Project at NYU School of Law, and seven individuals. Your Committee received testimony in opposition to this measure from the State of Hawaii Organization of Police Officers.

Your Committee finds that this measure will reduce the number of violent and even fatal interactions between police and community members, keep law enforcement officers accountable, and help improve public confidence and trust in law enforcement.

Your Committee has amended this measure by:

- (1) Making it effective upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 372, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 372, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1618 Judiciary & Hawaiian Affairs on S.B. No. 926

The purpose of this measure is to allow pedestrians to act contrary to the statewide traffic code when a reasonably careful pedestrian would determine that there is no immediate danger of a collision with a moving vehicle.

Your Committee received testimony in support of this measure from the Office of the Public Defender, Hawai'i State Council on Developmental Disabilities, Hawai'i Public Health Institute, Get Fit Kauai, and eight individuals. Your Committee received testimony in opposition to this measure from the Department of Transportation and Honolulu Police Department. Your Committee received comments on this measure from the Grassroot Institute of Hawaii.

Your Committee finds that, in many situations, a pedestrian's perception and judgment can be more effective in mitigating injuries than traffic lights or street markings. Your Committee further finds that this measure will give pedestrians more freedom in using their judgment to determine the safety conditions when facing vehicular traffic.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 926, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 926, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, 1 (Souza). Excused, 1 (Holt).

SCRep. 1619 Judiciary & Hawaiian Affairs on S.B. No. 141

The purpose of this measure is to:

- (1) Require presidential electors to take a pledge that they will vote for their party's nominee;
- (2) Provide for a process of invalidating the vote and removing any faithless elector and procedures for their replacement; and
- (3) Update rules for certification of electors and their votes to be in full compliance with federal law.

Your Committee received testimony in support of this measure from the Commission to Promote Uniform Legislation, Stonewall Caucus of the Democratic Party of Hawaii, League of Women Voters of Hawaii, and five individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that the United States Supreme Court has upheld legislation that provided states with the authority to bind their electors to the candidates they have pledged to support. This measure is intended to address the rare but historically recent problem of presidential electors who do not adhere to their obligation to vote faithfully for their parties' candidates.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 141, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 141, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 3 (Holt, Hashimoto, Ilagan).

SCRep. 1620 Judiciary & Hawaiian Affairs on S.B. No. 19

The purpose of this measure is to guarantee the vote of eligible voters who cast their ballot and then subsequently die or otherwise become ineligible before election day.

Your Committee received testimony in support of this measure from the League of Women Voters of Hawaii and Stonewall Caucus of the Democratic Party of Hawaii. Your Committee received testimony in opposition to this measure from the Hawaii Federation of Republican Women and twelve individuals.

Your Committee finds that the State's transition to vote by mail inadvertently did not account for a procedure for validating mail-in ballots cast by eligible voters who thereafter became ineligible, including those who became ineligible by death. This measure ensures that eligible voters who casted their ballot but subsequently become ineligible to vote due to valid reasons will still have their vote counted.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 19, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 19, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 3 (Holt, Hashimoto, Ilagan).

SCRep. 1621 Judiciary & Hawaiian Affairs on S.B. No. 228

The purpose of this measure is to:

- (1) Establish a general fraud statute that is intended to cover schemes to obtain financial or other gains by means of false statements, misrepresentations, concealment of important information, or deception;
- (2) Establish the offense of making a false, fictitious, or fraudulent claim against the State or any county; and

(3) Prohibit the use of false statements or entries in matters within the jurisdiction of the executive, legislative, or judicial branches of the State.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, Commission to Improve Standards of Conduct, Department of the Prosecuting Attorney of the City and County of Honolulu, Honolulu Police Department, and one individual.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established pursuant to House Resolution No. 9, Regular Session of 2022. If enacted, this measure would increase public trust in state government and the level of transparency in its operations and accountability of individuals.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 228, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 228, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Holt, Mizuno).

SCRep. 1622 Judiciary & Hawaiian Affairs on S.B. No. 1541

The purpose of this measure is to clarify the law by expressly prohibiting voters from casting more than one vote during any election, even if one of those votes is in a state or territory of the United States other than Hawaii.

Your Committee received testimony in support of this measure from one individual. Your Committee received testimony in opposition to this measure from Hawaii Federation of Republican Women and eleven individuals. Your Committee received comments on this measure from one individual.

Your Committee finds that although existing law prohibits a person from voting again after having already voted, it does not expressly address the possibility that a person could cast a vote in Hawaii and an additional vote in another state or territory of the United States. Your Committee believes this measure is necessary to clarify the State's election fraud laws and strengthen voter protection.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1541, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1541, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 3 (Holt, Hashimoto, Ilagan).

SCRep. 1623 Judiciary & Hawaiian Affairs on S.B. No. 1189

The purpose of this measure is to require candidates or the treasurer of their candidate committee to file a preliminary report on February 28 of the year of a general election.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Campaign Spending Commission.

Your Committee finds that reporting requirements are important aspects of democracy as it ensures transparency and allows voters to make better informed decisions on certain candidates. This measure will enhance transparency by requiring an additional reporting date for a preliminary report.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1189, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1189, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Kong). Noes, none. Excused, 2 (Holt, Mizuno).

SCRep. 1624 Judiciary & Hawaiian Affairs on S.B. No. 671

The purpose of this measure is to specify that testing products utilized in determining whether a controlled substance contains chemicals, toxic substances, or hazardous compounds in quantities that can cause physical harm or death, including fentanyl test strips are excluded from the definition of drug paraphernalia.

Your Committee received testimony in support of this measure from the Department of Health, Hawai'i Health & Harm Reduction Center, and thirteen individuals.

Your Committee finds that the Centers for Disease Control and Prevention and the Substance Abuse and Mental Health Services Administration encourage the use of federal funds to purchase fentanyl test strips to curb the dramatic spike in drug overdose deaths from the use of synthetic opioids that include illicitly manufactured fentanyl. Your Committee further finds that the Department of Health reported that there were seventy-four fatal opioid poisonings in Hawaii in 2021, fifty of which came from synthetic opioids that included fentanyl. This measure improves the prevention and reduction of drug overdoses in the State by allowing fentanyl test strips to be utilized as a valuable public health tool.

Your Committee has amended this measure by:

- (1) By deleting language that excluded testing products, other than fentanyl strips, that are used to determine if a controlled substance contains chemicals, toxic substances, or hazardous compounds in quantities that can cause physical harm or death from the definition of "drug paraphernalia";
- (2) Making the measure effective upon approval; and

(3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 671, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 671, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1625 Judiciary & Hawaiian Affairs on S.B. No. 47

The purpose of this measure is to require:

- (1) That any new contract entered into by the Office of Elections for equipment or services relating to preparing ballots or counting votes include the capability to randomize the names of candidates appearing on the ballot if technologically possible;
- (2) Candidate names to be randomized on individual ballots and randomly rotated across precincts; and
- (3) The Office of Elections to inform voters and candidates, by a method suited for the voting system, that the names of candidates may not be in alphabetical order.

Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from the Office of Elections and League of Women Voters of Hawaii.

Your Committee finds that research has shown that there is a positional advantage for candidates who appear first on ballots. This measure intends to address the positional advantage under existing law, which requires candidates' names to appear in alphabetical order.

Your Committee has amended this measure by:

- (1) Requiring candidate names to be randomized on ballots to the greatest extent possible, rather than randomized on individual ballots and randomly rotated across precincts; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 47, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 47, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Hashimoto, Ilagan).

SCRep. 1626 Judiciary & Hawaiian Affairs on S.B. No. 1493

The purpose of this measure is to prohibit during, shortly before, and shortly after legislative sessions any lobbyist contributions and expenditures and promises of contributions or expenditures to any elected official, candidate, candidate committee, or individual who is required to file an organizational report with the Campaign Spending Commission.

Your Committee received testimony in support of this measure from the Hawai'i State Ethics Commission, Campaign Spending Commission, and one individual. Your Committee received comments on this measure from one individual.

Your Committee finds that this measure would reduce the negative perception surrounding the timing of contributions and expenditures to public officials from individuals or organizations that have an interest in matters pending before the Legislature during session.

Your Committee has amended this measure by:

- (1) Requiring that any prohibited lobbyist contribution escheat to the Hawaii Election Campaign Fund;
- (2) Amending the definition of "lobbyist" as it relates to prohibited contributions and expenditures to mean any person actively registered as a lobbyist with a state or county ethics board or commission;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1493, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1493, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Holt, Mizuno).

SCRep. 1627 Judiciary & Hawaiian Affairs on S.B. No. 203

The purpose of this measure is to:

- (1) Authorize the Campaign Spending Commission to treat a respondent's failure to explain or otherwise respond to a complaint alleging a violation of campaign spending laws as a presumption that a violation has occurred; and
- (2) Provide that the respondent shall have thirty days from the mailing of the complaint to respond before the presumption takes effect.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, Commission to Improve Standards of Conduct, League of Women Voters of Hawaii, and one individual.

Your Committee finds that this measure implements one of the recommendations made by the Commission to Improve Standards of Conduct established by the House of Representatives in House Resolution No. 9, Regular Session of 2022. This measure would allow the Campaign Spending Commission to timely and efficiently address campaign finance violations, which is especially critical in election years.

Your Committee has amended this measure by:

- (1) Specifying that the Campaign Spending Commission may treat a respondent's failure to explain or otherwise respond to a complaint alleging a violation of campaign spending laws as a rebuttable presumption, rather than as a presumption;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 203, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 203, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Holt, Mizuno).

SCRep. 1628 Judiciary & Hawaiian Affairs on S.B. No. 214

The purpose of this measure is to establish the offense of interference with the operation of a public transit vehicle.

Your Committee received testimony in support of this measure from the Disability and Communication Access Board, Honolulu Police Department, and Department of Transportation Services of the City and County of Honolulu. Your Committee received comments on this measure from the Department of the Attorney General and Office of the Public Defender.

Your Committee finds that many Hawaii residents and visitors rely on public transportation for education, employment, health care, housing, and community purposes. This measure will serve as a deterrent against acts that interfere with the safe and timely operation of public transit vehicles.

Your Committee has amended this measure by:

- (1) Clarifying the definition of "public transit vehicle";
- (2) Changing the penalty for the offense of interference with the operation of a public transit vehicle that does not result in serious bodily injury to, or death of, any person from a misdemeanor to a violation;
- (3) Making clarifying and conforming amendments to the existing offense of interference with the operator of a public transit vehicle;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 214, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 214, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, 1 (Ganaden). Excused, 2 (Holt, Mizuno).

SCRep. 1629 Judiciary & Hawaiian Affairs on S.B. No. 210

The purpose of this measure is to establish the Criminal Justice Data Sharing Working Group to make recommendations for a statewide repository to facilitate sharing of criminal justice data among state and county agencies.

Your Committee received testimony in support of this measure from the Department of the Attorney General, Department of Public Safety, Hawaii Correctional Oversight Commission, Crime Victim Compensation Commission, Office of the Mayor of the City and County of Honolulu, Department of the Prosecuting Attorney of the City and County of Honolulu, and one individual. Your Committee received comments on this measure from the Judiciary, Criminal Justice Research Institute, Legislative Reference Bureau, and Civil Beat Law Center for the Public Interest.

Your Committee finds that all state and county criminal justice agencies plan, design, procure, implement, and operate their own separate information systems. Since there is no common repository used by the state and county criminal justice agencies for tracking data between each separate information system, data sharing is difficult and is often solved through one-off solutions. This measure would establish a working group to make recommendations on a statewide criminal justice data repository to increase efficiency, support criminal justice, and improve operations.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that the Criminal Justice Data Sharing Working Group should also address concerns related to public access of information as it relates to transparency and confidentiality.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 210, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 210, S.D. 2, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 1 (Holt).

SCRep. 1630 Judiciary & Hawaiian Affairs on S.B. No. 869

The purpose of this measure is to clarify that a majority of the members appointed to the Youth Commission constitutes a quorum to do business.

Your Committee received testimony in support of this measure from the Office of Youth Services, Hawai'i State Youth Commission, Hawai'i Youth Services Network, and two individuals. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that over the past year, the Youth Commission has struggled with membership and has often not had the ability to establish quorum and conduct official business. This change to the definition of quorum for the Youth Commission will enhance its ability to maintain quorum and take action despite this challenge.

Your Committee has amended this measure by changing its effective date to upon approval.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 869, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 869, S.D. 2, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Ilagan, Kong).

SCRep. 1631 Judiciary & Hawaiian Affairs on S.B. No. 9

The purpose of this measure is to:

- (1) Require members of each board of registration be a registered voter in the respective county of the board to which the member is appointed and remain a registered voter in that county for their term of office; and
- (2) Establish methods for determining and verifying a board member's political party membership.

Your Committee received testimony in support of this measure from the League of Women Voters of Hawaii and one individual.

Your Committee finds that board of registration volunteers play an important role in maintaining election integrity by reviewing and deciding appeals that arise from a voter challenge or a clerk's decision regarding voter registration. Your Committee further finds that establishing a method for determining and verifying a board member's party affiliation will ensure each board of registration avoids overt bias and maintains the ability to make fair decisions concerning voter appeals and a clerk's decision.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 9, S.D. 1, and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 3 (Holt, Hashimoto, Ilagan).

SCRep. 1632 Judiciary & Hawaiian Affairs on S.B. No. 1513

The purpose of this measure is to require a public agency board to report any discussion or final action taken during an executive meeting; provided that the disclosure is not inconsistent with the purpose of convening the executive meeting and giving the Board discretion to maintain confidentiality.

Your Committee received testimony in support of this measure from the Office of Information Practices.

Your Committee finds that the Sunshine Law, part I of chapter 92, Hawaii Revised Statutes, allows government boards to go into a closed executive session for a limited list of purposes, but the minutes of an executive session can only be withheld to the extent necessary to protect the purpose of convening the executive session. This measure would promote public access without undermining a board's ability to use executive sessions when authorized to do so.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1513 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Holt, Mizuno).

SCRep. 1633 Judiciary & Hawaiian Affairs on S.B. No. 487

The purpose of this measure is to update the Hawaii Revised Statutes (HRS) by correcting errors and references, clarifying language, and deleting obsolete or unnecessary provisions.

Your Committee received testimony in support of this measure from the Legislative Reference Bureau.

Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that this measure, prepared and submitted by the Legislative Reference Bureau pursuant to the Bureau's statute revision functions under Chapter 23G, HRS, is necessary to improve the clarity, consistency, and accuracy of the HRS.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 487 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Holt, Mizuno).

SCRep. 1634 Judiciary & Hawaiian Affairs on S.B. No. 179

The purpose of this measure is to:

- (1) Rename the statewide and county-level voters with special needs advisory committees to elections accessibility needs advisory committees; and
- (2) Recognize that voting accessibility needs may arise from disabilities other than those of a physical nature.

Your Committee received testimony in support of this measure from the Office of Elections, State Council on Developmental Disabilities, Disability and Communication Access Board, Hawaii Disability Rights Center, Voters with Special Needs Advisory Committee, and one individual.

Your Committee finds that the purpose of the voters with special needs advisory committees is to represent and advise on behalf of voters with accessibility needs, regardless of whether the disabilities are of a physical nature. However, under existing law, members must identify as voters with physical disabilities. This measure amends the membership of the committees allowing for the inclusion of persons with disabilities that are not of a physical nature, which allows the committees to be more representative of the group on whose behalf the committees advocate.

Your Committee further finds that language is the basis of thoughts and attitudes. While standards for appropriate terminology continually evolve, your Committee recognizes that the use of "special needs" is patronizing and distancing by persons with disabilities. Accordingly, this measure renames the committees to be more inclusive and appropriate.

Furthermore, your Committee notes that there are several provisions in the Hawaii Revised Statutes that continue to use the term "special needs" when referencing persons with disabilities. These references warrant equal scrutiny and should be similarly amended. However, your Committee acknowledges that the title of this measure prevents your Committee from carrying-out those appropriate amendments.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 179 and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Holt, Mizuno).

SCRep. 1635 Consumer Protection & Commerce on S.B. No. 1372

The purpose of this measure is to amend certain definitions to ensure care recipients, caregivers, and employed caregivers have access to necessary services and supports available under the Kupuna Care Program.

Your Committee received testimony in support of this measure from the Executive Office on Aging.

Your Committee finds that Act 160, Session Laws of 2022, was enacted to fold the Kupuna Caregivers Program into the Kupuna Care Program. Currently, the definitions for "caregiver support services" and "respite care" under the Kupuna Care Program only apply to employed caregivers. This measure will allow for all caregivers, whether or not employed, to receive caregiver supports and services. This measure also amends the definition for "kupuna care services" to ensure that these services are available to all care recipients, caregivers, and employed caregivers.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1372, S.D. 1, and recommends that it pass Second Reading and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, none.

SCRep. 1636 Education on S.B. No. 106

The purpose of this measure is to:

- (1) Authorize the Department of Health to require the Department of Education to report on COVID-19 potential outbreaks or other public health emergencies and other related information in a manner most appropriate to public health and safety, as determined by the Department of Health; and
- (2) Repeal the requirement that the report be published on a weekly basis on the Department of Education's website.

Your Committee received testimony in support of this measure from the Department of Education, Department of Health, and Office of Hawaiian Affairs. Your Committee received testimony in opposition to this measure from two individuals.

Your Committee finds that the COVID-19 pandemic affected the operations of schools and required the establishment of additional processes and procedures to ensure the safety of children and prevent them from getting or spreading COVID-19. Your Committee further finds that pursuant to Act 4, Special Session Laws of Hawaii 2021, the Department of Education is required to publish a report weekly on schools that have a student, staff member, or affiliated individual who has tested positive for COVID-19. Your Committee notes that, due to the widespread availability of COVID-19 vaccines and other prevention and mitigation efforts, the weekly COVID-19 reporting requirement may no longer be necessary. Your Committee believes that giving the Department of Health discretion in requiring the Department of Education to report on COVID-19 potential outbreaks and other public health emergencies will ensure that the State can respond to health emergencies in schools while reducing the administrative workload of the Department of Education.

Your Committee has amended this measure by changing the effective date to June 30, 3000.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 106, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 106, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1637 Judiciary & Hawaiian Affairs on S.B. No. 406

The purpose of this measure is to:

- (1) Allow the court to award reasonable visitation rights to a petitioning grandparent of a minor child when the child's parent is unable to exercise parental visitation due to incarceration or death and denial of reasonable grandparent visitation rights would cause significant harm to the child;
- (2) Require the court to follow the same standards, considerations, and procedures, for the granting of grandparent visitation rights as are used when awarding other visitation rights; and
- (3) Specify that persons violating an order awarding reasonable grandparent visitation rights are subject to sanctions.

Your Committee received testimony in support of this measure from the Grandparents Rights Hawaii Campaign, Hawaii Coalition for Child Protective Reform, and seven individuals.

Your Committee finds that ties created between a child and a grandparent are crucial to ensuring a sense of safety and security among children, especially for those who may have experienced traumatic life changes like losing a parent. Grandparents often act as caregivers for grandchildren, but do not have access to sufficient judicial remedies to ensure visitation rights. This measure clarifies guidelines for family courts in the State when considering whether to award visitation rights to grandparents.

Your Committee has amended this measure by making it effective upon approval.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 406, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 406, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Ilagan, Kong).

SCRep. 1638 Judiciary & Hawaiian Affairs on S.B. No. 1505

The purpose of this measure is to authorize the Department of Transportation to restrict vessels that have been reported to have engaged in specific unlawful, unpermitted, or unlicensed activities from entering or departing ports in the State's commercial harbor system.

Your Committee received testimony in support of this measure from the Department of Transportation, Hawai'i Reef and Ocean Coalition, Benioff Ocean Science Laboratory, The Ocean Foundation, and Greenpeace.

Your Committee finds that marine resources are a vital source of income, foreign exchange, employment, and nutrition for the State. However, your Committee further finds that illicit activities on ocean waters, such as illegal extraction and collection of these valuable resources, are increasing. This measure will protect the State's marine resources by providing the Department of Transportation the authority to delay or deny approval for port entry for any vessel that has violated federal, state, or county laws.

Your Committee has amended this measure by making it effective upon approval.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1505, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1505, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Ilagan, Kong).

SCRep. 1639 Judiciary & Hawaiian Affairs on S.B. No. 989

The purpose of this measure is to establish the misdemeanor offense of trespass with an unmanned aircraft system.

Your Committee received testimony in support of this measure from the Association of Apartment Owners of Honolulu Tower and two individuals.

Your Committee finds that the proliferation of unmanned aircraft systems, commonly called drones, has led to privacy and public safety concerns for individuals, especially when the drones are flown over their property. Your Committee further finds that existing state laws do not adequately address these situations and that some states have enacted laws that prohibit trespassing on private property with a drone. Your Committee believes that Hawaii should similarly address property owners' concerns through the enactment of this measure.

Your Committee has amended this measure by:

- (1) Changing the effective date to upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 989, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 989, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Ilagan, Kong).

SCRep. 1640 Judiciary & Hawaiian Affairs on S.B. No. 45

The purpose of this measure is to allow minors sixteen years of age or older and emancipated minors to petition for domestic abuse protective orders.

Your Committee received testimony in support of this measure from the Hawai'i Youth Services Network and Hawai'i State Coalition Against Domestic Violence. Your Committee received testimony in opposition to this measure from the Hawaii Coalition for Child Protective Reform and one individual.

Your Committee finds that several other states and jurisdictions allow minors of various ages to petition for a protective order without a parent or legal guardian's consent. Your Committee believes that Hawaii should similarly allow certain minors to petition for relief from domestic abuse through a protection order without a parent or legal guardian's consent.

Your Committee has amended this measure by:

- (1) Making it effective upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 45, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 45, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Ilagan, Kong).

SCRep. 1641 Housing on H.R. No. 189

The purpose of this measure is to urge the Hawaii Housing Finance and Development Corporation to revise the prioritization and evaluation and ranking criteria for its allocation for Low-Income Housing Tax Credits and awards from the Rental Housing Revolving Fund.

Your Committee received comments on this measure from the Hawaii Housing Finance and Development Corporation.

Your Committee finds that the Hawaii Housing Finance and Development Corporation is the designated state agency responsible for the administration of the federal and state Low-Income Housing Tax Credit Program. The Low-Income Housing Tax Credit Program uses a point system to facilitate project rankings based on established evaluation criteria, which states have discretion over. Your Committee believes it is in the best interest of the State to modify the evaluation criteria for the Low-Income Housing Tax Credit Program to prioritize the allocation of credits to state-owned development projects and award additional points to developers obligated to use all financial surpluses generated by the projects to construct more housing to help the State meet its existing and future housing supply demands.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 189 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 2 (Kitagawa, Todd).

SCRep. 1642 Housing on H.C.R. No. 184

The purpose of this measure is to urge the Hawaii Housing Finance and Development Corporation to revise the prioritization and evaluation and ranking criteria for its allocation for Low-Income Housing Tax Credits and awards from the Rental Housing Revolving Fund.

Your Committee received comments on this measure from the Hawaii Housing Finance and Development Corporation.

Your Committee finds that the Hawaii Housing Finance and Development Corporation is the designated state agency responsible for the administration of the federal and state Low-Income Housing Tax Credit Program. The Low-Income Housing Tax Credit Program uses a point system to facilitate project rankings based on established evaluation criteria, which states have discretion over. Your Committee believes it is in the best interest of the State to modify the evaluation criteria for the Low-Income Housing Tax Credit Program to prioritize the allocation of credits to state-owned development projects and award

additional points to developers obligated to use all financial surpluses generated by the projects to construct more housing to help the State meet its existing and future housing supply demands.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 184 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Kitagawa, Todd).

SCRep. 1643 Culture, Arts & International Affairs on H.R. No. 41

The purpose of this measure is to request the Comptroller, in consultation with the Director of Finance, to submit a report to the Legislature on the process and procedures for the transfer of funds to the Works of Art Special Fund.

Your Committee received comments on this measure from the Department of Accounting and General Services and State Foundation on Culture and the Arts.

Your Committee finds that this measure will clarify the existing process and procedures on calculating the one percent to be transferred to the Works of Art Special Fund in a more efficient, accurate, and timely manner.

Your Committee has amended this measure by:

- (1) Adding the Attorney General and Executive Director of the State Foundation on Culture and the Arts as additional individuals to be consulted by the Comptroller for purposes of submitting a report to the Legislature;
- (2) Requiring the report to also include:
 - (A) An identification of qualifying construction and renovation projects that have not calculated and transferred the correct amount to the Works of Art Special Fund; and
 - (B) A description of a process established within the Department of Budget and Finance for the Comptroller to ensure correct calculations are transferred pursuant to section 103-8.5, Hawaii Revised Statutes;
- (3) Amending its title in accordance with its amended purpose; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 41, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 41, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1644 Culture, Arts & International Affairs on H.C.R. No. 37

The purpose of this measure is to request the Comptroller, in consultation with the Director of Finance, to submit a report to the Legislature on the process and procedures for the transfer of funds to the Works of Art Special Fund.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of Accounting and General Services and State Foundation on Culture and the Arts.

Your Committee finds that this measure will clarify the existing process and procedures on calculating the one percent to be transferred to the Works of Art Special Fund in a more efficient, accurate, and timely manner.

Your Committee has amended this measure by:

- (1) Adding the Attorney General and Executive Director of the State Foundation on Culture and the Arts as additional individuals to be consulted by the Comptroller for purposes of submitting a report to the Legislature;
- (2) Requiring the report to also include:
 - (A) An identification of qualifying construction and renovation projects that have not calculated and transferred the correct amount to the Works of Art Special Fund; and
 - (B) A description of a process established within the Department of Budget and Finance for the Comptroller to ensure correct calculations are transferred pursuant to section 103-8.5, Hawaii Revised Statutes;
- (3) Amending its title in accordance with its amended purpose; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 37, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 37, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1645 Health & Homelessness on H.R. No. 191

The purpose of this measure is to request the Department of Health's Office of Language Access to establish an American Sign Language Interpreter Workforce Working Group to promote increasing the number of American Sign Language interpreters in the State.

Your Committee received testimony in support of this measure from the Disability and Communication Access Board. Your Committee received comments on this measure from the Office of Language Access.

Your Committee finds that American Sign Language interpreters provide a critical service by facilitating the effective communication between the State's deaf, hard of hearing, or deaf-blind residents and hearing individuals and public agencies in the State in a variety of settings and circumstances. Your Committee further finds that there is an increased need statewide for the services of American Sign Language interpreters. This measure is intended to promote

the development of a robust American Sign Language interpreter workforce and provide greater accessibility for individuals receiving American Sign Language interpretation.

Your Committee has amended this measure by:

- (1) Requesting the Disability and Communication Access Board, rather than the Office of Language Access, to convene the American Sign Language Interpreter Workforce Working Group;
- (2) Amending the composition of the working group;
- (3) Amending the recipients of certified copies of this measure;
- (4) Amending the title in accordance with its amended purpose; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 191, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 191, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1646 Health & Homelessness on H.C.R. No. 186

The purpose of this measure is to request the Department of Health's Office of Language Access to establish an American Sign Language Interpreter Workforce Working Group to promote increasing the number of American Sign Language interpreters in the State.

Your Committee received testimony in support of this measure from the Disability and Communication Access Board and Hawaii Disability Rights Center. Your Committee received comments on this measure from the Office of Language Access.

Your Committee finds that American Sign Language interpreters provide a critical service by facilitating the effective communication between the State's deaf, hard of hearing, or deaf-blind residents and hearing individuals and public agencies in the State in a variety of settings and circumstances. Your Committee further finds that there is an increased need statewide for the services of American Sign Language interpreters. This measure is intended to promote the development of a robust American Sign Language interpreter workforce and provide greater accessibility for individuals receiving American Sign Language interpretation.

Your Committee has amended this measure by:

- (1) Requesting the Disability and Communication Access Board, rather than the Office of Language Access, to convene the American Sign Language Interpreter Workforce Working Group;
- (2) Amending the composition of the working group;
- (3) Amending the recipients of certified copies of this measure;
- (4) Amending the title in accordance with its amended purpose; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 186, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 186, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1647 Health & Homelessness on H.R. No. 192

The purpose of this measure is to urge the Hawaii Emergency Management Agency to include an on-screen interpreter disseminating the emergency information in American Sign Language.

Your Committee received testimony in support of this measure from the Disability and Communication Access Board.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 192 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1648 Health & Homelessness on H.C.R. No. 187

The purpose of this measure is to urge the Hawaii Emergency Management Agency to include an on-screen interpreter disseminating the emergency information in American Sign Language.

Your Committee received testimony in support of this measure from the Disability and Communication Access Board.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 187 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1649 Health & Homelessness on H.R. No. 211

The purpose of this measure is to request the Department of Health to convene an early lung cancer screening working group to continue the efforts of the early lung cancer screening task force established pursuant to Act 162, session laws of Hawaii 2022.

Your Committee received testimony in support of this measure from the Hawaii Public Health Institute, Hawaii Public Health Association, and one individuals.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 211 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1650 Health & Homelessness on H.C.R. No. 207

The purpose of this measure is to request the Department of Health to convene an early lung cancer screening working group to continue the efforts of the early lung cancer screening task force established pursuant to Act 162, session laws of Hawaii 2022.

Your Committee received testimony in support of this measure from the Department of Health, Hawaii Medical Association, Hawaii Public Health Institute, Hawaii Public Health Association, and two individuals.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 207 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1651 Health & Homelessness on H.R. No. 33

The purpose of this measure is to convene an oral health task force to review information on the status of oral health in the state and make recommendation to improve oral health infrastructure in Hawaii.

Your Committee received testimony in support of this measure from the Hawaii Dental Association. Your Committee received testimony offering comments on this measure from the Respiratory and Environmental Disabilities Association of Hawaii, and one Individual.

Your Committee has amended this measure by:

- (1) Amending the composition of the task force;
- (2) Requesting the task force to submit an interim report to the Legislature no later than December 1, 2024;
- (3) Requesting the Department of Health to submit a final report to the Legislature no later than December 1, 2025; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes the testimony submitted by the Hawaii Dental Association that recommends the membership of the task force include more dentists and that at least one dentist from each county should be invited to serve on the Oral Health Task Force.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 33, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 33, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1652 Health & Homelessness on H.C.R. No. 32

The purpose of this measure is to convene an oral health task force to review information on the status of oral health in the state and make recommendation to improve oral health infrastructure in Hawaii.

Your Committee received testimony in support of this measure from Disability and Communication Access Board, the Hawaii Dental Association. Your Committee received testimony offering comments on this measure from the Department of Health, Department of Education, Hawaii Oral Health Coalition, Respiratory and Environmental Disabilities Association of Hawaii, and one Individual.

Your Committee has amended this measure by:

- (1) Amending the composition of the task force;
- (2) Requesting the task force to submit an interim report to the Legislature no later than December 1, 2024;
- (3) Requesting the Department of Health to submit a final report to the Legislature no later than December 1, 2025; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes the testimony submitted by the Hawaii Dental Association that recommends the membership of the task force include more dentists and that at least one dentist from each county should be invited to serve on the Oral Health Task Force.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 32, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 32, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1653 Health & Homelessness on H.R. No. 35

The purpose of this measure is to request the Legislative Reference Bureau to conduct a study on the adequacy of elder care on Molokai and Lanai, and in East Maui.

Your Committee received testimony in support of this measure from State Council on Developmental Disabilities. Your Committee received testimony offering comments on this measure from the Legislative Reference Bureau.

Your Committee has amended this measure by:

- (1) Requesting the Executive Office on Aging (EOA), rather than the Legislative Reference Bureau (LRB), to conduct the study on the adequacy of elder care on Molokai and Lanai and in East Maui; and
- (2) Amending its title in accordance with its amended purpose.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 35, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 35, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1654 Health & Homelessness on H.C.R. No. 34

The purpose of this measure is to request the Legislative Reference Bureau to conduct a study on the adequacy of elder care on Molokai and Lanai, and in East Maui.

Your Committee received testimony in support of this measure from State Council on Developmental Disabilities and three individuals. Your Committee received testimony offering comments on this measure from the Legislative Reference Bureau.

Your Committee has amended this measure by:

- (1) Requesting the Executive Office on Aging (EOA), rather than the Legislative Reference Bureau (LRB), to conduct the study on the adequacy of elder care on Molokai and Lanai and in East Maui; and
- (2) Amending its title in accordance with its amended purpose.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 34, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 34, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1655 Health & Homelessness on H.R. No. 49

The purpose of this measure is to request the Governor's coordination on homelessness to conduct a study on the cost of programs and services need to end homelessness.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 49 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1656 Health & Homelessness on H.C.R. No. 45

The purpose of this measure is to request the Governor's coordination on homelessness to conduct a study on the cost of programs and services need to end homelessness.

Your Committee received testimony in support of this measure from two Individuals.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 45 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1657 Health & Homelessness on H.R. No. 173

The purpose of this measure is to request the Department of Human Services to perform a study on the Homeless Programs Office to determine if it is allocating adequate funding for each region of Oahu for homeless services.

Your Committee received testimony in support of this measure from Catholic Charities Hawai'i. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that funding for homeless services has stagnated over the years, raising concerns about the sustainability of existing homeless service programs. Your Committee further finds that although the Homeless Programs Office in the Department of Human Services administers contracts on Oahu for shelter, rapid rehousing, permanent supportive housing, and homeless outreach, it is not the only source of State funding for homeless services. Your Committee believes that the time is ripe for a study to determine if the State as a whole is adequately allocating resources to each region on Oahu for homeless services.

Accordingly, your Committee has amended this measure by:

- (1) Requesting the Department of Human Services to conduct a study to determine if the government as a whole, rather than just the Homeless Programs Office, is adequately allocating resources to each region on Oahu for homeless services;
- (2) Amending its title in accordance with its amended purpose; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 173, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 173, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1658 Health & Homelessness on H.C.R. No. 168

The purpose of this measure is to request the Department of Human Services to perform a study on the Homeless Programs Office to determine if it is allocating adequate funding for each region of Oahu for homeless services.

Your Committee received testimony in support of this measure from Catholic Charities Hawai'i. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that funding for homeless services has stagnated over the years, raising concerns about the sustainability of existing homeless service programs. Your Committee further finds that although the Homeless Programs Office in the Department of Human Services administers contracts on Oahu for shelter, rapid rehousing, permanent supportive housing, and homeless outreach, it is not the only source of State funding for homeless services. Your Committee believes that the time is ripe for a study to determine if the State as a whole is adequately allocating resources to each region on Oahu for homeless services.

Accordingly, your Committee has amended this measure by:

- (1) Requesting the Department of Human Services to conduct a study to determine if the government as a whole, rather than just the Homeless Programs Office, is adequately allocating resources to each region on Oahu for homeless services;
- (2) Amending its title in accordance with its amended purpose; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 168, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 168, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1659 Housing on H.R. No. 11

The purpose of this measure is to request the Hawaii Housing Finance and Development Corporation to:

- (1) Lower affordable unit income eligibility thresholds; and
- (2) Study increasing the minimum percentage of affordable housing units required in housing projects and cap allowable zoning exemptions for those projects.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Hawaii Housing Finance and Development Corporation.

Your Committee finds that state law authorizes the Hawaii Housing Finance and Development Corporation to develop affordable housing projects that are exempt from all statutes, ordinances, charter provisions, and rules relating to various planning, zoning, and construction standards under certain conditions. The affordable housing programs under the Hawaii Housing Finance and Development Corporation have income requirements and require a certain percentage of units to be affordable. Your Committee notes that the City and County of Honolulu requires at least fifty-one percent of the units in projects with more than thirty units to be set at rents or sale prices at amounts affordable for low- and moderate-income households that meet specific area median income requirements. Your Committee believes there is merit in studying the viability of increasing the minimum percentage of units in a project that must be set aside for certain households in order to qualify for an exemption under chapter 201H, Hawaii Revised Statutes.

Your Committee has amended this measure by:

- (1) Deleting language that would have requested the Hawaii Housing Finance and Development Corporation to:
 - (A) Lower the maximum income levels to qualify for affordable rentals under the Corporation's affordable housing programs to reflect qualifications that mirror those of the City and County of Honolulu; and
 - (B) Study the viability of developing a mechanism to cap or limit the number of exemptions an eligible project under the Corporation's affordable housing programs may be granted through zoning;
- (2) Amending its title in accordance with its amended purpose; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 11, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 11, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Kitagawa, Todd).

SCRep. 1660 Housing on H.C.R. No. 12

The purpose of this measure is to request the Hawaii Housing Finance and Development Corporation to:

- (1) Lower affordable unit income eligibility thresholds; and
- (2) Study increasing the minimum percentage of affordable housing units required in housing projects and cap allowable zoning exemptions for those projects.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Hawaii Housing Finance and Development Corporation.

Your Committee finds that state law authorizes the Hawaii Housing Finance and Development Corporation to develop affordable housing projects that are exempt from all statutes, ordinances, charter provisions, and rules relating to various planning, zoning, and construction standards under certain conditions. The affordable housing programs under the Hawaii Housing Finance and Development Corporation have income requirements and require a certain percentage of units to be affordable. Your Committee notes that the City and County of Honolulu requires at least fifty-one percent of the units in projects with more than thirty units to be set at rents or sale prices at amounts affordable for low- and moderate-income households that meet specific area median income requirements. Your Committee believes there is merit in studying the viability of increasing the minimum percentage of units in a project that must be set aside for certain households in order to qualify for an exemption under chapter 201H, Hawaii Revised Statutes.

Your Committee has amended this measure by:

- (1) Deleting language that would have requested the Hawaii Housing Finance and Development Corporation to:

- (A) Lower the maximum income levels to qualify for affordable rentals under the Corporation's affordable housing programs to reflect qualifications that mirror those of the City and County of Honolulu; and
- (B) Study the viability of developing a mechanism to cap or limit the number of exemptions an eligible project under the Corporation's affordable housing programs may be granted through zoning;
- (2) Amending its title in accordance with its amended purpose; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 12, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 12, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Kitagawa, Todd).

SCRep. 1661 Housing on H.R. No. 140

The purpose of this measure is to urge the Hawaii Housing Finance and Development Corporation to promote supportive housing in the State's Low-Income Housing Tax Credit Program.

Your Committee received testimony in support of this measure from Catholic Charities Hawai'i, Hawaii Substance Abuse Coalition, AARP Hawai'i, Pacific Housing Assistance Corporation, and one individual. Your Committee received comments on this measure from the Hawaii Housing Finance and Development Corporation.

Your Committee finds that supportive housing combines affordable housing with access to services to help the special needs community live more stable and productive lives. Supportive housing has been demonstrated to decrease high use of emergency services and public systems, ultimately generating significant cost savings to taxpayers.

Your Committee further finds that the Low-Income Housing Tax Credit Program is a major financing tool for the construction or rehabilitation of low-income rental units. The Hawaii Housing Finance and Development Corporation is the administrator for the State of the Low-Income Housing Tax Credit Program and developed a Qualified Allocation Plan that sets forth criteria to evaluate and allocate the Low-Income Housing Tax Credit to certain projects. Your Committee believes it is in the best interest of the State to promote the development of supportive housing under the State's Low-Income Housing Tax Credit Program through an amendment to the Qualified Allocation Plan.

Your Committee notes that the Hawaii Housing Finance and Development Corporation indicated in its testimony that it is too late to amend the 2023-2024 Qualified Allocation Plan. The Corporation also noted it convened a working group in January 2023 to consider changes for the 2024-2025 Qualified Allocation Plan, which is to be approved some time in August 2023. As such, the next opportunity to amend the Qualified Allocation Plan will be in January 2025.

Accordingly, your Committee has amended this measure by:

- (1) Urging the Hawaii Housing Finance and Development Corporation to amend the 2025-2026, rather than the 2023-2024, Qualified Allocation Plan for the Low-Income Housing Tax Credit Program to facilitate supportive Housing; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 140, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 140, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Kitagawa, Todd).

SCRep. 1662 Housing on H.C.R. No. 138

The purpose of this measure is to urge the Hawaii Housing Finance and Development Corporation to promote supportive housing in the State's Low-Income Housing Tax Credit Program.

Your Committee received testimony in support of this measure from the Hawaii Substance Abuse Coalition, Catholic Charities Hawai'i, AARP Hawai'i, and four individuals. Your Committee received comments on this measure from the Hawaii Housing Finance and Development Corporation.

Your Committee finds that supportive housing combines affordable housing with access to services to help the special needs community live more stable and productive lives. Supportive housing has been demonstrated to decrease high use of emergency services and public systems, ultimately generating significant cost savings to taxpayers.

Your Committee further finds that the Low-Income Housing Tax Credit Program is a major financing tool for the construction or rehabilitation of low-income rental units. The Hawaii Housing Finance and Development Corporation is the administrator for the State of the Low-Income Housing Tax Credit Program and developed a Qualified Allocation Plan that sets forth criteria to evaluate and allocate the Low-Income Housing Tax Credit to certain projects. Your Committee believes it is in the best interest of the State to promote the development of supportive housing under the State's Low-Income Housing Tax Credit Program through an amendment to the Qualified Allocation Plan.

Your Committee notes that the Hawaii Housing Finance and Development Corporation indicated in its testimony that it is too late to amend the 2023-2024 Qualified Allocation Plan. The Corporation also noted it convened a working group in January 2023 to consider changes for the 2024-2025 Qualified Allocation Plan, which is to be approved some time in August 2023. As such, the next opportunity to amend the Qualified Allocation Plan will be in January 2025.

Accordingly, your Committee has amended this measure by:

- (1) Urging the Hawaii Housing Finance and Development Corporation to amend the 2025-2026, rather than the 2023-2024, Qualified Allocation Plan for the Low-Income Housing Tax Credit Program to facilitate supportive Housing; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 138, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 138, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Kitagawa, Todd).

SCRep. 1663 Health & Homelessness on H.R. No. 209

The purpose of this measure recognizes and supports ongoing collaborative efforts by state agencies and private organizations to implement the "hep free 2030" statewide strategy to eliminate viral hepatitis types a, b, and c in Hawaii.

Your Committee received testimony in support of this measure from one individual.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 209 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1664 Health & Homelessness on H.C.R. No. 205

The purpose of this measure recognizes and supports ongoing collaborative efforts by state agencies and private organizations to implement the "hep free 2030" statewide strategy to eliminate viral hepatitis types a, b, and c in Hawaii.

Your Committee received testimony in support of this measure from the Department of Health, Hawai'i Harm Reduction Center, HepFree Hawaii and eight individuals.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 205 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1665 Health & Homelessness on H.R. No. 108

The purpose of this measure is to request the Department of Health to convene a working group to review and update the relevant chapters of the Hawaii Revised Statutes that relate to mental health and involuntary transport, examination, hospitalization, and treatment, including assisted community treatment.

Your Committee received testimony in support of this measure from the Department of Health. Your Committee received comments on this measure from Legislative Reference Bureau.

Your Committee has amended this measure by:

- (1) Replacing the leadership role from Legislative Reference Bureau to Department of Health; and
- (2) Amending the date report due date to 20 days before the opening of the 2024 Legislative Session; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 108, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 108, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1666 Health & Homelessness on H.C.R. No. 101

The purpose of this measure is to request the Department of Health to convene a working group to review and update the relevant chapters of the Hawaii Revised Statutes that relate to mental health and involuntary transport, examination, hospitalization, and treatment, including assisted community treatment.

Your Committee received testimony in support of this measure from the Department of Health. Your Committee received comments on this measure from Legislative Reference Bureau.

Your Committee has amended this measure by:

- (1) Replacing the leadership role from Legislative Reference Bureau to Department of Health; and
- (2) Amending the date report due date to 20 days before the opening of the 2024 Legislative Session; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 101, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 101, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1667 Energy & Environmental Protection on H.R. No. 197

The purpose of this measure is to urge the Hawaii Climate Change Mitigation and Adaptation Commission to develop a proactive and comprehensive communication strategy to educate Hawaii's residents about the health impacts of the climate crisis.

Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that Hawaii remains particularly vulnerable to the effects of climate change, thereby endangering the health, safety, and welfare of its people and warranting preemptive and protective action. This measure requests the Hawaii Climate Change Mitigation and Adaptation Commission to develop a comprehensive communication strategy to inform the public of the full spectrum of public health risks posed by the climate crisis.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 197 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1668 Energy & Environmental Protection on H.C.R. No. 192

The purpose of this measure is to urge the Hawaii Climate Change Mitigation and Adaptation Commission to develop a proactive and comprehensive communication strategy to educate Hawaii's residents about the health impacts of the climate crisis.

Your Committee received testimony in support of this measure from the Department of Health, Hawai'i Climate Change Mitigation & Adaptation Commission, and Blue Planet Foundation. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that Hawaii remains particularly vulnerable to the effects of climate change, thereby endangering the health, safety, and welfare of its people and warranting preemptive and protective action. This measure requests the Hawaii Climate Change Mitigation and Adaptation Commission to develop a comprehensive communication strategy to inform the public of the full spectrum of public health risks posed by the climate crisis.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 192 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1669 Energy & Environmental Protection on H.R. No. 37

The purpose of this measure is to support the Hawaii State Energy Office in the establishment of an integrated Hawaii Pacific Hydrogen Hub.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; University of Hawai'i System; Hawaii State Energy Office; Servco Pacific Inc.; and Hawai'i Gas.

Your Committee finds that the Infrastructure Investment and Jobs Act includes funding to establish six to ten regional clean hydrogen hubs across the United States to be a central driver in helping communities benefit from clean energy investments, good-paying jobs, and improved energy security. Your Committee further finds that the State was encouraged to proceed to a full application for its integrated Hawaii Pacific Hydrogen Hub for the United States Department of Energy Regional Clean Hydrogen Hubs funding opportunity. This measure supports the efforts of the Hawaii State Energy Office to establish a Hawaii Pacific Hydrogen Hub to provide economic vitality and greater energy security for the people of Hawaii and the Pacific region.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 37 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1670 Energy & Environmental Protection on H.C.R. No. 35

The purpose of this measure is to support the Hawaii State Energy Office in the establishment of an integrated Hawaii Pacific Hydrogen Hub.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; University of Hawai'i System; Hawaii State Energy Office; Servco Pacific Inc.; Hawai'i Gas; and one individual.

Your Committee finds that the Infrastructure Investment and Jobs Act includes funding to establish six to ten regional clean hydrogen hubs across the United States to be a central driver in helping communities benefit from clean energy investments, good-paying jobs, and improved energy security. Your Committee further finds that the State was encouraged to proceed to a full application for its integrated Hawaii Pacific Hydrogen Hub for the United States Department of Energy Regional Clean Hydrogen Hubs funding opportunity. This measure supports the efforts of the Hawaii State Energy Office to establish a Hawaii Pacific Hydrogen Hub to provide economic vitality and greater energy security for the people of Hawaii and the Pacific region.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 35 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1671 Energy & Environmental Protection on H.R. No. 20

The purpose of this measure is to request the Hawaii State Energy Office to engage the United States Department of Energy to establish a permanent presence within the State of Hawaii.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Department of Commerce and Consumer Affairs; Hawaii State Energy Office; and Hawaiian Electric.

Your Committee finds that Hawaii has established itself as a global leader on energy policy by committing to certain clean energy and climate change-related goals. Your Committee further finds that the United States Department of Energy has a long-established presence in Hawaii through collaboration among its various offices and national laboratories with state and county agencies, the private sector, and local communities. This measure would continue to transform Hawaii's energy system through collaboration by promoting clean energy in the State and throughout the Indo-Pacific region.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 20 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1672 Energy & Environmental Protection on H.C.R. No. 17

The purpose of this measure is to request the Hawaii State Energy Office to engage the United States Department of Energy to establish a permanent presence within the State of Hawaii.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Department of Commerce and Consumer Affairs; Hawaii State Energy Office; and Hawaiian Electric.

Your Committee finds that Hawaii has established itself as a global leader on energy policy by committing to certain clean energy and climate change-related goals. Your Committee further finds that the United States Department of Energy has a long-established presence in Hawaii through collaboration among its various offices and national laboratories with state and county agencies, the private sector, and local communities. This measure would continue to transform Hawaii's energy system through collaboration by promoting clean energy in the State and throughout the Indo-Pacific region.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 17 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1673 Energy & Environmental Protection on H.R. No. 122

The purpose of this measure is to urge the counties to include townhomes in the residential permitting process for the installation of solar panels.

Your Committee received testimony in support of this measure from 350Hawaii.org, Hawaii Solar Energy Association, and Kauai Climate Action Coalition.

Your Committee finds that commercial permits are required for solar panel installations for townhomes, while these installations for single-family homes require only a residential permit. This policy prevents thousands of townhome owners from contributing to Hawaii's renewable energy goals, which jeopardizes the State's energy security and its goal of reaching one hundred percent clean energy by 2045. Allowing more residents to install solar panels would contribute to the stabilization of Hawaii's energy grid and the provision of alternate means of power in the event of an emergency.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 122 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1674 Energy & Environmental Protection on H.C.R. No. 117

The purpose of this measure is to urge the counties to include townhomes in the residential permitting process for the installation of solar panels.

Your Committee received testimony in support of this measure from 350Hawaii.org, Hawaii Solar Energy Association, and one individual.

Your Committee finds that commercial permits are required for solar panel installations for townhomes, while these installations for single-family homes require only a residential permit. This policy prevents thousands of townhome owners from contributing to Hawaii's renewable energy goals, which jeopardizes the State's energy security and its goal of reaching one hundred percent clean energy by 2045. Allowing more residents to install solar panels would contribute to the stabilization of Hawaii's energy grid and the provision of alternate means of power in the event of an emergency.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 117 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1675 Energy & Environmental Protection on H.R. No. 125

The purpose of this measure is to urge the United States Congress to pass national carbon fee and dividend legislation.

Your Committee received testimony in support of this measure from the Youth Action Team of the Hawai'i Citizens' Climate Lobby, Kauai Climate Action Coalition, Citizens' Climate Lobby – Hawaii, Carbon Cashback Task Force, and numerous individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that carbon dioxide is a major greenhouse gas and its concentration in the atmosphere has been increasing rapidly for more than sixty years. Your Committee further finds that many climate change impacts are anticipated for the State, including increases in ocean and air temperatures, sea level rise, droughts, severe weather patterns, ocean acidification, and more frequent and severe wildfires. Imposing a tax on the burning of fossil fuels and returning the revenues to households as a carbon fee and dividend is an effective and equitable way to substantially reduce greenhouse gas emissions and their effects on climate change.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 125 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1676 Energy & Environmental Protection on H.C.R. No. 124

The purpose of this measure is to urge the United States Congress to pass national carbon fee and dividend legislation.

Your Committee received testimony in support of this measure from the Youth Action Team of the Hawai'i Citizens' Climate Lobby, Kauai Climate Action Coalition, Citizens' Climate Lobby – Hawaii, Carbon Cashback Task Force, and numerous individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that carbon dioxide is a major greenhouse gas and its concentration in the atmosphere has been increasing rapidly for more than sixty years. Your Committee further finds that many climate change impacts are anticipated for the State, including increases in ocean and air temperatures, sea level rise, droughts, severe weather patterns, ocean acidification, and more frequent and severe wildfires. Imposing a tax on the burning of fossil fuels and returning the revenues to households as a carbon fee and dividend is an effective and equitable way to substantially reduce greenhouse gas emissions and their effects on climate change.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 124 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1677 Energy & Environmental Protection on H.R. No. 201

The purpose of this measure is to urge the Government of Japan to halt its plans to dump wastewater from the Fukushima-Daiichi Nuclear Power Plant into the Pacific Ocean.

Your Committee received testimony in support of this measure from Friends of Hanauma Bay, Animal Welfare Institute, For the Fishes, Hawai'i Reef and Ocean Coalition, Hawai'i Public Health Association, SGI-USA, and numerous individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that on March 11, 2011, Japan experienced the strongest earthquake in its recorded history, triggering a tsunami in the Tohoku region that impacted the lives of hundreds of thousands of people and caused the meltdown of three nuclear reactors at the Fukushima-Daiichi Nuclear Power Plant. Efforts to mitigate the effects of the impacted nuclear reactors have resulted in thousands of tanks of nuclear wastewater. In 2021, Japan decided to release the treated nuclear wastewater into the ocean, a process that had been scheduled to begin in early 2022 but has been postponed and, if commenced, is expected to continue over the course of forty years. However, the impacts of that release of nuclear wastewater could have detrimental environmental and health effects. This measure urges Japan to halt its plans to release the wastewater and consider other alternatives.

Your Committee has amended this measure by:

- (1) Deleting provisions that expressed disappointment in Japan's decision to release the nuclear wastewater into the Pacific Ocean; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 201, as amended herein, and recommends that it be referred to your Committee on Judiciary & Hawaiian Affairs in the form attached hereto as H.R. No. 201, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1678 Energy & Environmental Protection on H.C.R. No. 196

The purpose of this measure is to urge the Government of Japan to halt its plans to dump wastewater from the Fukushima-Daiichi Nuclear Power Plant into the Pacific Ocean.

Your Committee received testimony in support of this measure from Friends of Hanauma Bay, Animal Welfare Institute, For the Fishes, Hawai'i Reef and Ocean Coalition, Hawai'i Public Health Association, and nine individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that on March 11, 2011, Japan experienced the strongest earthquake in its recorded history, triggering a tsunami in the Tohoku region that impacted the lives of hundreds of thousands of people and caused the meltdown of three nuclear reactors at the Fukushima-Daiichi Nuclear Power Plant. Efforts to mitigate the effects of the impacted nuclear reactors have resulted in thousands of tanks of nuclear wastewater. In 2021, Japan decided to release the treated nuclear wastewater into the ocean, a process that had been scheduled to begin in early 2022 but has been postponed and, if commenced, is expected to continue over the course of forty years. However, the impacts of that release of nuclear wastewater could have detrimental environmental and health effects. This measure urges Japan to halt its plans to release the wastewater and consider other alternatives.

Your Committee has amended this measure by:

- (1) Deleting provisions that expressed disappointment in Japan's decision to release the nuclear wastewater into the Pacific Ocean; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 196, as amended herein, and recommends that it be referred to your Committee on Judiciary & Hawaiian Affairs in the form attached hereto as H.C.R. No. 196, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1679 Energy & Environmental Protection on H.R. No. 115

The purpose of this measure is to request the Department of Health's Solid Waste Section to develop a plan of initiatives for improved waste diversion by working with the counties to address each county's unique needs according to its geography, population, and industry make-up.

Your Committee received testimony in support of this measure from the Iron Workers Stabilization Fund and International Association of Bridge, Structural, Ornamental, and Reinforcing Iron Workers, Local Union No. 625, AFL-CIO.

Your Committee finds that each county's solid waste management agency has autonomy within its county to negotiate, collect, recycle, reuse, or dispose of waste within the county in a manner that reflects that county's unique needs. Additionally, many of the counties' waste management plans and strategies may have statewide applications. This measure explores whether the State's landfill waste diversion initiatives may be more effective if each county's goals were to be incorporated into combined goals for all levels of government.

Your Committee has amended this measure by:

- (1) Clarifying and deleting certain findings;
- (2) Requesting that the Department of Health's Solid Waste Section, subject to the availability of funding, to investigate strategies, rather than develop a plan of initiatives, for improved waste diversion in its work with the counties;
- (3) Clarifying preliminary reporting requirements;
- (4) Amending its title in accordance with its amended purpose; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 115, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 115, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1680 Energy & Environmental Protection on H.C.R. No. 109

The purpose of this measure is to request the Department of Health's Solid Waste Section to develop a plan of initiatives for improved waste diversion by working with the counties to address each county's unique needs according to its geography, population, and industry make-up.

Your Committee received testimony in support of this measure from the Iron Workers Stabilization Fund and International Association of Bridge, Structural, Ornamental, and Reinforcing Iron Workers, Local Union No. 625, AFL-CIO. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that each county's solid waste management agency has autonomy within its county to negotiate, collect, recycle, reuse, or dispose of waste within the county in a manner that reflects that county's unique needs. Additionally, many of the counties' waste management plans and strategies may have statewide applications. This measure explores whether the State's landfill waste diversion initiatives may be more effective if each county's goals were to be incorporated into combined goals for all levels of government.

Your Committee has amended this measure by:

- (1) Clarifying and deleting certain findings;
- (2) Requesting that the Department of Health's Solid Waste Section, subject to the availability of funding, to investigate strategies, rather than develop a plan of initiatives, for improved waste diversion in its work with the counties;
- (3) Clarifying preliminary reporting requirements;
- (4) Amending its title in accordance with its amended purpose; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 109, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 109, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1681 Energy & Environmental Protection on H.R. No. 198

The purpose of this measure is to urge the Governor and state departments to investigate opportunities provided by the direct pay provision in the Inflation Reduction Act that allows for direct payment of clean energy incentives to state government entities for the cost of installing solar energy systems in state facilities.

Your Committee received testimony in support of this measure from the Department of Accounting and General Services, Hawaii State Energy Office, 350Hawaii.org, and Hawaii Solar Energy Association.

Your Committee finds that installing solar energy systems on state facilities would lower energy use, save money for the State and taxpayers in the long term, and reduce the State's contributions to carbon emissions. Your Committee further finds that the Inflation Reduction Act includes a provision allowing direct payment of clean energy incentives to tax-exempt entities who cannot take advantage of federal tax credits for clean energy, such as states and counties, for activities such as installing solar energy systems, including batteries, on state facilities. This measure encourages state entities to pursue this opportunity and maximize the use of federal funds to reduce the costs of installing renewable energy systems on state facilities.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 198 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1682 Energy & Environmental Protection on H.C.R. No. 193

The purpose of this measure is to urge the Governor and state departments to investigate opportunities provided by the direct pay provision in the Inflation Reduction Act that allows for direct payment of clean energy incentives to state government entities for the cost of installing solar energy systems in state facilities.

Your Committee received testimony in support of this measure from the Department of Accounting and General Services, Hawaii State Energy Office, Hawaii Green Infrastructure Authority, Hawai'i Climate Change Mitigation & Adaptation Commission, 350Hawaii.org, Blue Planet Foundation, and Hawaii Solar Energy Association.

Your Committee finds that installing solar energy systems on state facilities would lower energy use, save money for the State and taxpayers in the long term, and reduce the State's contributions to carbon emissions. Your Committee further finds that the Inflation Reduction Act includes a provision allowing direct payment of clean energy incentives to tax-exempt entities who cannot take advantage of federal tax credits for clean energy, such as states and counties, for activities such as installing solar energy systems, including batteries, on state facilities. This measure encourages state entities to pursue this opportunity and maximize the use of federal funds to reduce the costs of installing renewable energy systems on state facilities.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 193 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1683 Education on H.R. No. 121

The purpose of this measure is to request a review of the weighted student formula to consider greater allocations for small and remote rural schools.

Your Committee received comments on this measure from the Department of Education and testimony in support of this measure from four individuals.

Your Committee finds that the way schools are funded through the weighted student formula creates a disparity for schools that have small populations and are remote. These schools may struggle to meet the minimum staffing needs for their students. As demographics change across the State your Committee finds it appropriate for the Committee on Weights to reevaluate the consideration given to small and remote schools as requested in this measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 121 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1684 Education on H.C.R. No. 116

The purpose of this measure is to request a review of the weighted student formula to consider greater allocations for small and remote rural schools.

Your Committee received comments on this measure from the Department of Education and testimony in support of this measure from Waiahole Elementary School, Pacific American Foundation and seven individuals.

Your Committee finds that the way schools are funded through the weighted student formula creates a disparity for schools that have small populations and are remote. These schools may struggle to meet the minimum staffing needs for their students. As demographics change across the State your Committee finds it appropriate for the Committee on Weights to reevaluate the consideration given to small and remote schools as requested in this measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 116 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1685 Education on H.R. No. 124

The purpose of this measure is to request the Board of Education and Department of Education to integrate into the middle and intermediate school curriculum a component that involves the documentary film "Waterman".

Your Committee received testimony in support of this measure from five individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that the people of Hawaii descend from a long and storied path of heroes who embody strength, courage, integrity, determination, and humility and have survived tremendous trials by adhering to long-held values of aloha, perseverance, and teamwork. Your Committee further finds that the youth of today have become increasingly unfamiliar with these lessons as they drift farther from the ancient stories and traditional storylines and are instead inundated with modern distractions, such as social media and smartphones, that affect their physical and mental health and cause a shift in whom they idolize and admire.

Your Committee recognizes that a contemporary Hawaiian legend, Duke Paoa Kahinu Mokoe Hulikohola Kahanamoku, was a five-time Olympic medalist in swimming, a pioneer in surfing, and the true Hawaiian ambassador of aloha, serving as a role model from which children should derive value. Your Committee notes that the documentary film entitled "Waterman" highlights the life, times, and challenges of Duke Kahanamoku as a young Native Hawaiian immersed in the western world while faithfully retaining his qualities of aloha. Your Committee finds that integrating the film "Waterman" into the middle and intermediate school curriculum and showing the film to students will provide the students with a strong role model and improve their local self-perception, self-esteem, self-worth, and self-respect.

Your Committee further notes that viewing the film in a theater may result in this initiative failing because of logistical difficulties, expense, and the time that it will take students away from their classroom studies. Your Committee believes that the means of viewing the film should be left up to each school. Your Committee recognizes that the producers of the film will provide the film for free on YouTube.

Accordingly, your Committee has amended this measure by:

- (1) Urging the Department of Education to coordinate with the necessary agencies and stakeholders to provide free access to the film "Waterman" in a format that is accessible to each school, rather than to provide students with transportation to movie theaters to experience the film;
- (2) Deleting certain findings; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 124, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 124, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1686 Education on H.C.R. No. 123

The purpose of this measure is to request the Board of Education and Department of Education to integrate into the middle and intermediate school curriculum a component that involves the documentary film "Waterman".

Your Committee received testimony in support of this measure from the Department of Education and five individuals.

Your Committee finds that the people of Hawaii descend from a long and storied path of heroes who embody strength, courage, integrity, determination, and humility and have survived tremendous trials by adhering to long-held values of aloha, perseverance, and teamwork. Your Committee further finds that the youth of today have become increasingly unfamiliar with these lessons as they drift farther from the ancient stories and traditional storylines and are instead inundated with modern distractions, such as social media and smartphones, that affect their physical and mental health and cause a shift in whom they idolize and admire.

Your Committee recognizes that a contemporary Hawaiian legend, Duke Paoa Kahinu Mokoe Hulikohola Kahanamoku, was a five-time Olympic medalist in swimming, a pioneer in surfing, and the true Hawaiian ambassador of aloha, serving as a role model from which children should derive value. Your Committee notes that the documentary film entitled "Waterman" highlights the life, times, and challenges of Duke Kahanamoku as a young Native Hawaiian immersed in the western world while faithfully retaining his qualities of aloha. Your Committee finds that integrating the film "Waterman" into the middle and intermediate school curriculum and showing the film to students will provide the students with a strong role model and improve their local self-perception, self-esteem, self-worth, and self-respect.

Your Committee further notes that viewing the film in a theater may result in this initiative failing because of logistical difficulties, expense, and the time that it will take students away from their classroom studies. Your Committee believes that the means of viewing the film should be left up to each school. Your Committee recognizes that the producers of the film will provide the film for free on YouTube.

Accordingly, your Committee has amended this measure by:

- (1) Urging the Department of Education to coordinate with the necessary agencies and stakeholders to provide free access to the film "Waterman" in a format that is accessible to each school, rather than to provide students with transportation to movie theaters to experience the film;
- (2) Deleting certain findings; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 123, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 123, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1687 Education on H.R. No. 123

The purpose of this measure is to develop a written plan for every public elementary, middle, and high school to provide a unit of instruction in Asian American and Pacific Islander history as part of each school's required curriculum.

Your Committee received testimony with comments on this measure from the Department of Education.

Your Committee finds that teaching students about the contributions of Asian American and Pacific Islander communities to the economic, cultural, social, and political development of the United States could be greatly beneficial and would allow students to feel empowered and to understand their ethnic identities. This measure asks for the incorporation of these histories in the curriculum at different levels of education and will be useful for the Department of Education to review what is already in the curriculum and what might be added.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 123 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1688 Education on H.C.R. No. 122

The purpose of this measure is to develop a written plan for every public elementary, middle, and high school to provide a unit of instruction in Asian American and Pacific Islander history as part of each school's required curriculum.

Your Committee received testimony with comments on this measure from the Department of Education and testimony in support of this measure from one individual.

Your Committee finds that teaching students about the contributions of Asian American and Pacific Islander communities to the economic, cultural, social, and political development of the United States could be greatly beneficial and would allow students to feel empowered and to understand their ethnic identities. This measure asks for the incorporation of these histories in the curriculum at different levels of education and will be useful for the Department of Education to review what is already in the curriculum and what might be added.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 122 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1689 Education on H.R. No. 159

The purpose and intent of this measure is to create a report to use as the basis for increasing access to tutoring 17 services within and outside of Hawaii's K-12 public schools.

Your Committee received testimony in support of this measure from the HawaiiKidsCAN and two individuals.

Your Committee finds that there were deficits in learning due to the COVID-19 pandemic. Your Committee finds that research consistently shows that high dosage tutoring is one of the most effective ways to increase student achievement. Your Committee further finds that there are Federal COVID Relief funds that might be used to provide more high dosage tutoring in our State. Your Committee finds that it is timely to assess what funds are left that might be used for this purpose and to examine how they could be used most effectively to meet the greatest needs as requested in this measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 159 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1690 Education on H.C.R. No. 158

The purpose and intent of this measure is to create a report to use as the basis for increasing access to tutoring 17 services within and outside of Hawaii's K-12 public schools.

Your Committee received testimony in support of this measure from the HawaiiKidsCAN, Air Tutors and one individual.

Your Committee finds that there were deficits in learning due to the COVID-19 pandemic. Your Committee finds that research consistently shows that high dosage tutoring is one of the most effective ways to increase student achievement. Your Committee further finds that there are Federal COVID Relief funds that might be used to provide more high dosage tutoring in our State. Your Committee finds that it is timely to assess what funds are left that might be used for this purpose and to examine how they could be used most effectively to meet the greatest needs as requested in this measure.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 158 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1691 Education on H.R. No. 145

The purpose of this measure is to develop a measurable plan to increase Hawaiian language education in every complex

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs, Hawaii State Teachers Association, 'Aha Kauleo and six individuals.

Your Committee finds that after prohibiting the use of 'Olelo Hawai'i in public schools, the State of Hawaii recognized that error and enacted policies to support the use and teaching of the Hawaiian language, including Hawaii Board of Education Policy 105.7, which provides for the integration of Hawaiian language and culture into the curriculum and educational programs of public schools. Your Committee finds that despite progress made, there is still a need to increase the accessibility of Hawaiian language education in every complex throughout the State. Your Committee finds that this measure will help formulate a plan, and importantly, will make this plan stronger by including teachers, educators, and community members who are passionate about this issue.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 145 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1692 Education on H.C.R. No. 143

The purpose of this measure is to develop a measurable plan to increase Hawaiian language education in every complex

Your Committee received testimony in support of this measure from the Department of Education, University of Hawaii, Hawaii State Teachers Association, 'Aha Kauleo and five individuals.

Your Committee finds that after prohibiting the use of 'Olelo Hawai'i in public schools, the State of Hawaii recognized that error and enacted policies to support the use and teaching of the Hawaiian language, including Hawaii Board of Education Policy 105.7, which provides for the integration of Hawaiian language and culture into the curriculum and educational programs of public schools. Your Committee finds that despite progress made, there is still a need to increase the accessibility of Hawaiian language education in every complex throughout the State. Your Committee finds that this measure will help formulate a plan, and importantly, will make this plan stronger by including teachers, educators, and community members who are passionate about this issue.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 143 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1693 Education on H.R. No. 210

The purpose of this measure is to request the Department of Education to report to the Legislature on the feasibility of stocking bronchodilators for emergency use during respiratory distress and authorizing Department of Education employees to volunteer to administer bronchodilators.

Your Committee received testimony in support of this measure from the Department of Education, Hawai'i Public Health Institute, Hawai'i Children's Action Network Speaks!, Hawaii Medical Association, Hawai'i State Center for Nursing, American Lung Association in Hawaii, and four individuals.

Your Committee finds that, according to the Department of Health, more than one hundred ten thousand residents are living with asthma and approximately one-third of those residents are children. Your Committee further finds that short-acting bronchodilators, commonly referred to as albuterol inhalers, can be life-saving, are easy to administer, inexpensive, and very safe that can be easily administered by non-medical personnel who have adequate training on its use. Your Committee believes that evaluating the feasibility of stocking bronchodilators in schools and allowing Department of Education employees to volunteer to administer bronchodilators is needed to ensure that children with asthma can properly access the medication they need in a school setting.

Your Committee has amended this measure by making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 210, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 210, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1694 Education on H.C.R. No. 206

The purpose of this measure is to request the Department of Education to report to the Legislature on the feasibility of stocking bronchodilators for emergency use during respiratory distress and authorizing Department of Education employees to volunteer to administer bronchodilators.

Your Committee received testimony in support of this measure from the Department of Education, Hawai'i Public Health Institute, Hawai'i Children's Action Network Speaks!, Hawaii Medical Association, Hawai'i State Center for Nursing, American Lung Association in Hawaii, and three individuals.

Your Committee finds that, according to the Department of Health, more than one hundred ten thousand residents are living with asthma and approximately one-third of those residents are children. Your Committee further finds that short-acting bronchodilators, commonly referred to as albuterol inhalers, can be life-saving, are easy to administer, inexpensive, and very safe that can be easily administered by non-medical personnel who have adequate training on its use. Your Committee believes that evaluating the feasibility of stocking bronchodilators in schools and allowing Department of Education employees to volunteer to administer bronchodilators is needed to ensure that children with asthma can properly access the medication they need in a school setting.

Your Committee has amended this measure by making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 206, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 206, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1695 Education on H.R. No. 185

The purpose of this measure is requesting the Board of Education to report on ways to increase access to extended learning opportunities or course credits for non-traditional and external learning experiences

Your committee received testimony in support from Hawaii KidsCAN, Leaders for Hawaii's Future, and 2 individuals.

Your committee finds that both student who struggle with a traditional model of learning as well as those that succeed in it can benefit from learning opportunities outside of school such as internships, apprenticeships, capstones, independent study, online coursework, community service, and work-based learning programs. Your committee finds there is already an Alternative Learning Programs Branch at the Department of Education which provides statewide support for at-promise students, for whom the traditional model of education has not worked. This measure lays the groundwork for expanding opportunities for credit-bearing alternative learning for all students across the State.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 185 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1696 Education on H.C.R. No. 180

The purpose of this measure is requesting the Board of Education to report on ways to increase access to extended learning opportunities or course credits for non-traditional and external learning experiences

Your committee received testimony from Hawaii KidsCAN and 1 individual in support.

Your committee finds that both student who struggle with a traditional model of learning as well as those that succeed in it can benefit from learning opportunities outside of school such as internships, apprenticeships, capstones, independent study, online coursework, community service, and work-based learning programs. Your committee finds there is already an Alternative Learning Programs Branch at the Department of Education which provides statewide support for at-promise students, for whom the traditional model of education has not worked. This measure lays the groundwork for expanding opportunities for credit-bearing alternative learning for all students across the State.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 180 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1697 Tourism on H.R. No. 177

The purpose of this measure is to urge the Hawai'i Tourism Authority, in consultation with the Office of Enterprise Technology Services, to conduct a study on the social and safety impacts of geotagging.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that geotagging allows an individual to share the location where a video or picture was taken or where the user of a device or application is currently located. While geotagging has many consumer and marketing benefits, there are many unintended social and safety impacts of the use of geotagging. Geotagging is one of the many factors contributing to overtourism in the State and to the increase in safety concerns as locations that do not have the infrastructure to support thousands of visitors on a daily basis are beginning to see a significant increase in traffic. Your Committee believes that the social and safety impacts of geotagging must be studied in depth to get a better understanding of any further unintended consequences.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 177 and recommends that it be referred to your Committee on Higher Education & Technology.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Nakamura, Pierick).

SCRep. 1698 Tourism on H.C.R. No. 172

The purpose of this measure is to urge the Hawai'i Tourism Authority, in consultation with the Office of Enterprise Technology Services, to conduct a study on the social and safety impacts of geotagging.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that geotagging allows an individual to share the location where a video or picture was taken or where the user of a device or application is currently located. While geotagging has many consumer and marketing benefits, there are many unintended social and safety impacts of the use of geotagging. Geotagging is one of the many factors contributing to overtourism in the State and to the increase in safety concerns as locations that do not have the infrastructure to support thousands of visitors on a daily basis are beginning to see a significant increase in traffic. Your Committee believes that the social and safety impacts of geotagging must be studied in depth to get a better understanding of any further unintended consequences.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 172 and recommends that it be referred to your Committee on Higher Education & Technology.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 2 (Nakamura, Pierick).

SCRep. 1699 Judiciary & Hawaiian Affairs on H.R. No. 65

The purpose of this measure is to request the Attorney General to convene a task force to research the laws, ordinances, and rules prohibiting conduct on or near school grounds, or for the general protection of children attending school, and to distribute a summary of those laws to State and County buildings for public display.

Your Committee received testimony in support from five individuals.

Your Committee has amended this measure by replacing the Attorney General with the Legislative Reference Bureau. Your Committee has also amended this measure by deleting the references to convening a task force and asking the Legislative Reference Bureau instead solely to conduct research.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 65, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 65, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1700 Judiciary & Hawaiian Affairs on H.C.R. No. 63

The purpose of this measure is to request the Attorney General to convene a task force to research the laws, ordinances, and rules prohibiting conduct on or near school grounds, or for the general protection of children attending school, and to distribute a summary of those laws to State and County buildings for public display.

Your Committee received testimony in support from five individuals. Your Committee received testimony in opposition from the Attorney General.

Your Committee has amended this measure by replacing the Attorney General with the Legislative Reference Bureau. Your Committee has also amended this measure by deleting the references to convening a task force and asking the Legislative Reference Bureau instead solely to conduct research.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 63, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 63, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1701 Higher Education & Technology on H.R. No. 77

The purpose of this measure is to urge the University of Hawaii to establish a Restorative Justice Research Institute, or Hookaulike, at the William S. Richardson School of Law.

Your Committee received testimony in support of this measure from the University of Hawai'i System.

Your Committee finds that the criminal justice system in Hawaii has a disparate impact on Native Hawaiians, Pacific Islanders, and other persons of color. The collaborative efforts contemplated by this measure are an acknowledgment of the complexity of challenges often confronting people involved in the criminal legal system and a step toward progress in shifting to a focus on restoration and healing.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 77 and recommends that it be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Quinlan, Woodson, Garcia).

SCRep. 1702 Higher Education & Technology on H.C.R. No. 76

The purpose of this measure is to urge the University of Hawaii to establish a Restorative Justice Research Institute, or Hookaulike, at the William S. Richardson School of Law.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Hawaii Correctional System Oversight Commission, and one individual.

Your Committee finds that the criminal justice system in Hawaii has a disparate impact on Native Hawaiians, Pacific Islanders, and other persons of color. The collaborative efforts contemplated by this measure are an acknowledgment of the complexity of challenges often confronting people involved in the criminal legal system and a step toward progress in shifting to a focus on restoration and healing.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 76 and recommends that it be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Quinlan, Woodson, Garcia).

SCRep. 1703 Higher Education & Technology on H.R. No. 144

The purpose of this measure is to request the University of Hawaii at Manoa College of Tropical Agriculture and Human Resources to convene a working group to evaluate updating its extension sites.

Your Committee received testimony in support of this measure from the University of Hawai'i System.

Your Committee finds that modern agricultural research, extension, and education facilities provide the foundation for cutting-edge research and applied science solutions that address climate change, agricultural profitability, food safety, biosecurity, nutrition, and food security. Despite the recognized importance of these facilities and the work they pursue, the College of Tropical Agriculture and Human Resources is facing unprecedented infrastructure challenges due to years of underinvestment and deferred maintenance. Your Committee further finds that convening a working group to evaluate updating the college's extension sites will help to identify investments that will in turn spur new economic opportunities and innovations for farmers, ranchers, and producers across the State.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 144 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Quinlan, Woodson, Garcia).

SCRep. 1704 Higher Education & Technology on H.C.R. No. 142

The purpose of this measure is to request the University of Hawaii at Manoa College of Tropical Agriculture and Human Resources to convene a working group to evaluate updating its extension sites.

Your Committee received testimony in support of this measure from the University of Hawai'i System.

Your Committee finds that modern agricultural research, extension, and education facilities provide the foundation for cutting-edge research and applied science solutions that address climate change, agricultural profitability, food safety, biosecurity, nutrition, and food security. Despite the recognized importance of these facilities and the work they pursue, the College of Tropical Agriculture and Human Resources is facing unprecedented infrastructure challenges due to years of underinvestment and deferred maintenance. Your Committee further finds that convening a working group to evaluate updating the college's extension sites will help to identify investments that will in turn spur new economic opportunities and innovations for farmers, ranchers, and producers across the State.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 142 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Quinlan, Woodson, Garcia).

SCRep. 1705 Higher Education & Technology on H.R. No. 143

The purpose of this measure is to urge the University of Hawaii to convene a working group to create a plan for the establishment of a maritime college and establish a maritime college.

Your Committee received testimony in support of this measure from the University of Hawai'i System; Inlandboatmen's Union of the Pacific – Hawaii Region; Hawai'i State AFL-CIO; International Longshore & Warehouse Union Local 142; and one individual.

Your Committee finds that the maritime industry is an important part of the State's critical supply chain and building capacity in the port, maritime, and marine workforce will bring added stability to resources the State depends upon. There is no maritime college in the State and maritime workers must leave the State for training in licensed and unlicensed maritime career pathways.

Your Committee further finds that the University of Hawaii has emerged as a leader in ocean-based education and research and adding an ocean-based workforce development program is a practical addition to this work. The establishment of a maritime college as part of the University of Hawaii System would encourage the development of a local workforce in maritime and related marine industries.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 143 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Quinlan, Woodson, Garcia).

SCRep. 1706 Higher Education & Technology on H.C.R. No. 141

The purpose of this measure is to urge the University of Hawaii to convene a working group to create a plan for the establishment of a maritime college and establish a maritime college.

Your Committee received testimony in support of this measure from the University of Hawai'i System; Inlandboatmen's Union of the Pacific – Hawaii Region; Hawai'i State AFL-CIO; and International Longshore & Warehouse Union Local 142. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that the maritime industry is an important part of the State's critical supply chain and building capacity in the port, maritime, and marine workforce will bring added stability to resources the State depends upon. There is no maritime college in the State and maritime workers must leave the State for training in licensed and unlicensed maritime career pathways.

Your Committee further finds that the University of Hawaii has emerged as a leader in ocean-based education and research and adding an ocean-based workforce development program is a practical addition to this work. The establishment of a maritime college as part of the University of Hawaii System would encourage the development of a local workforce in maritime and related marine industries.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 141 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Quinlan, Woodson, Garcia).

SCRep. 1707 Agriculture & Food Systems on H.R. No. 180

The purpose of this measure is to request the Department of Agriculture to:

- (1) Study organic pesticides that are currently licensed or authorized for use in the State; and
- (2) Find organic pesticides that are not currently licensed or authorized for use, or otherwise prohibited, in the State, and test those organic pesticides for authorized use in the State.

Your Committee received testimony in support of this measure from one individual.

Your Committee finds that in recent years, organic pesticides have emerged as a popular alternative to conventional synthetic pesticides. Your Committee further finds that identifying additional organic pesticides that can be authorized for use in the State would bolster Hawaii's agricultural sustainability while minimizing lasting environmental effects.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 180 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 1708 Agriculture & Food Systems on H.C.R. No. 175

The purpose of this measure is to request the Department of Agriculture to:

- (1) Study organic pesticides that are currently licensed or authorized for use in the State; and

- (2) Find organic pesticides that are not currently licensed or authorized for use, or otherwise prohibited, in the State, and test those organic pesticides for authorized use in the State.

Your Committee received testimony in support of this measure from numerous individuals. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from the Department of Agriculture and one individual.

Your Committee finds that in recent years, organic pesticides have emerged as a popular alternative to conventional synthetic pesticides. Your Committee further finds that identifying additional organic pesticides that can be authorized for use in the State would bolster Hawaii's agricultural sustainability while minimizing lasting environmental effects.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 175 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 1709 Agriculture & Food Systems on H.R. No. 132

The purpose of this measure is to request the Department of Agriculture to conduct a study to recommend appropriate labeling requirements for Hawaii-grown tea.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau and one individual. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee acknowledges that the leaves of tea grown in the State's volcanic soil can embody a distinct and unique flavor of citrus and a subtle honey-like sweetness. These unique qualities of taste create the potential for Hawaii-grown tea to become a premium agricultural commodity. Your Committee further finds that labeling requirements for Hawaii-grown tea would help to protect and promote the viability of the budding tea industry in the State and that the Department of Agriculture is well suited to study and recommend such requirements.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 132 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 1710 Agriculture & Food Systems on H.C.R. No. 131

The purpose of this measure is to request the Department of Agriculture to conduct a study to recommend appropriate labeling requirements for Hawaii-grown tea.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau and Hawaii Volcanic Tea LP. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee acknowledges that the leaves of tea grown in the State's volcanic soil can embody a distinct and unique flavor of citrus and a subtle honey-like sweetness. These unique qualities of taste create the potential for Hawaii-grown tea to become a premium agricultural commodity. Your Committee further finds that labeling requirements for Hawaii-grown tea would help to protect and promote the viability of the budding tea industry in the State and that the Department of Agriculture is well suited to study and recommend such requirements.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 131 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 1711 Water & Land on H.R. No. 27

The purpose of this measure is to request the Auditor to conduct a performance audit of the operations and management of the Department of Land and Natural Resources' Division of Boating and Ocean Recreation.

Your Committee received testimony in support of this measure from the Wailoa River and Reeds Bay Boating and Users Association and twelve individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that community members have expressed numerous concerns about the Division of Boating and Ocean Recreation, particularly its lack of effective communication with the boating community, an inconsistent approach to interpreting and enforcing administrative rules, and issues of employee misconduct complaints and ethics violations. The Office of the Auditor previously conducted a management audit of state boating facilities operations from July 1, 1998, to June 30, 2000, and in April 2001 issued a report finding that mismanagement of state boating facilities has been a recurring problem. Given these long-standing, persistent concerns, your Committee further finds it is in the public interest for the Auditor to conduct a performance audit of the current operations and management of the Division.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 27 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1712 Water & Land on H.C.R. No. 25

The purpose of this measure is to request the Auditor to conduct a performance audit of the operations and management of the Department of Land and Natural Resources' Division of Boating and Ocean Recreation.

Your Committee received testimony in support of this measure from the Hawai'i Fishermen's Alliance for Conservation and Tradition, Inc. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that community members have expressed numerous concerns about the Division of Boating and Ocean Recreation, particularly its lack of effective communication with the boating community, an inconsistent approach to interpreting and enforcing administrative rules, and issues of employee misconduct complaints and ethics violations. The Office of the Auditor previously conducted a management audit of state boating facilities

operations from July 1, 1998, to June 30, 2000, and in April 2001 issued a report finding that mismanagement of state boating facilities has been a recurring problem. Given these long-standing, persistent concerns, your Committee further finds it is in the public interest for the Auditor to conduct a performance audit of the current operations and management of the Division.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 25 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1713 Water & Land on H.R. No. 30

The purpose of this measure is to request the Legislative Reference Bureau to study potential solutions for the legal and physical situation at Sunset Memorial Park in Pearl City, Oahu, and make recommendations for a long-term management plan.

Your Committee received testimony in support of this measure from the Pearl City Neighborhood Board No. 21. Your Committee received comments on this measure from the Legislative Reference Bureau.

Your Committee finds that the company that owned Sunset Memorial Park involuntarily dissolved in 2006 and the company's owner passed away in 2011, leaving the property in legal limbo. As a result, Sunset Memorial Park has been in a state of disrepair and deterioration for many years, with little to no relief for the loved ones of those buried there.

Your Committee has amended this measure by:

- (1) Requesting the Department of Commerce and Consumer Affairs, rather than the Legislative Reference Bureau, to study potential solutions and make recommendations for a long-term management plan for Sunset Memorial Park; and
- (2) Amending its title in accordance with its amended purpose; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 30, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 30, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1714 Water & Land on H.C.R. No. 29

The purpose of this measure is to request the Legislative Reference Bureau to study potential solutions for the legal and physical situation at Sunset Memorial Park in Pearl City, Oahu, and make recommendations for a long-term management plan.

Your Committee received testimony in support of this measure from the Pearl City Neighborhood Board No. 21 and nine individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs and Legislative Reference Bureau.

Your Committee finds that the company that owned Sunset Memorial Park involuntarily dissolved in 2006 and the company's owner passed away in 2011, leaving the property in legal limbo. As a result, Sunset Memorial Park has been in a state of disrepair and deterioration for many years, with little to no relief for the loved ones of those buried there.

Your Committee has amended this measure by:

- (1) Requesting the Department of Commerce and Consumer Affairs, rather than the Legislative Reference Bureau, to study potential solutions and make recommendations for a long-term management plan for Sunset Memorial Park; and
- (2) Amending its title in accordance with its amended purpose; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 29, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 29, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1715 Water & Land on H.R. No. 44

The purpose of this measure is to request the Hawaii Emergency Management Agency, in conjunction with the Harbors Division of the Department of Transportation, to establish a two-year task force to address the key findings of the July 2022 Resiliency Assessment report of the Hawaii Maritime Transportation Regional Resiliency Assessment Program Project and plan for related resiliency enhancements.

Your Committee received testimony in support of this measure from the Hawaii Emergency Management Agency; Hawaii Harbor Users Group; and Matson Navigation Company, Inc.

Your Committee finds that the Port of Honolulu is a vital link in Hawaii's statewide supply chain, accounting for roughly ninety percent of imported and exported goods and serving as a transfer hub for nearly all goods bound for the neighbor islands. Your Committee further finds that, although Pearl Harbor and Daniel K. Inouye International Airport provide some supply-chain capacity, a natural disaster such as a hurricane that makes landfall and damages the Port of Honolulu would likely also damage those nearby alternate sites.

Your Committee supports robust planning for port enhancements, alternate supply chain configurations, and other improvements to protect the people and property of Hawaii and, through measures such as this, the resiliency of the State's maritime transportation industry.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 44 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1716 Water & Land on H.C.R. No. 40

The purpose of this measure is to request the Hawaii Emergency Management Agency, in conjunction with the Harbors Division of the Department of Transportation, to establish a two-year task force to address the key findings of the July 2022 Resiliency Assessment report of the Hawaii Maritime Transportation Regional Resiliency Assessment Program Project and plan for related resiliency enhancements.

Your Committee received testimony in support of this measure from the Hawaii Emergency Management Agency; Hawaii Harbor Users Group; and Matson Navigation Company, Inc.

Your Committee finds that the Port of Honolulu is a vital link in Hawaii's statewide supply chain, accounting for roughly ninety percent of imported and exported goods and serving as a transfer hub for nearly all goods bound for the neighbor islands. Your Committee further finds that, although Pearl Harbor and Daniel K. Inouye International Airport provide some supply-chain capacity, a natural disaster such as a hurricane that makes landfall and damages the Port of Honolulu would likely also damage those nearby alternate sites.

Your Committee supports robust planning for port enhancements, alternate supply chain configurations, and other improvements to protect the people and property of Hawaii and, through measures such as this, the resiliency of the State's maritime transportation industry.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 40 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1717 Water & Land on H.R. No. 71

The purpose of this measure is to request collaboration between various agencies to update chapter 343, Hawaii Revised Statutes, to reflect all factors that shall be considered for the environmental impact statement process, and request public forums be held on the future use of state lands currently leased to the military.

Your Committee received testimony in support of this measure from the University of Hawai'i System. Your Committee received comments on this measure from the Department of Land and Natural Resources, Office of Planning and Sustainable Development, and State Environmental Advisory Council.

Your Committee finds that the United States Army's sixty-five-year lease of approximately twenty-three thousand acres on Hawaii Island is scheduled to expire in August 2029. Before a new military lease can be issued for these lands, an environmental impact statement and public review of the proposed use must be completed. Your Committee further finds that there is a concern that private entities contracted with the United States Army to prepare the necessary study and documents may be incentivized to find that the proposed use of the land would have "no significant impact" as such a finding would encourage the United States Army to use the services of the private entity in the future. This measure is intended to ensure that the environmental impact of any proposed use of state lands by the United States Army or other military branches are accurately assessed by requesting the Department of Land and Natural Resources, Office of Planning and Sustainable Development, Environmental Advisory Council, and University of Hawai'i to collaborate to develop and recommend amendments to chapter 343, Hawaii Revised Statutes.

Your Committee has amended this measure by:

- (1) Requesting the Office of Planning and Sustainable Development, rather than the Department of Land and Natural Resources, to post the report and proposed amendments to its website;
- (2) Requesting the Environmental Advisory Council, Office of Planning and Sustainable Development, and Department of Land and Natural Resources to convene public forums in communities near state lands that are currently leased to the military by December 31, 2024;
- (3) Changing its title to make technical amendments; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 71, as amended herein, and recommends that it be referred to your Committee on Judiciary & Hawaiian Affairs in the form attached hereto as H.R. No. 71, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1718 Water & Land on H.C.R. No. 70

The purpose of this measure is to request collaboration between various agencies to update chapter 343, Hawaii Revised Statutes, to reflect all factors that shall be considered for the environmental impact statement process, and request public forums be held on the future use of state lands currently leased to the military.

Your Committee received testimony in support of this measure from the University of Hawai'i System and one individual. Your Committee received comments on this measure from the Department of Land and Natural Resources, Office of Planning and Sustainable Development, and State Environmental Advisory Council.

Your Committee finds that the United States Army's sixty-five-year lease of approximately twenty-three thousand acres on Hawaii Island is scheduled to expire in August 2029. Before a new military lease can be issued for these lands, an environmental impact statement and public review of the proposed use must be completed. Your Committee further finds that there is a concern that private entities contracted with the United States Army to prepare the necessary study and documents may be incentivized to find that the proposed use of the land would have "no significant impact" as such a finding would encourage the United States Army to use the services of the private entity in the future. This measure is intended to ensure that the environmental impact of any proposed use of state lands by the United States Army or other military branches are accurately assessed by requesting the Department of Land and Natural Resources, Office of Planning and Sustainable Development, Environmental Advisory Council, and University of Hawai'i to collaborate to develop and recommend amendments to chapter 343, Hawaii Revised Statutes.

Your Committee has amended this measure by:

- (1) Requesting the Office of Planning and Sustainable Development, rather than the Department of Land and Natural Resources, to post the report and proposed amendments to its website;
- (2) Requesting the Environmental Advisory Council, Office of Planning and Sustainable Development, and Department of Land and Natural Resources to convene public forums in communities near state lands that are currently leased to the military by December 31, 2024;

- (3) Changing its title to make technical amendments; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 70, as amended herein, and recommends that it be referred to your Committee on Judiciary & Hawaiian Affairs in the form attached hereto as H.C.R. No. 70, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1719 Water & Land on H.R. No. 110

The purpose of this measure is to request the Department of Land and Natural Resources to identify all state and county roads, landmarks, monuments, and public parks that use the name "Diamond Head" and identify the process for renaming these roads, landmarks, monuments, and public parks from "Diamond Head" to "Lē'ahi".

Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that due to the rich cultural history surrounding Lē'ahi and the renewed state interest in encouraging the appropriate use of the Hawaiian language, it is fitting to properly reference roads, landmarks, monuments, and public parks that currently use the name "Diamond Head" by their Hawaiian name instead.

Your Committee has amended this measure by:

- (1) Adding the City and County of Honolulu as an entity requested to independently identify the roads, monuments, landmarks, and public parks within its jurisdiction that use the name "Diamond Head" and identify the process for renaming them from "Diamond Head" to "Lē'ahi";
- (2) Limiting the Department of Land and Natural Resources' responsibility for identifying roads, monuments, landmarks, and public parks that use the name "Diamond Head" to those within the State's jurisdiction;
- (3) Requesting the City and County of Honolulu to also submit a report of its findings and recommendations, including any proposed legislation, to the Legislature;
- (4) Changing its title to make technical amendments; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 110, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 110, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1720 Water & Land on H.C.R. No. 104

The purpose of this measure is to request the Department of Land and Natural Resources to identify all state and county roads, landmarks, monuments, and public parks that use the name "Diamond Head" and identify the process for renaming these roads, landmarks, monuments, and public parks from "Diamond Head" to "Lē'ahi".

Your Committee received testimony in support of this measure from one individual. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that due to the rich cultural history surrounding Lē'ahi and the renewed state interest in encouraging the appropriate use of the Hawaiian language, it is fitting to properly reference roads, landmarks, monuments, and public parks that currently use the name "Diamond Head" by their Hawaiian name instead.

Your Committee has amended this measure by:

- (1) Adding the City and County of Honolulu as an entity requested to independently identify the roads, monuments, landmarks, and public parks within its jurisdiction that use the name "Diamond Head" and identify the process for renaming them from "Diamond Head" to "Lē'ahi";
- (2) Limiting the Department of Land and Natural Resources' responsibility for identifying roads, monuments, landmarks, and public parks that use the name "Diamond Head" to those within the State's jurisdiction;
- (3) Requesting the City and County of Honolulu to also submit a report of its findings and recommendations, including any proposed legislation, to the Legislature;
- (4) Changing its title to make technical amendments; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 104, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 104, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1721 Water & Land on H.R. No. 113

The purpose of this measure is to urge the City and County of Honolulu to exempt from real property tax property owners of residential units within one-half mile of an active municipal solid waste landfill or construction and demolition landfill.

Your Committee received testimony in support of this measure from the International Association of Bridge, Structural, Ornamental and Reinforcing Iron Workers; Iron Workers Stabilization Fund; and four individuals.

Your Committee finds that the scientific consensus is that landfills, specifically construction and demolition landfills, have negative health impacts for those who live, work, and play in close proximity. Your Committee further finds that residents within one-half mile of an active operation of municipal solid waste landfills or construction and demolition landfills are disproportionately burdened and could apply savings from a property tax exemption to address their individual health and safety needs.

Your Committee has amended this measure by:

- (1) Inserting additional information regarding the significant health impacts for individuals who live near an active landfill;
- (2) Additionally urging the City and County of Honolulu to exempt from real property tax owners of residential units outside one-half mile of an active landfill but within neighborhoods that are deemed by the City and County of Honolulu to have been impacted by an active landfill to a degree that would warrant such an exemption;
- (3) Amending its title in accordance with its amended purpose; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 113, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 113, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1722 Water & Land on H.C.R. No. 107

The purpose of this measure is to urge the City and County of Honolulu to exempt from real property tax property owners of residential units within one-half mile of an active municipal solid waste landfill or construction and demolition landfill.

Your Committee received testimony in support of this measure from the International Association of Bridge, Structural, Ornamental and Reinforcing Iron Workers; Iron Workers Stabilization Fund; and four individuals. Your Committee received testimony in opposition to this measure from the Department of Budget and Fiscal Services of the City and County of Honolulu.

Your Committee finds that the scientific consensus is that landfills, specifically construction and demolition landfills, have negative health impacts for those who live, work, and play in close proximity. Your Committee further finds that residents within one-half mile of an active operation of municipal solid waste landfills or construction and demolition landfills are disproportionately burdened and could apply savings from a property tax exemption to address their individual health and safety needs.

Your Committee has amended this measure by:

- (1) Inserting additional information regarding the significant health impacts for individuals who live near an active landfill;
- (2) Additionally urging the City and County of Honolulu to exempt from real property tax owners of residential units outside one-half mile of an active landfill but within neighborhoods that are deemed by the City and County of Honolulu to have been impacted by an active landfill to a degree that would warrant such an exemption;
- (3) Amending its title in accordance with its amended purpose; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 107, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 107, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1723 Water & Land on H.R. No. 154

The purpose of this measure is to request the Department of Hawaiian Home Lands to conduct a study that evaluates possible methods of flood remediation and flood aversion for areas on the island of Molokai populated by beneficiaries of the Hawaiian Homes Commission Act, 1920, as amended.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of Hawaiian Home Lands.

Your Committee finds that flooding on the island of Molokai has become increasingly dangerous and has significantly affected the lives of residents, whose homes have been repeatedly impacted by runoff and mud.

Your Committee has amended this measure by:

- (1) Modifying the scope of the study to the areas of Kalama'ula, Kapa'akea, Kamiloloa, and Makakupa'ia on the island of Molokai; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 154, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 154, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1724 Water & Land on H.C.R. No. 153

The purpose of this measure is to request the Department of Hawaiian Home Lands to conduct a study that evaluates possible methods of flood remediation and flood aversion for areas on the island of Molokai populated by beneficiaries of the Hawaiian Homes Commission Act, 1920, as amended.

Your Committee received comments on this measure from the Department of Hawaiian Home Lands.

Your Committee finds that flooding on the island of Molokai has become increasingly dangerous and has significantly affected the lives of residents, whose homes have been repeatedly impacted by runoff and mud.

Your Committee has amended this measure by:

- (1) Modifying the scope of the study to the areas of Kalama'ula, Kapa'akea, Kamiloloa, and Makakupa'ia on the island of Molokai; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 153, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 153, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1725 Water & Land on H.R. No. 175

The purpose of this measure is to urge the Board of Land and Natural Resources to establish a task force to prepare a feasibility plan for the transition of the management of the Makua Military Reservation to the State from the United States Army upon the expiration of General Lease No. S-3848.

Your Committee received testimony in support of this measure from two individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that the Makua Military Reservation contains approximately one hundred sites that are eligible for listing on the National Register of Historic Places, including Hawaiian temples, shrines, and petroglyphs. Your Committee further finds that although the United States Army agreed to clear unexploded ordnance, with a focus on providing access to cultural sites in Makua, access to cultural sites was halted in 2015 after contractors were injured when unexploded ordnance was set off. With the general lease of Makua Valley to the United States Army set to expire on August 16, 2029, this measure would assist with the transition of the management of the Makua Military Reservation to the State through a feasibility plan.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes the Department of Land and Natural Resources' request of \$300,000 annually for the costs associated with the task force requested in this measure, including the need for one full-time equivalent (1.0 FTE) position in the Chairperson's Office to perform support duties related to this measure.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 175, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 175, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1726 Water & Land on H.C.R. No. 170

The purpose of this measure is to urge the Board of Land and Natural Resources to establish a task force to prepare a feasibility plan for the transition of the management of the Makua Military Reservation to the State from the United States Army upon the expiration of General Lease No. S-3848.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that the Makua Military Reservation contains approximately one hundred sites that are eligible for listing on the National Register of Historic Places, including Hawaiian temples, shrines, and petroglyphs. Your Committee further finds that although the United States Army agreed to clear unexploded ordnance, with a focus on providing access to cultural sites in Makua, access to cultural sites was halted in 2015 after contractors were injured when unexploded ordnance was set off. With the general lease of Makua Valley to the United States Army set to expire on August 16, 2029, this measure would assist with the transition of the management of the Makua Military Reservation to the State through a feasibility plan.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes the Department of Land and Natural Resources' request of \$300,000 annually for the costs associated with the task force requested in this measure, including the need for one full-time equivalent (1.0 FTE) position in the Chairperson's Office to perform support duties related to this measure.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 170, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 170, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, none.

SCRep. 1727 Water & Land on H.C.R. No. 115

The purpose of this measure is to authorize the issuance of a term, non-exclusive easement covering a portion of state submerged lands at Kaneohe, Koolaupoko, Oahu, for the existing boat ramp and concrete wall, and for use, repair, and maintenance of the existing improvements constructed thereon pursuant to section 171-53, Hawaii Revised Statutes.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and four individuals.

Your Committee finds that portions of the existing boat ramp and concrete wall fronting the property identified as Tax Map Key: (1) 4-5-047: seaward of 051, Kaneohe, Koolaupoko, Oahu, were placed upon state submerged land. Your Committee further finds that the Department of Land and Natural Resources' Office of Conservation and Coastal Lands worked with the private property owner to resolve the encroachments. Your Committee also finds that the Board of Land and Natural Resources has approved the issuance of a twenty-five year non-exclusive easement to resolve the boat ramp and concrete wall encroachments to run with the land and to inure to the benefit of the abutting real property.

Your Committee notes that section 171-53, Hawaii Revised Statutes, requires the Board of Land and Natural Resources to obtain proper authorization from the Legislature and prior approval of the Governor to dispose of state submerged lands. This measure expresses the requisite legislative approval for disposition of these lands.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 115 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1728 Education on H.R. No. 61

The purpose of this measure is to urge the department of education to prioritize funding for the English Learner Program in public Schools

Your committee received testimony in support from The Department of Education.

Your Committee finds that there are currently 17,000 English learners enrolled in public schools and by 2025 it is estimated that one in four students will be an English learner. This measure highlights the important of devoting attention and resources to meeting the needs of this student population.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 61 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1729 Education on H.C.R. No. 59

The purpose of this measure to urge the department of education to prioritize funding for the English Learner Program in public Schools

Your committee received testimony in support from the department of education.

Your Committee finds that there are currently 17,000 English learners enrolled in public schools and by 2025 it is estimated that one in four students will be an English learner. This measure highlights the important of devoting attention and resources to meeting the needs of this student population.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 59 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1730 Education on H.R. No. 76

The purpose of this measure is to request the Department of Education to contract with a qualified nonprofit organization to establish an aquatic safety education program for elementary school students.

Your Committee received testimony in support of this measure from Hawaii Aquatics Foundation and two individuals.

Your Committee finds that drowning was the leading cause of injury-related mortality for Hawaii's children between 2014 and 2018, with more children dying by drowning than in motor vehicle and pedestrian accidents combined, and an alarmingly large proportion of those child drownings being among resident children. Your Committee believes that many drowning deaths can be prevented through aquatic safety education programs.

Your Committee recognizes that establishing aquatic safety education programs for all elementary school students will require additional personnel and resources to support the management and execution of a contract with a nonprofit organization. However, your Committee notes that the Kaimuki-McKinley-Roosevelt Complex Area, Kapaa-Kauai-Waimea Complex Area, and Honokaa-Kealakehe-Kohala-Konawaena Complex Area are interested in conducting aquatic safety education programs at this time and have established relationships with a qualified nonprofit organization to establish the programs.

Accordingly, your Committee has amended this measure by:

- (1) Requesting the Department of Education to contract with a qualified nonprofit organization to establish aquatic safety education programs in schools that wish to participate and for which funding is available;
- (2) Requesting the Department of Education to conduct a statewide needs assessment in preparation for establishing an aquatic safety education program in all Department of Education elementary schools to be contracted with one or more qualified nonprofit organizations during regular school hours; and
- (3) Amending its title in accordance with its amended purpose.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 76, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 76, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1731 Education on H.C.R. No. 75

The purpose of this measure is to request the Department of Education to contract with a qualified nonprofit organization to establish an aquatic safety education program for elementary school students.

Your Committee received testimony in support of this measure from the Outrigger Duke Kahanamoku Foundation, Hawaii Aquatics Foundation, and two individuals. Your Committee received comments on this measure from the Department of Education.

Your Committee finds that drowning was the leading cause of injury-related mortality for Hawaii's children between 2014 and 2018, with more children dying by drowning than in motor vehicle and pedestrian accidents combined, and an alarmingly large proportion of those child drownings being among resident children. Your Committee believes that many drowning deaths can be prevented through aquatic safety education programs.

Your Committee recognizes that establishing aquatic safety education programs for all elementary school students will require additional personnel and resources to support the management and execution of a contract with a nonprofit organization. However, your Committee notes that the Kaimuki-McKinley-Roosevelt Complex Area, Kapaa-Kauai-Waimea Complex Area, and Honokaa-Kealakehe-Kohala-Konawaena Complex Area are interested in conducting aquatic safety education programs at this time and have established relationships with a qualified nonprofit organization to establish the programs.

Accordingly, your Committee has amended this measure by:

- (1) Requesting the Department of Education to contract with a qualified nonprofit organization to establish aquatic safety education programs in schools that wish to participate and for which funding is available;

- (2) Requesting the Department of Education to conduct a statewide needs assessment in preparation for establishing an aquatic safety education program in all Department of Education elementary schools to be contracted with one or more qualified nonprofit organizations during regular school hours; and
- (3) Amending its title in accordance with its amended purpose.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 75, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 75, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1732 Education on H.R. No. 55

The purpose of this measure is urging the Department of Education to create a priority list for repairing public schools fire alarm systems

Your committee received testimony in support from The Department of Education.

Your Committee finds that the DOE reports that 80% of fire alarm systems are working well and 12% are not working at all and are in urgent need of replacement in order to keep our school community safe. Many systems are old and there are no replacement parts. Your Committee finds that new systems that utilize broadband are able to incorporate PA systems, security systems and other features along with the fire alarm system. If the DOE were able to use emergency procurement to replace these non-functioning systems at an estimated cost of \$70 million, they estimate they could replace them within a matter of months. This measure focuses attention on this important safety issue.

Your Committee also requested of the DOE and received a commitment to provide the following:

A list of the 100 playgrounds the DOE plans to replace,

A list of the 12% of schools that don't have working fire alarms,

A list of schools without a working sprinkler system, and

An estimated budget to replace fire alarms and sprinkler systems that are not working.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 55 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1733 Education on H.C.R. No. 53

The purpose of this measure is urging the Department of Education to create a priority list for repairing public schools fire alarm systems.

Your committee received testimony in support from The Department of Education.

Your Committee finds that the DOE reports that 80% of fire alarm systems are working well and 12% are not working at all and are in urgent need of replacement in order to keep our school community safe. Many systems are old and there are no replacement parts. Your Committee finds that new systems that utilize broadband are able to incorporate PA systems, security systems and other features along with the fire alarm system. If the DOE were able to use emergency procurement to replace these non-functioning systems at an estimated cost of \$70 million, they estimate they could replace them within a matter of months. This measure focuses attention on this important safety issue.

Your Committee also requested of the DOE and received a commitment to provide the following:

A list of the 100 playgrounds the DOE plans to replace,

A list of the 12% of schools that don't have working fire alarms,

A list of schools without a working sprinkler system, and

An estimated budget to replace fire alarms and sprinkler systems that are not working.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 53 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1734 Tourism on H.R. No. 24

The purpose of this measure is to urge the City and County of Honolulu and Honolulu Police Department to increase police presence in Haleiwa due to an increase in homeless individuals and crime in the area.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that there has been an increase in criminal activity in Haleiwa, particularly because of the high number of visitors to the area who are often victims of theft and other crimes. Your Committee further finds that there is also a growing concern about violent crimes committed by unsheltered individuals in Haleiwa. Your Committee believes that an increase in law enforcement presence in Haleiwa would help deter crime and increase safety in the area for visitors and residents.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 24 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Nakamura, Pierick).

SCRep. 1735 Tourism on H.C.R. No. 22

The purpose of this measure is to urge the City and County of Honolulu and Honolulu Police Department to increase police presence in Haleiwa due to an increase in homeless individuals and crime in the area.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that there has been an increase in criminal activity in Haleiwa, particularly because of the high number of visitors to the area who are often victims of theft and other crimes. Your Committee further finds that there is also a growing concern about violent crimes committed by unsheltered individuals in Haleiwa. Your Committee believes that an increase in law enforcement presence in Haleiwa would help deter crime and increase safety in the area for visitors and residents.

As affirmed by the record of votes of the members of your Committee on Tourism that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 22 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Nakamura, Pierick).

SCRep. 1736 Housing on H.R. No. 188

The purpose of this measure is to request the Office of Planning and Sustainable Development to convene a multiagency working group to identify sites that have the collective capacity to accommodate ten thousand new homes per year for the next fifty years.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation and Office of Planning and Sustainable Development.

Your Committee finds that there is a severe shortage of affordable housing in the State. The Hawaii State Planning Act states that the planning for housing shall be directed toward providing greater opportunities for Hawaii's people to secure safe, sanitary, and livable homes in a suitable location and at a reasonable price. Your Committee further finds that the Hawaii Housing Finance and Development Corporation, Hawaii Community Development Authority, Hawaii Public Housing Authority, and Office of Planning and Sustainable Development work closely to coordinate the provision of housing. This measure seeks to achieve the Hawaii State Planning Act's goal for housing by requesting a collaborative study to identify sites that can accommodate a large number of new homes.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 188 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Kitagawa, Todd).

SCRep. 1737 Housing on H.C.R. No. 183

The purpose of this measure is to request the Office of Planning and Sustainable Development to convene a multiagency working group to identify sites that have the collective capacity to accommodate ten thousand new homes per year for the next fifty years.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation and Office of Planning and Sustainable Development.

Your Committee finds that there is a severe shortage of affordable housing in the State. The Hawaii State Planning Act states that the planning for housing shall be directed toward providing greater opportunities for Hawaii's people to secure safe, sanitary, and livable homes in a suitable location and at a reasonable price. Your Committee further finds that the Hawaii Housing Finance and Development Corporation, Hawaii Community Development Authority, Hawaii Public Housing Authority, and Office of Planning and Sustainable Development work closely to coordinate the provision of housing. This measure seeks to achieve the Hawaii State Planning Act's goal for housing by requesting a collaborative study to identify sites that can accommodate a large number of new homes.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 183 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 2 (Kitagawa, Todd).

SCRep. 1738 Education on H.R. No. 147

The purpose of this measure is to develop and enforce non-sex segregated dress codes for public school formal events to create a positive and safe space for all students.

Your Committee received testimony in support of this measure from the non-profit SOAR, and from one individual.

Your Committee finds that current public school sex-segregated dress codes need to be updated to align with Hawaii State laws prohibiting discrimination on the basis of sex, gender identity, and expression. Your Committee further finds that these outdated dress codes exclude students from attending school events such as graduation or proms. Your Committee appreciates the work and initiative of High School students for authoring this measure to make school events safe spaces for all students.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 147 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1739 Education on H.C.R. No. 145

The purpose of this measure is to develop and enforce non-sex segregated dress codes for public school formal events to create a positive and safe space for all students.

Your Committee received testimony in support of this measure from the non-profit SOAR, from seven individuals and from a group of Students and Educators of Hawaii which submitted a letter with over 100 signatures.

Your Committee finds that current public school sex-segregated dress codes need to be updated to align with Hawaii State laws prohibiting discrimination on the basis of sex, gender identity, and expression. Your Committee further finds that these outdated dress codes exclude students from attending school events such as graduation or proms. Your Committee appreciates the work and initiative of High School students for authoring this measure to make school events safe spaces for all students.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 145 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Martinez, Todd, Garcia).

SCRep. 1740 Culture, Arts & International Affairs on H.R. No. 19

The purpose of this measure is to proclaim February 24, 2023, as "Remember Ukraine Day in Hawaii."

Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that on February 24, 2022, Russia's military forces attacked Ukraine to destabilize the freedom of the Ukrainian people and overthrow global movements for democracy. Russia's invasion of Ukraine will likely have far-reaching implications on how aggressive regimes that are at odds with freedom or democracy treat other nations. Your Committee further finds that there are concerns of possible new conflicts, escalations, and crises in the Indo-Pacific region that may result if weakness is perceived in the Western world's response to the Russian invasion of Ukraine. Your Committee additionally finds that the people of the State of Hawaii must stand in solidarity with the people of Ukraine against Russian aggression.

Your Committee has amended this measure by:

- (1) Changing its title to make technical amendments; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 19, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 19, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1741 Culture, Arts & International Affairs on H.C.R. No. 16

The purpose of this measure is to proclaim February 24, 2023, as "Remember Ukraine Day in Hawaii."

Your Committee received testimony in support of this measure from two individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that on February 24, 2022, Russia's military forces attacked Ukraine to destabilize the freedom of the Ukrainian people and overthrow global movements for democracy. Russia's invasion of Ukraine will likely have far-reaching implications on how aggressive regimes that are at odds with freedom or democracy treat other nations. Your Committee further finds that there are concerns of possible new conflicts, escalations, and crises in the Indo-Pacific region that may result if weakness is perceived in the Western world's response to the Russian invasion of Ukraine. Your Committee additionally finds that the people of the State of Hawaii must stand in solidarity with the people of Ukraine against Russian aggression.

Your Committee has amended this measure by:

- (1) Changing its title to make technical amendments; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 16, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 16, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1742 Culture, Arts & International Affairs on H.R. No. 34

The purpose of this measure is to designate November 22, 2023, as "Kimchi Day" in Hawaii.

Your Committee received testimony in support of this measure from the Korean American Coalition of Hawaii.

Your Committee finds that 2023 is the one hundred twentieth anniversary of the arrival of the first Korean immigrant workers in Hawaii who, together with their descendants and the approximately fifty thousand residents in Hawaii who consider themselves ethnically Korean, have greatly contributed to the vibrant culture of the State. Your Committee further finds that kimchi is a traditional Korean dish with a long, rich history; health benefits; and traditional preparation process that has been recognized as an intangible cultural heritage of humanity by the United Nations Educational, Scientific and Cultural Organization. Your Committee additionally finds that November 22 represents the eleven major ingredients in kimchi and the twenty-two health benefits of the food and that Hawaii should join other jurisdictions, including South Korea, California, and Virginia, in celebrating "National Kimchi Day".

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 34 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1743 Culture, Arts & International Affairs on H.C.R. No. 33

The purpose of this measure is to designate November 22, 2023, as "Kimchi Day" in Hawaii.

Your Committee received testimony in support of this measure from the Korean American Coalition of Hawaii.

Your Committee finds that 2023 is the one hundred twentieth anniversary of the arrival of the first Korean immigrant workers in Hawaii who, together with their descendants and the approximately fifty thousand residents in Hawaii who consider themselves ethnically Korean, have greatly contributed to the vibrant culture of the State. Your Committee further finds that kimchi is a traditional Korean dish with a long, rich history; health benefits; and traditional preparation process that has been recognized as an intangible cultural heritage of humanity by the United Nations Educational, Scientific and Cultural Organization. Your Committee additionally finds that November 22 represents the eleven major ingredients in kimchi and the twenty-two health benefits of the food and that Hawaii should join other jurisdictions, including South Korea, California, and Virginia, in celebrating "National Kimchi Day".

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 33 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1744 Culture, Arts & International Affairs on H.R. No. 68

The purpose of this measure is to urge the Hawaii Sister-State Committee to recommend the initiation of a sister-state relationship between Hawaii and Fujian Province.

Your Committee received comments on this measure from the Department of Business, Economic Development, & Tourism.

Your Committee finds that Hawaii already has sister-state relations with entities in the Greater China region, including Guangdong and Hainan. Your Committee further finds that on October 21, 2021, the mayors of Honolulu and Fuzhou, the capital city of Fujian province, established a sister-city relationship. Your Committee therefore finds that this measure seeks to encourage the next steps in establishing sister-state relations between Hawaii and Fujian Province.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 68 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1745 Culture, Arts & International Affairs on H.C.R. No. 67

The purpose of this measure is to urge the Hawaii Sister-State Committee to recommend the initiation of a sister-state relationship between Hawaii and Fujian Province.

Your Committee received comments on this measure from the Department of Business, Economic Development, & Tourism.

Your Committee finds that Hawaii already has sister-state relations with entities in the Greater China region, including Guangdong and Hainan. Your Committee further finds that on October 21, 2021, the mayors of Honolulu and Fuzhou, the capital city of Fujian province, established a sister-city relationship. Your Committee therefore finds that this measure seeks to encourage the next steps in establishing sister-state relations between Hawaii and Fujian Province.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 67 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1746 Culture, Arts & International Affairs on H.R. No. 69

The purpose of this measure is to urge:

- (1) The United States to support Taiwan's participation in international organizations, including the World Health Organization, International Criminal Police Organization, United Nations Framework Convention on Climate Change, and International Civil Aviation Organization; and
- (2) International organizations to grant Taiwan membership, observer, or other appropriate status.

Your Committee received testimony in support of this measure from the Taipei Economic and Cultural Office.

Your Committee finds that Taiwan has full membership in forty intergovernmental organizations or their subsidiary bodies, including the World Trade Organization, Asia-Pacific Economic Cooperation, and Central American Bank for Economic Integration. Your Committee further finds that despite those memberships and statuses, Taiwan is not a member of the World Health Organization, International Criminal Police Organization, United Nations Framework Convention on Climate Change, or International Civil Aviation Organization. This measure supports Taiwan's participation in additional international organizations to greatly benefit these organizations and share experiences with them, as Taiwan is a successful democracy; a hub of travel, culture, and education; an economic leader with the twenty-first largest economy in the world; and the first nation in Asia to establish a single-payer national health insurance system.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 69 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, none.

SCRep. 1747 Culture, Arts & International Affairs on H.C.R. No. 68

The purpose of this measure is to urge:

- (1) The United States to support Taiwan's participation in international organizations, including the World Health Organization, International Criminal Police Organization, United Nations Framework Convention on Climate Change, and International Civil Aviation Organization; and
- (2) International organizations to grant Taiwan membership, observer, or other appropriate status.

Your Committee received testimony in support of this measure from the Taipei Economic and Cultural Office.

Your Committee finds that Taiwan has full membership in forty intergovernmental organizations or their subsidiary bodies, including the World Trade Organization, Asia-Pacific Economic Cooperation, and Central American Bank for Economic Integration. Your Committee further finds that despite those memberships and statuses, Taiwan is not a member of the World Health Organization, International Criminal Police Organization, United Nations Framework Convention on Climate Change, or International Civil Aviation Organization. This measure supports Taiwan's participation in additional international organizations to greatly benefit these organizations and share experiences with them, as Taiwan is a successful democracy; a hub of travel, culture, and education; an economic leader with the twenty-first largest economy in the world; and the first nation in Asia to establish a single-payer national health insurance system.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 68 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1748 Culture, Arts & International Affairs on H.C.R. No. 66

The purpose of this measure is to request the establishment of a Hawaii-Taiwan Friendship Taskforce to explore ways to strengthen, improve, and expand economic, cultural, and educational relations between Hawaii and Taiwan.

Your Committee received testimony in support of this measure from the Taipei Economic and Cultural Office.

Your Committee finds that Taiwan and Hawaii have enjoyed a sister-state relationship since 1993 and sister-city and sister-county relationships between Honolulu and Kaohsiung City, Maui County and Pingtung County, Hawaii County and Hualien County, and Kauai County and Penghu County. The State of Hawaii Office in Taipei and the Taipei Economic and Cultural Office in Honolulu have worked together to promote cooperation and exchanges in tourism, agriculture, culture, education, and trade. Your Committee further finds in 2021, Taiwan was Hawaii's tenth-largest trade partner, with exports to Hawaii totaling \$54,000,000 and imports from Hawaii totaling \$13,000,000. Your Committee additionally finds that this measure will help explore ways to strengthen, improve, and expand economic, cultural, and educational relations between Hawaii and Taiwan.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 66 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1749 Culture, Arts & International Affairs on H.R. No. 74

The purpose of this measure is to request the formation of a working group to create a plan regarding the return of cultural artifacts.

Your Committee received testimony in support of this measure from three individuals.

Your Committee finds that cultural artifacts are an important part of the history of Native Hawaiians and many of Hawaii's cultural artifacts have been transported out of State, as have many cultural artifacts that belong to other nations found their way into the State. Your Committee further finds this measure will help in returning cultural artifacts to the right people and nations.

Your Committee has amended this measure by adding a definition of cultural artifact that excludes human remains and funerary objects.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 74, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 74, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1750 Culture, Arts & International Affairs on H.C.R. No. 73

The purpose of this measure is to request the formation of a working group to create a plan regarding the return of cultural artifacts.

Your Committee received testimony in support of this measure from Hui Iwi Kuamo'o and one individual. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that cultural artifacts are an important part of the history of Native Hawaiians and many of Hawaii's cultural artifacts have been transported out of State, as have many cultural artifacts that belong to other nations found their way into the State. Your Committee further finds this measure will help in returning cultural artifacts to the right people and nations.

Your Committee has amended this measure by adding a definition of cultural artifact that excludes human remains and funerary objects.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 73, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 73, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1751 Culture, Arts & International Affairs on H.R. No. 137

The purpose of this measure is to recognize October 2 through October 6, 2023, and October 7 through October 11, 2024, as digital inclusion week in Hawaii.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism. Your Committee received comments on this measure from the Disability and Communication Access Board.

Your Committee finds that broadband access has helped deliver public health information to vulnerable Hawaii residents who experience socioeconomic disparities and those who live in underserved communities. Your Committee further finds many rural, agricultural, and lower-income communities throughout the State lack access to reliable and affordable broadband due to the lack of infrastructure; discrimination in investment in delivering technology to specific areas; or barriers derived from socioeconomic status, education, literacy, language, or disabilities. Your Committee therefore finds that this measure will raise awareness of the need for digital equity and will promote digital inclusion.

Your Committee has amended this measure by:

- (1) Removing recognition of October 7 through October 11, 2024, as Digital Inclusion Week, in order to limit application of this measure to a one-year period;
- (2) Amending its title in accordance with its amended purpose; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 137, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 137, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1752 Culture, Arts & International Affairs on H.C.R. No. 136

The purpose of this measure is to recognize October 2 through October 6, 2023, and October 7 through October 11, 2024, as digital inclusion week in Hawaii.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism. Your Committee received comments on this measure from the Disability and Communication Access Board.

Your Committee finds that broadband access has helped deliver public health information to vulnerable Hawaii residents who experience socioeconomic disparities and those who live in underserved communities. Your Committee further finds many rural, agricultural, and lower-income communities throughout the State lack access to reliable and affordable broadband due to the lack of infrastructure; discrimination in investment in delivering technology to specific areas; or barriers derived from socioeconomic status, education, literacy, language, or disabilities. Your Committee therefore finds that this measure will raise awareness of the need for digital equity and will promote digital inclusion.

Your Committee has amended this measure by:

- (1) Removing recognition of October 7 through October 11, 2024, as Digital Inclusion Week, in order to limit application of this measure to a one-year period;
- (2) Amending its title in accordance with its amended purpose; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 136, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 136, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, none.

SCRep. 1753 Energy & Environmental Protection/Corrections, Military & Veterans on H.R. No. 109

The purpose of this measure is to urge all branches of the United States military operating in Hawaii to implement changes in their policies to reduce, to the extent possible, the use of products containing perfluoroalkyl and polyfluoroalkyl substances.

Your Committees received testimony in support of this measure from the Hawaii Military Affairs Council, Hawai'i Reef and Ocean Coalition, Climate Protectors Hawai'i, Environmental Caucus of the Democratic Party of Hawai'i, Americans for Democratic Action – Hawai'i, and three individuals. Your Committees received comments on this measure from the American Chemistry Council and one individual.

Your Committees find that perfluoroalkyl and polyfluoroalkyl substances (PFAS) are persistent, toxic substances that can contaminate drinking water, bioaccumulate in fish and wildlife, and have multiple adverse health effects on humans. Additionally, some of the highest concentrations of PFAS in the country have been found at and around military bases, in large part because of the military's longtime reliance on the firefighting foam known as aqueous film-forming foam, a product containing PFAS.

Your Committees further find that various PFAS have been detected in soil and groundwater samples across the State that in some samples show levels that may pose a public health concern. This measure urges all branches of the United States military operating in the State to reduce, to the extent possible, the use of products containing PFAS, which will lower the risks associated with PFAS contamination of the groundwater and drinking water supply in Hawaii.

Your Committees have amended this measure by:

- (1) Updating certain findings; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Corrections, Military & Veterans that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 109, as amended herein, and recommend its adoption in the form attached hereto as H.R. No. 109, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Ward).

Corrections, Military & Veterans: Ayes, 8. Noes, none. Excused, none.

SCRep. 1754 Energy & Environmental Protection/Corrections, Military & Veterans on H.C.R. No. 103

The purpose of this measure is to urge all branches of the United States military operating in Hawaii to implement changes in their policies to reduce, to the extent possible, the use of products containing perfluoroalkyl and polyfluoroalkyl substances.

Your Committees received testimony in support of this measure from the Department of Health, Hawaii Military Affairs Council, Hawai'i Reef and Ocean Coalition, Climate Protectors Hawai'i, Environmental Caucus of the Democratic Party of Hawai'i, and one individual. Your Committees received comments on this measure from the American Chemistry Council and two individuals.

Your Committees find that perfluoroalkyl and polyfluoroalkyl substances (PFAS) are persistent, toxic substances that can contaminate drinking water, bioaccumulate in fish and wildlife, and have multiple adverse health effects on humans. Additionally, some of the highest concentrations of PFAS in the country have been found at and around military bases, in large part because of the military's longtime reliance on the firefighting foam known as aqueous film-forming foam, a product containing PFAS.

Your Committees further find that various PFAS have been detected in soil and groundwater samples across the State that in some samples show levels that may pose a public health concern. This measure urges all branches of the United States military operating in the State to reduce, to the extent possible, the use of products containing PFAS, which will lower the risks associated with PFAS contamination of the groundwater and drinking water supply in Hawaii.

Your Committees have amended this measure by:

- (1) Updating certain findings; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Energy & Environmental Protection and Corrections, Military & Veterans that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 103, as amended herein, and recommend its adoption in the form attached hereto as H.C.R. No. 103, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Energy & Environmental Protection: Ayes, 5. Noes, none. Excused, 2 (Gates, Ward).

Corrections, Military & Veterans: Ayes, 8. Noes, none. Excused, none.

SCRep. 1755 Energy & Environmental Protection on H.R. No. 212

The purpose of this measure is to request each county to develop a comprehensive integrated wastewater management plan and financial strategy to upgrade, convert, or connect cesspools located within its respective jurisdiction by 2050.

Your Committee received testimony in support of this measure from the Hawai'i Reef and Ocean Coalition. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Grassroot Institute of Hawaii.

Your Committee finds that the State has approximately eighty-three thousand cesspools that release more than fifty million gallons of raw sewage into the State's groundwater and surface waters every day. While the State established a requirement for the upgrade, conversion, or connection of all cesspools in the State by 2050, coordination among various stakeholders and governmental agencies is critical. This measure requests the counties to develop a comprehensive plan and financial strategy to ensure that the counties' infrastructure allows for easy upgrade, conversion, or connection of cesspools to sewer systems.

Your Committee has amended this measure by:

- (1) Changing its title to make technical amendments; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 212, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 212, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Woodson, Ward).

SCRep. 1756 Energy & Environmental Protection on H.C.R. No. 208

The purpose of this measure is to request each county to develop a comprehensive integrated wastewater management plan and financial strategy to upgrade, convert, or connect cesspools located within its respective jurisdiction by 2050.

Your Committee received testimony in support of this measure from the Hawai'i Association of REALTORS and Hawai'i Reef and Ocean Coalition. Your Committee received comments on this measure from the Grassroot Institute of Hawaii.

Your Committee finds that the State has approximately eighty-three thousand cesspools that release more than fifty million gallons of raw sewage into the State's groundwater and surface waters every day. While the State established a requirement for the upgrade, conversion, or connection of all cesspools in the State by 2050, coordination among various stakeholders and governmental agencies is critical. This measure requests the counties to develop a comprehensive plan and financial strategy to ensure that the counties' infrastructure allows for easy upgrade, conversion, or connection of cesspools to sewer systems.

Your Committee has amended this measure by:

- (1) Changing its title to make technical amendments; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 208, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 208, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Woodson, Ward).

SCRep. 1757 Energy & Environmental Protection on H.R. No. 26

The purpose of this measure is to urge the Department of Land and Natural Resources to prohibit mining of the seabed within Hawaii state waters.

Your Committee received testimony in support of this measure from the Benioff Ocean Science Laboratory, Ocean Tourism Coalition, Hawai'i Reef and Ocean Coalition, Climate Protectors Hawai'i, and five individuals.

Your Committee finds that the ocean is of significant economic, environmental, and cultural importance to the State. Your Committee further finds that seabed mining could negatively impact the State's marine waters and ecosystems. This measure would ensure that the State takes a precautionary approach to the potential harms of seabed mining.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 26 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 3 (Gates, Woodson, Ward).

SCRep. 1758 Energy & Environmental Protection on H.C.R. No. 24

The purpose of this measure is to urge the Department of Land and Natural Resources to prohibit mining of the seabed within Hawaii state waters.

Your Committee received testimony in support of this measure from the Benioff Ocean Science Laboratory, Ocean Tourism Coalition, Hawai'i Reef and Ocean Coalition, Climate Protectors Hawai'i, and two individuals.

Your Committee finds that the ocean is of significant economic, environmental, and cultural importance to the State. Your Committee further finds that seabed mining could negatively impact the State's marine waters and ecosystems. This measure would ensure that the State takes a precautionary approach to the potential harms of seabed mining.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 24 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 3 (Gates, Woodson, Ward).

SCRep. 1759 Higher Education & Technology on H.R. No. 58

The purpose of this measure is to request the Hawaii Broadband and Digital Equity Office to increase access to wi-fi in public parks throughout the State.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Disability and Communication Access Board; and one individual.

Your Committee finds that the State has identified strengthening digital equity as a strategic imperative in the development of a modern economy and public parks are a convenient and appropriate venue to accommodate digital access.

Your Committee has amended this measure by:

- (1) Adding language requesting that the Hawaii Broadband and Digital Equity Office work with the Department of Land and Natural Resources and the counties to assess the current level of internet access in public parks; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 58, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 58, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Quinlan, Woodson, Garcia).

SCRep. 1760 Higher Education & Technology on H.C.R. No. 56

The purpose of this measure is to request the Hawaii Broadband and Digital Equity Office to increase access to wi-fi in public parks throughout the State.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; and Disability and Communication Access Board.

Your Committee finds that the State has identified strengthening digital equity as a strategic imperative in the development of a modern economy and public parks are a convenient and appropriate venue to accommodate digital access.

Your Committee has amended this measure by:

- (1) Adding language requesting that the Hawaii Broadband and Digital Equity Office work with the Department of Land and Natural Resources and the counties to assess the current level of internet access in public parks; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 56, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 56, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Quinlan, Woodson, Garcia).

SCRep. 1761 Higher Education & Technology on H.R. No. 142

The purpose of this measure is to urge the University of Hawaii to strengthen the Center for Labor Education and Research at the University of Hawaii West Oahu by establishing a working group to develop a community-driven vision for the Center's programs.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations; University of Hawai'i – West Oahu; United Public Workers, AFSCME Local 646, AFL-CIO; Hawai'i State AFL-CIO; International Brotherhood of Electrical Workers Local Union 1186; Hawai'i State Teachers Association; Sailors Union of the Pacific; UNITE HERE Local 5; Hawaii Laborers & Employers Cooperation and Education Trust; and three individuals.

Your Committee finds that the Center for Labor Education and Research at the University of Hawaii West Oahu was established in 1976 and provides labor education, research and labor-related programs to workers, their organizations, university students, and the public through credit and non-credit classes, seminars, workshops, publications, and public media. Your Committee further finds that the University invests resources in degree-granting programs to provide advanced degrees to employers, human resource managers, and business administrators, and recently approved, through its Board of Regents, a Labor Studies Certificate program at the West Oahu campus for those interested in pursuing an academic labor studies program. A working group to develop a community-driven vision for the Center's programs will support the Center's multi-faceted work and help to ensure it continues to address community needs.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 142 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Quinlan, Woodson, Garcia).

SCRep. 1762 Higher Education & Technology on H.C.R. No. 140

The purpose of this measure is to urge the University of Hawaii to strengthen the Center for Labor Education and Research at the University of Hawaii West Oahu by establishing a working group to develop a community-driven vision for the Center's programs.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations; University of Hawai'i – West Oahu; United Public Workers, AFSCME Local 646, AFL-CIO; Hawai'i State AFL-CIO; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artists and Allied Crafts of the United States, Its Territories and Canada, AFL-CIO, CLC, Local 665; International Brotherhood of Electrical Workers Local Union 1186; Hawai'i State Teachers Association; Hawai'i Workers Center; Hawaii Laborers & Employers Cooperation and Education Trust; UNITE HERE Local 5; and six individuals.

Your Committee finds that the Center for Labor Education and Research at the University of Hawaii West Oahu was established in 1976 and provides labor education, research and labor-related programs to workers, their organizations, university students, and the public through credit and non-credit classes,

seminars, workshops, publications, and public media. Your Committee further finds that the University invests resources in degree-granting programs to provide advanced degrees to employers, human resource managers, and business administrators, and recently approved, through its Board of Regents, a Labor Studies Certificate program at the West Oahu campus for those interested in pursuing an academic labor studies program. A working group to develop a community-driven vision for the Center's programs will support the Center's multi-faceted work and help to ensure it continues to address community needs.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 140 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Quinlan, Woodson, Garcia).

SCRep. 1763 Water & Land on H.R. No. 85

The purpose of this measure is to designate Hawaii's coral reefs as critical natural infrastructure and convey the strong support for nature-based solutions.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources; The Nature Conservancy; Hawai'i Reef and Ocean Coalition; Hawai'i Fishermen's Alliance for Conservation and Tradition, Inc; and one individual.

Your Committee finds that Hawaii's environmental resources include coral reefs, which can help mitigate the risks and related loss and damage from floods and the effects of climate change and natural disasters if the coral reefs are healthy, effectively managed, and functioning. Your Committee further finds that the health of the State's coral reefs are threatened by global stressors related to climate change and by local stressors from land-based sources of pollution, unsustainable fishing practices, and invasive species.

Your Committee notes that the Federal Emergency Management Agency provides financial assistance to all states, territories, and federally recognized tribal governments of the United States through its Hazard Mitigation Assistance programs, including the Building Resilient Infrastructure and Communities program, which directs spending toward research-supported, proactive investment in community resilience. Your Committee believes that legislative recognition of coral reefs as critical natural infrastructure will demonstrate political support for nature-based solutions and will highlight the State's commitment to nature-based solutions to the Federal Emergency Management Agency.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 85 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1764 Water & Land on H.C.R. No. 80

The purpose of this measure is to designate Hawaii's coral reefs as critical natural infrastructure and convey strong support for nature-based solutions.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources; The Nature Conservancy; Hawai'i Reef and Ocean Coalition; and Hawai'i Fishermen's Alliance for Conservation and Tradition, Inc.

Your Committee finds that Hawaii's environmental resources include coral reefs, which can help mitigate the risks and related loss and damage from floods and the effects of climate change and natural disasters if the coral reefs are healthy, effectively managed, and functioning. Your Committee further finds that the health of the State's coral reefs are threatened by global stressors related to climate change and by local stressors from land-based sources of pollution, unsustainable fishing practices, and invasive species.

Your Committee notes that the Federal Emergency Management Agency provides financial assistance to all states, territories, and federally recognized tribal governments of the United States through its Hazard Mitigation Assistance programs, including the Building Resilient Infrastructure and Communities program, which directs spending toward research-supported, proactive investment in community resilience. Your Committee believes that legislative recognition of coral reefs as critical natural infrastructure will demonstrate political support for nature-based solutions and will highlight the State's commitment to nature-based solutions to the Federal Emergency Management Agency.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 80 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1765 Water & Land on H.R. No. 101

The purpose of this measure is to:

- (1) Request the Department of Health to prioritize testing and research of beach sand contamination levels at Pokai Bay; and
- (2) Request the City and County of Honolulu's Department of Parks and Recreation to prioritize renovations of the restroom facilities at Pokai Bay.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that over the last decade, beach goers and community members have reported the presence of health and environmental hazards at Pokai Bay, stemming from industrial pollutants washed from local surface streets, parking lots, and sidewalks. Your Committee further finds that a 2015 study conducted by the University of Hawai'i at Manoa's Department of Civil and Environmental Engineering found that Pokai Bay's beach sand holds more fecal indicator bacteria than seawater, indicating that the beach sand at Pokai Bay may be retaining pollutants from the area's restroom facilities. This measure is intended to improve the health and safety of beach goers at Pokai Bay by requesting the Department of Health to prioritize testing and research of fecal indicator bacteria levels and any other pollutants of the beach sand at Pokai Bay.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 101 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1766 Water & Land on H.C.R. No. 94

The purpose of this measure is to:

- (1) Request the Department of Health to prioritize testing and research of beach sand contamination levels at Pokai Bay; and

(2) Request the City and County of Honolulu's Department of Parks and Recreation to prioritize renovations of the restroom facilities at Pokai Bay.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that over the last decade, beach goers and community members have reported the presence of health and environmental hazards at Pokai Bay, stemming from industrial pollutants washed from local surface streets, parking lots, and sidewalks. Your Committee further finds that a 2015 study conducted by the University of Hawai'i at Manoa's Department of Civil and Environmental Engineering found that Pokai Bay's beach sand holds more fecal indicator bacteria than seawater, indicating that the beach sand at Pokai Bay may be retaining pollutants from the area's restroom facilities. This measure is intended to improve the health and safety of beach goers at Pokai Bay by requesting the Department of Health to prioritize testing and research of fecal indicator bacteria levels and any other pollutants of the beach sand at Pokai Bay.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 94 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1767 Water & Land on H.R. No. 139

The purpose of this measure is to request the Wastewater Branch of the Environmental Management Division of the Department of Health to conduct a feasibility study on the use of organic biodegradable water clarifiers for cesspool water remediation.

Your Committee received testimony in support of this measure from PJY Global Consultants. Your Committee received comments on this measure from the Hawai'i Reef and Ocean Coalition.

Your Committee finds that a feasibility study on new technologies that can remediate cesspool water is warranted. Your Committee further finds, however, that the University of Hawaii Water Resources Research Center, instead of the Wastewater Branch of the Environmental Management Division of the Department of Health, is a more appropriate agency to perform the feasibility study. In addition, your Committee finds that the scope of the study should not be limited solely to organic biodegradable water clarifiers.

Accordingly, your Committee has amended this measure by:

- (1) Requesting the University of Hawaii Water Resources Research Center, rather than the Wastewater Branch of the Environmental Management Division of the Department of Health, to conduct the feasibility study;
- (2) Broadening the scope of the feasibility study to encompass new technologies related to cesspool water remediation, which may include organic biodegradable water clarifiers;
- (3) Amending its title in accordance with its amended purpose;
- (4) Modifying the recipient of a certified copy of the measure in accordance with its amended purpose; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 139, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 139, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1768 Water & Land on H.C.R. No. 102

The purpose of this measure is to request the Wastewater Branch of the Environmental Management Division of the Department of Health to conduct a feasibility study on the use of organic biodegradable water clarifiers for cesspool water remediation.

Your Committee received testimony in support of this measure from PJY Global Consultants. Your Committee received comments on this measure from the Department of Health and Hawai'i Reef and Ocean Coalition.

Your Committee finds that a feasibility study on new technologies that can remediate cesspool water is warranted. Your Committee further finds, however, that the University of Hawaii Water Resources Research Center, instead of the Wastewater Branch of the Environmental Management Division of the Department of Health, is a more appropriate agency to perform the feasibility study. In addition, your Committee finds that the scope of the study should not be limited solely to organic biodegradable water clarifiers.

Accordingly, your Committee has amended this measure by:

- (1) Requesting the University of Hawaii Water Resources Research Center, rather than the Wastewater Branch of the Environmental Management Division of the Department of Health, to conduct the feasibility study;
- (2) Broadening the scope of the feasibility study to encompass new technologies related to cesspool water remediation, which may include organic biodegradable water clarifiers;
- (3) Amending its title in accordance with its amended purpose;
- (4) Modifying the recipient of a certified copy of the measure in accordance with its amended purpose; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 102, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 102, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1769 Water & Land on H.R. No. 112

The purpose of this measure is to:

- (1) Request the Department of Facility Maintenance of the City and County of Honolulu to dredge and clean the Ulehawa Stream and Canal;

- (2) Request the Department of Health to complete water quality testing of the Ulehawa Stream and Canal quarterly every two years, at a minimum;
- (3) Urge the Army Corps of Engineers to work with the Department of Facility Maintenance of the City and County of Honolulu to create a permanent solution to mitigate against the rapid accumulation of sediment and debris at the Ulehawa Stream and Canal; and
- (4) Request Hawaii's congressional delegation to make finding a permanent solution for the Ulehawa Stream and Canal a top priority and assist the State and City and County of Honolulu in obtaining federal funding for this purpose.

Your Committee received testimony in support of this measure from the Iron Workers Stabilization Fund; International Association of Bridge, Structural, Ornamental and Reinforcing Iron Workers Local Union Number 625; and four individuals.

Your Committee finds that the Ulehawa Stream to the north of Nanakuli runs along the border of Oahu's sole construction and demolition landfill, owned by PVT Land Company Ltd., which took in approximately forty percent of the island's total waste stream as of 2020. Hundreds of residents live alongside the main Ulehawa Canal and its two wing canals.

Your Committee further finds that the Ulehawa Stream is typically blocked by beach sand due to an absence of a fringing reef, while complaints of the Ulehawa Canal being backed up with silt and sand have been made for over two decades, and in the past two years, the Ulehawa's wing canals have been completely blocked and littered with silt, vegetation, and trash, including shopping carts, beds, and construction debris. Your Committee also finds that without regular dredging, the Ulehawa Stream and Canal remain stagnant and reports have been made of residents living on both sides of the Canal becoming sick. Through this measure, your Committee seeks actions and information to address this environmental and potential public health and safety issue.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 112 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1770 Water & Land on H.C.R. No. 106

The purpose of this measure is to:

- (1) Request the Department of Facility Maintenance of the City and County of Honolulu to dredge and clean the Ulehawa Stream and Canal;
- (2) Request the Department of Health to complete water quality testing of the Ulehawa Stream and Canal quarterly every two years, at a minimum;
- (3) Urge the Army Corps of Engineers to work with the Department of Facility Maintenance of the City and County of Honolulu to create a permanent solution to mitigate against the rapid accumulation of sediment and debris at the Ulehawa Stream and Canal; and
- (4) Request Hawaii's congressional delegation to make finding a permanent solution for the Ulehawa Stream and Canal a top priority and assist the State and City and County of Honolulu in obtaining federal funding for this purpose.

Your Committee received testimony in support of this measure from the Iron Workers Stabilization Fund; International Association of Bridge, Structural, Ornamental and Reinforcing Iron Workers Local Union Number 625; and four individuals.

Your Committee finds that the Ulehawa Stream to the north of Nanakuli runs along the border of Oahu's sole construction and demolition landfill, owned by PVT Land Company Ltd., which took in approximately forty percent of the island's total waste stream as of 2020. Hundreds of residents live alongside the main Ulehawa Canal and its two wing canals.

Your Committee further finds that the Ulehawa Stream is typically blocked by beach sand due to an absence of a fringing reef, while complaints of the Ulehawa Canal being backed up with silt and sand have been made for over two decades, and in the past two years, the Ulehawa's wing canals have been completely blocked and littered with silt, vegetation, and trash, including shopping carts, beds, and construction debris. Your Committee also finds that without regular dredging, the Ulehawa Stream and Canal remain stagnant and reports have been made of residents living on both sides of the Canal becoming sick. Through this measure, your Committee seeks actions and information to address this environmental and potential public health and safety issue.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 106 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1771 Water & Land on H.R. No. 127

The purpose of this measure is to urge the Department of Health to take certain actions regarding fugitive dust.

Your Committee received testimony in opposition to this measure from the Hawai'i Farm Bureau.

Your Committee finds that many acres of former agricultural land in Hawaii have become vacant and during windy conditions, large dust storms arise from these lands, causing damage to the environment and harming the health of residents who live downwind. Your Committee further finds, however, that the United States Department of Agriculture Natural Resources Conservation Service, instead of the Department of Health, may be better suited to perform the actions proposed in this measure.

Accordingly, your Committee has amended this measure by:

- (1) Urging the United States Department of Agriculture Natural Resources Conservation Service, rather than the Department of Health, to take certain actions regarding fugitive dust, including reviewing calculations for dust impacts during fallow periods of crop production and recommending best practices to minimize impacts to downwind communities;
- (2) Amending its title in accordance with its amended purpose;
- (3) Modifying the list of recipients of certified copies of the measure in accordance with its amended purpose; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 127, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 127, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1772 Water & Land on H.C.R. No. 126

The purpose of this measure is to urge the Department of Health to take certain actions regarding fugitive dust.

Your Committee received testimony in opposition to this measure from the Department of Health, Hawai'i Farm Bureau, and one individual.

Your Committee finds that many acres of former agricultural land in Hawaii have become vacant and during windy conditions, large dust storms arise from these lands, causing damage to the environment and harming the health of residents who live downwind. Your Committee further finds, however, that the United States Department of Agriculture Natural Resources Conservation Service, instead of the Department of Health, may be better suited to perform the actions proposed in this measure.

Accordingly, your Committee has amended this measure by:

- (1) Urging the United States Department of Agriculture Natural Resources Conservation Service, rather than the Department of Health, to take certain actions regarding fugitive dust, including reviewing calculations for dust impacts during fallow periods of crop production and recommending best practices to minimize impacts to downwind communities;
- (2) Amending its title in accordance with its amended purpose;
- (3) Modifying the list of recipients of certified copies of the measure in accordance with its amended purpose; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 126, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 126, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1773 Water & Land on H.R. No. 136

The purpose of this measure is to request the Department of Facility Maintenance of the City and County of Honolulu to clean certain streams and canals in Waipahu, namely:

- (1) Waikele Stream;
- (2) The canal adjacent to Bill Balfour Jr. Waipahu District Park that intersects Paiwa Street; and
- (3) The canal along Honowai Park and Honowai Elementary.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that the lack of stream and canal maintenance often leads to clogged, overgrown, or debris-filled streams and canals that function poorly and can result in local flooding and other safety hazards. Your Committee further finds that the Waikele Stream and the canals listed above suffer from these issues, which increase siltation and impair water flow. Your Committee also finds that the assistance of the Department of Facility Management in cleaning the Waikele Stream and identified canals is critical to their proper functioning.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 136 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1774 Water & Land on H.C.R. No. 135

The purpose of this measure is to request the Department of Facility Maintenance of the City and County of Honolulu to clean certain streams and canals in Waipahu, namely:

- (1) Waikele Stream;
- (2) The canal adjacent to Bill Balfour Jr. Waipahu District Park that intersects Paiwa Street; and
- (3) The canal along Honowai Park and Honowai Elementary.

Your Committee received testimony in support of this measure from two individuals.

Your Committee finds that the lack of stream and canal maintenance often leads to clogged, overgrown, or debris-filled streams and canals that function poorly and can result in local flooding and other safety hazards. Your Committee further finds that the Waikele Stream and the canals listed above suffer from these issues, which increase siltation and impair water flow. Your Committee also finds that the assistance of the Department of Facility Management in cleaning the Waikele Stream and identified canals is critical to their proper functioning.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 135 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1775 Water & Land on H.R. No. 23

The purpose of this measure is to urge the City and County of Honolulu to remove the Ocean Safety and Lifeguard Services Division from the Emergency Services Department and establish it as a new, separate department.

Your Committee received testimony in support of this measure from the Outrigger Duke Kahanamoku Foundation and eighteen individuals.

Your Committee finds that the Ocean Safety and Lifeguard Services Division is the primary responder for emergencies arising on the beach and in the nearshore waters of Oahu, which extend one mile from the shoreline, and is one of four divisions or branches that comprise the Honolulu Emergency Services Department. Your Committee further finds that increased levels of ocean activities have challenged the Ocean Safety and Lifeguard Services Division to maintain service levels and that the Division's growing responsibilities and scope of duties warrant its establishment as a separate department.

Your Committee has amended this measure by also urging the Mayor of the City and County of Honolulu and Honolulu City Council to work together to establish the new department pursuant to section 4-202 of the Revised Charter of the City and County of Honolulu.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 23, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 23, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1776 Water & Land on H.C.R. No. 21

The purpose of this measure is to urge the City and County of Honolulu to remove the Ocean Safety and Lifeguard Services Division from the Emergency Services Department and establish it as a new, separate department.

Your Committee received testimony in support of this measure from the Outrigger Duke Kahanamoku Foundation, Ocean Safety 'Ohana, and one individual.

Your Committee finds that the Ocean Safety and Lifeguard Services Division is the primary responder for emergencies arising on the beach and in the nearshore waters of Oahu, which extend one mile from the shoreline, and is one of four divisions or branches that comprise the Honolulu Emergency Services Department. Your Committee further finds that increased levels of ocean activities have challenged the Ocean Safety and Lifeguard Services Division to maintain service levels and that the Division's growing responsibilities and scope of duties warrant its establishment as a separate department.

Your Committee has amended this measure by also urging the Mayor of the City and County of Honolulu and Honolulu City Council to work together to establish the new department pursuant to section 4-202 of the Revised Charter of the City and County of Honolulu.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 21, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 21, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1777 Water & Land on H.R. No. 56

The purpose of this measure is to request the Hawaii County Department of Water Supply to convene a working group to examine opportunities for increasing water access and strengthening water infrastructure for underserved communities on Hawaii Island.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that many communities located on the southwestern side of Hawaii Island lack access to county water infrastructure, posing a glaring example of structural inequality for that part of the island, which ranks below the state average in household income, educational attainment, and other key social and economic indicators. Your Committee further finds that lack of access to a consistent water supply prevents the development of basic infrastructure in rural and remote areas, including the establishment of public schools, medical and community health centers, grocery stores, and financial institutions. The working group contemplated by this measure would evaluate ways to address this water access inequity and involve key stakeholders in the process.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 56 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1778 Water & Land on H.C.R. No. 54

The purpose of this measure is to request the Hawaii County Department of Water Supply to convene a working group to examine opportunities for increasing water access and strengthening water infrastructure for underserved communities on Hawaii Island.

Your Committee received testimony in support of this measure from one individual.

Your Committee finds that many communities located on the southwestern side of Hawaii Island lack access to county water infrastructure, posing a glaring example of structural inequality for that part of the island, which ranks below the state average in household income, educational attainment, and other key social and economic indicators. Your Committee further finds that lack of access to a consistent water supply prevents the development of basic infrastructure in rural and remote areas, including the establishment of public schools, medical and community health centers, grocery stores, and financial institutions. The working group contemplated by this measure would evaluate ways to address this water access inequity and involve key stakeholders in the process.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 54 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1779 Water & Land on H.R. No. 64

The purpose of this measure is to request the Department of Parks and Recreation of the City and County of Honolulu to restore the field of Maunawili Valley Neighborhood Park and develop a plan to restore the entire Park to be usable and safe for the community.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that various environmental changes, including the encroachment of invasive grass, have left Maunawili Valley Neighborhood Park's field unsuitable to safely host sports events and activities, and the entire park area needs to be restored in order to enable residents and visitors to safely recreate there. Your Committee acknowledges that area residents have recently described over half of the field as "an overgrown swamp". Through this measure, your Committee seeks the assistance of the City and County of Honolulu's Department of Parks and Recreation to restore the field and overall Park to a usable condition and provide the public with a place they can enjoy.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 64 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1780 Water & Land on H.C.R. No. 62

The purpose of this measure is to request the Department of Parks and Recreation of the City and County of Honolulu to restore the field of Maunawili Valley Neighborhood Park and develop a plan to restore the entire Park to be usable and safe for the community.

Your Committee received testimony in support of this measure from four individuals.

Your Committee finds that various environmental changes, including the encroachment of invasive grass, have left Maunawili Valley Neighborhood Park's field unsuitable to safely host sports events and activities, and the entire park area needs to be restored in order to enable residents and visitors to safely recreate there. Your Committee acknowledges that area residents have recently described over half of the field as "an overgrown swamp". Through this measure, your Committee seeks the assistance of the City and County of Honolulu's Department of Parks and Recreation to restore the field and overall Park to a usable condition and provide the public with a place they can enjoy.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 62 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1781 Water & Land on H.R. No. 82

The purpose of this measure is to urge the Department of Facility Maintenance of the City and County of Honolulu to conduct an assessment and prepare and execute a plan to maintain Manoa Stream.

Your Committee received testimony in support of this measure from seven individuals.

Your Committee finds that the periodic maintenance activities necessary to adequately address flood mitigation at Manoa Stream have not been regularly performed despite the history of flood events involving the stream, with the most recent extensive flood event in October 2004 causing over \$80,000,000 in damage to thirty-two buildings on the University of Hawaii at Manoa campus. Your Committee further finds that an assessment of maintenance of Manoa Stream is needed before an appropriate plan to maintain the stream to prevent future flooding can be prepared and implemented.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 82 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1782 Water & Land on H.C.R. No. 78

The purpose of this measure is to urge the Department of Facility Maintenance of the City and County of Honolulu to conduct an assessment and prepare and execute a plan to maintain Manoa Stream.

Your Committee received testimony in support of this measure from seven individuals.

Your Committee finds that the periodic maintenance activities necessary to adequately address flood mitigation at Manoa Stream have not been regularly performed despite the history of flood events involving the stream, with the most recent extensive flood event in October 2004 causing over \$80,000,000 in damage to thirty-two buildings on the University of Hawaii at Manoa campus. Your Committee further finds that an assessment of maintenance of Manoa Stream is needed before an appropriate plan to maintain the stream to prevent future flooding can be prepared and implemented.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 78 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1783 Water & Land on H.C.R. No. 50

The purpose of this measure is to request the Department of Land and Natural Resources to provide updated statistics and facts relating to the decline of palila on Mauna Kea and investigate the factors causing the decline of the palila population.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and one individual.

Your Committee finds that the palila bird is a rare and critically endangered species of honeycreeper that can only be found on certain slopes of Mauna Kea and that at last count in 2021, had an estimated population of only three hundred despite several efforts over the past forty years to recover the population.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 50 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1784 Judiciary & Hawaiian Affairs on S.B. No. 109

The purpose of this measure is to replace gender-specific terminology used in certain parental and marital matters with gender-neutral terminology.

Your Committee received testimony in support of this measure from the Stonewall Caucus of the Democratic Party of Hawai'i, Rainbow Family 808, and eleven individuals. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that existing parental and marriage laws reflect outdated, cisheteronormative concepts of families, parenthood, parental rights, and relationships. Statutory amendments are needed to address society's evolving understanding of these concepts.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that additional amendments may be necessary to conform the gender-neutral terminology used in this measure with other measures before the Legislature, including H.B. No. 384, H.D. 2, S.D. 1, Regular Session of 2023, which implements certain portions of the Uniform Parentage Act of 2017.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 109, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 109, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Hashimoto, Ilagan).

SCRep. 1785 Judiciary & Hawaiian Affairs on S.B. No. 110

The purpose of this measure is to require gender-specific terminology used in adoption and annulment, divorce, and separation matters to be construed in a gender-neutral manner.

Your Committee received testimony in support of this measure from the Stonewall Caucus of the Democratic Party of Hawai'i, Rainbow Family 808, and nine individuals. Your Committee received testimony in opposition to this measure from three individuals. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that existing adoption and annulment, divorce, and separation laws reflect outdated, cisheteronormative concepts of families, parental rights, and relationships. Statutory amendments are needed to address society's evolving understanding of these concepts.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that additional amendments may be necessary to conform this measure with other measures before the Legislature, including H.B. No. 384, H.D. 2, S.D. 1, Regular Session of 2023, which implements certain portions of the Uniform Parentage Act of 2017.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 110, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 110, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Hashimoto, Ilagan).

SCRep. 1786 Judiciary & Hawaiian Affairs on S.B. No. 497

The purpose of this measure is to:

- (1) Prohibit certain commercial vehicles weighing ten thousand pounds or more from driving in the left lane on all roadways with:
 - (A) Two lanes unless the commercial vehicle is able to maintain speed with existing traffic flow and is in the process of overtaking and passing another vehicle; and
 - (B) Three or more lanes;
- (2) Provide exceptions for commercial vehicles turning left or exiting, or preparing to turn left or exit; and
- (3) Exempt buses and van pools operated by the counties.

Your Committee received testimony in support of this measure from the Department of Transportation, Department of Transportation Services of the City and County of Honolulu, Hydroponics Alternatives LLC, and two individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that this measure has the potential to improve traffic flow and increase highway safety by limiting lane flexibility for certain large commercial passenger vehicles and providing exceptions where warranted.

Your Committee has amended this measure by:

- (1) Deleting language that would have prohibited certain commercial vehicles weighing ten thousand pounds or more from driving in the left lane on all roadways with two lanes unless the commercial vehicle is able to maintain speed with existing traffic flow and is in the process of overtaking and passing another vehicle;
- (2) Clarifying that certain commercial vehicles weighing ten thousand pounds or more are prohibited from driving in the far left lane on roadways with three or more lanes of traffic moving in the same direction;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 497, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 497, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Ilagan, Kong).

SCRep. 1787 Judiciary & Hawaiian Affairs on S.B. No. 224

The purpose of this measure is to:

- (1) Allow for noise control infractions to be processed under the traffic and emergency period infractions adjudication process; and
- (2) Grant the District Court concurrent jurisdiction over noise control infractions committed by minors.

Your Committee received testimony in support of this measure from the Department of the Prosecuting Attorney of the City and County of Honolulu and Honolulu Police Department. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Judiciary.

Your Committee finds that the City and County of Honolulu would like to enact and enforce noise control infractions to respond to legitimate noise complaints across the island of Oahu. This measure would provide an expedited, less resource-intensive enforcement mechanism for noise control enforcement.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that the Judiciary has requested an effective date of January 1, 2024, to allow the Judiciary time to prepare the necessary changes to the Judiciary Information Management System which will be required to design, code, and test a new type of infraction.

Your Committee urges the City and County of Honolulu to work with the Judiciary to determine how the designation of noise control ordinances will impact the courts and how the process should be created.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 224, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 224, S.D. 2, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Holt, Mizuno).

SCRep. 1788 Judiciary & Hawaiian Affairs on S.B. No. 587

The purpose of this measure is to enhance the existing noisy exhaust pipe and muffler laws by:

- (1) Increasing the fines that may be issued for violation of noisy exhaust pipe and muffler laws; and
- (2) Authorizing enforcement officers to conduct examinations and inspections if the officer has probable cause to believe that a vehicle's excessively noisy muffler is evidence of a violation.

Your Committee received testimony in support of this measure from ten individuals. Your Committee received testimony in opposition to this measure from two individuals.

Your Committee finds that noisy exhaust pipes and mufflers on motorcycles, mopeds, and motor vehicles cause unnecessary disturbance to the public. This measure seeks to address excessive noise emitted by exhaust pipes and mufflers, in violation of existing laws, through the increased deterrent of higher fines and increased enforcement mechanisms.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 587, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 587, S.D. 2, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, 3 (Ganaden, Holt, Souza). Excused, 2 (Ilagan, Kong).

SCRep. 1789 Judiciary & Hawaiian Affairs on S.B. No. 313

The purpose of this measure is to:

- (1) Reduce the number of members on the State Rehabilitation Council from twenty-one to fifteen;
- (2) Clarify that the member representing the Client Assistance Program on the State Rehabilitation Council is not subject to term limits; and
- (3) Authorize the State Rehabilitation Council to establish quorum and conduct business without regard to vacancies.

Your Committee received testimony in support of this measure from the Department of Human Services, Department of Health, Disability and Communication Access Board, and Hawaii Disability Rights Center.

Your Committee finds that this measure will allow the State Rehabilitation Council to operate more efficiently, helping it to fulfill its mission.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 313 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Ilagan, Kong).

SCRep. 1790 Judiciary & Hawaiian Affairs on S.B. No. 346

The purpose of this measure is to provide flexibility in the use of sirens by authorized emergency vehicles in certain circumstances.

Your Committee received testimony in support of this measure from the State of Hawaii Organization of Police Officers and two individuals.

Your Committee finds that while the use of sirens by emergency vehicles is vital to respond to emergencies, the use of sirens is not always mandatory or necessary. However, your Committee further finds that existing law does not provide emergency responders flexibility as to when sirens should be used. Your Committee believes that allowing emergency responders to use their discretion as to whether or not the use of sirens is necessary will alleviate noise pollution and reduce any unnecessary disturbance of residents and visitors of the State.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 346, S.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Ilagan, Kong).

SCRep. 1791 Judiciary & Hawaiian Affairs on S.B. No. 1173

The purpose of this measure is to prohibit a person from causing a diesel- or gas-powered vehicle to discharge clearly visible smoke, soot, or other exhaust emissions onto another person or motor vehicle, subject to certain exemptions.

Your Committee received testimony in support of this measure from Hawaii Transportation Association, Hawaii Bicycling League, Hydroponics Alternatives LLC, and three individuals. Your Committee received testimony in opposition to this measure from two individuals.

Your Committee finds that this measure is intended to address the act of "coal rolling", where a vehicle's exhaust has been modified and the vehicle discharges a large amount of smoke, soot, or other emissions onto another person or vehicle. Making this act a traffic violation protects others who share the road and the environment.

Your Committee has amended this measure by:

- (1) Changing the effective date to upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1173, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1173, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Ilagan, Kong).

SCRep. 1792 Judiciary & Hawaiian Affairs on S.B. No. 129

The purpose of this measure is to:

- (1) Require providers of no cost emergency shelter and related services to:
 - (A) Take steps to ensure pertinent minors obtain and receive services from the juvenile justice or child welfare systems, as required by the federal Runaway and Homeless Youth Act; and
 - (B) Maintain separation for unrelated adults and minor children; and
- (2) Make permanent the definition of "provider" as it relates to entities eligible to provide no cost emergency shelter and related services to consenting minors, as amended by Act 23, Session Laws of Hawaii 2021.

Your Committee received testimony in support of this measure from Opportunity Youth Action Hawai'i and two individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Human Services and Residential Youth Services & Empowerment.

Your Committee finds that minors experiencing housing instability and homelessness need safe places to seek shelter and receive assistance. To address this, the Legislature enacted Act 23, Session Laws of Hawaii 2021 (Act 23), which established a means to provide shelter to unaccompanied youth experiencing homelessness without the need to obtain consent from a parent or guardian. Your Committee notes that despite the importance and success of Act 23, it is set to sunset on June 30, 2023. This measure will ensure youth experiencing homelessness will continue to have the safe and secure shelter needed to stabilize, heal, and access resources.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 129, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 129, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 3 (Ilagan, Kong, Souza).

SCRep. 1793 Judiciary & Hawaiian Affairs on S.B. No. 1086

The purpose of this measure is to amend the composition and duties of the State Highway Safety Council.

Your Committee received testimony in support of this measure from the Department of Transportation, Alliance for Automotive Innovation, and Ulupono Initiative.

Your Committee finds that this measure diversifies the composition of the State Highway Safety Council and adds specific duties that enlarge the council's role. These duties are geared toward improving safety in ground transportation, and oversight, transparency, and evaluative tools to track and report on the Department of Transportation's progress. Your Committee further finds that, as the State's transportation needs become increasingly complex, it is vital to involve not only a wider array of governmental officials, but also stakeholders who represent different sectors of the community and can contribute their unique perspectives to ground transportation issues and solutions.

Your Committee has amended this measure by:

- (1) Requiring the State Highway Safety Council to be chaired on an annually rotating basis by a member appointed by the President of the Senate and a member appointed by the Speaker of the House of Representatives, rather than the chairpersons of the respective committees of the Senate and House of Representatives having jurisdiction over transportation or their designees; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1086, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1086, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Ilagan, Kong).

SCRep. 1794 Judiciary & Hawaiian Affairs on S.B. No. 67

The purpose of this measure is to:

- (1) Prohibit commercial vendors from presetting commercial beach equipment on certain public beaches under the jurisdiction of the Department of Land and Natural Resources, unless the customer is physically present;

- (2) Require commercial vendors to expeditiously remove commercial beach equipment after the customer has finished using it;
- (3) Allow the Department of Land and Natural Resources to grant exemptions through rules; and
- (4) Establish administrative fines for violations.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Hawai'i Tourism Authority, and two individuals. Your Committee received comments on this measure from the Office of Hawaiian Affairs.

Your Committee finds that the lack of a clear definition of "presetting" has allowed issues related to the presetting of commercial beach equipment on Hawaii beaches to persist. The Department of Land and Natural Resources has received numerous complaints about the presetting of equipment on state beaches and dedicated a substantial amount of time to advising commercial operators that presetting is not allowed. The Department's Division of Conservation and Resources Enforcement officers also issued citations to commercial operators who preset equipment; however, those violations were dismissed in court based on the concessionaire's argument that customers had prior reservations and the equipment was merely being set up in advance of their arrival. This measure will help the Department better address complaints regarding presetting.

Your Committee has amended this measure by:

- (1) Expanding the applicability of the prohibition on certain commercial activities to include any beach under the jurisdiction of the Department of Land and Natural Resources, including private beaches in which the State has an easement or other property interest, and located within counties with certain population sizes; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 67, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 67, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Ilagan, Kong, Souza).

SCRep. 1795 Water & Land on S.B. No. 193

The purpose of this measure is to add representatives of the Hawaii State Aircraft Rescue Fire Fighting Unit and the Division of Forestry and Wildlife of the Department of Land and Natural Resources to the membership of the State Fire Council and to the membership of advisory committees that the State Fire Council may appoint.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and Hawaii State Fire Council.

Your Committee finds that the Hawaii State Aircraft Rescue Fire Fighting Unit and the Division of Forestry and Wildlife of the Department of Land and Natural Resources communicate and collaborate with the county fire departments on a regular basis during emergency incidents and non-emergency administrative matters and may provide a unique perspective to the State Fire Council. This measure will assist the State Fire Council in accomplishing its functions.

Your Committee has amended this measure by:

- (1) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 193, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 193, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1796 Consumer Protection & Commerce/Legislative Management on H.R. No. 107

The purpose of this measure is to request that the Legislative Reference Bureau conduct an analysis regarding the scope and practice for Advanced Practice Registered Nurses and Physician Assistants

The Office of the Auditor offered comments. The Board of Nursing offered comments. The Hawaii Medical Board Offered Comments. 2 individuals testified in opposition.

Your committee has amended the measure by changing the Office of the Auditor to the Legislative Reference Bureau.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Legislative Management that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 107, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.R. No. 107, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Consumer Protection & Commerce: Ayes, 9; Ayes with Reservations (Hussey-Burdick). Noes, none. Excused, 2 (Belatti, Lowen).

Legislative Management: Ayes, 3. Noes, none. Excused, 2 (Ilagan, Matsumoto).

SCRep. 1797 Consumer Protection & Commerce/Legislative Management on H.C.R. No. 100

The purpose of this measure is to request that the Legislative Reference Bureau conduct an analysis regarding the scope and practice for Advanced Practice Registered Nurses and Physician Assistants

The Board of Nursing offered comments. The Hawaii Medical Board offered comments. The Office of the Auditor offered comments. The Hawaii State Center for Nursing offered comments. The Hawaii Association of Professional Nurses testified in opposition. The Hawaii Chapter of the American Nurses Association offered comments. The Hawaii Academy of Physician Assistants offered comments. 3 individuals testified in opposition.

Your committee has amended the measure by changing the Office of the Auditor to the Legislative Reference Bureau.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Legislative Management that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 100, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.C.R. No. 100, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Consumer Protection & Commerce: Ayes, 9; Ayes with Reservations (Hussey-Burdick). Noes, none. Excused, 2 (Belatti, Lowen).

Legislative Management: Ayes, 3. Noes, none. Excused, 2 (Ilagan, Matsumoto).

SCRep. 1798 Consumer Protection & Commerce/Legislative Management on H.R. No. 186

The purpose of this measure is to request that the Department of Health conduct a social and financial assessment of the proposed mandatory health insurance coverage for weight management medication

HMSA offered comments.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Legislative Management that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 186 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Consumer Protection & Commerce: Ayes, 9. Noes, none. Excused, 2 (Belatti, Lowen).

Legislative Management: Ayes, 3. Noes, none. Excused, 2 (Ilagan, Matsumoto).

SCRep. 1799 Consumer Protection & Commerce/Legislative Management on H.C.R. No. 181

The purpose of this measure is to request the Department of Health to conduct a social and financial assessment of proposed mandatory health insurance coverage for weight management medication

HMSA offered comments.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Legislative Management that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 181 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Consumer Protection & Commerce: Ayes, 9. Noes, none. Excused, 2 (Belatti, Lowen).

Legislative Management: Ayes, 3. Noes, none. Excused, 2 (Ilagan, Matsumoto).

SCRep. 1800 Consumer Protection & Commerce/Legislative Management on H.R. No. 118

The purpose of this measure is to request that the Auditor conduct a social and financial assessment of proposed mandatory health insurance coverage for various sexual and reproductive health care services.

The Office of the Auditor offered comments. HMSA offered comments.

Your committee amended the measure by deleting references to HB 1179.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Legislative Management that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 118, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.R. No. 118, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Consumer Protection & Commerce: Ayes, 9. Noes, none. Excused, 2 (Belatti, Lowen).

Legislative Management: Ayes, 3. Noes, none. Excused, 2 (Ilagan, Matsumoto).

SCRep. 1801 Consumer Protection & Commerce/Legislative Management on H.C.R. No. 112

The purpose of this measure is to request that the Auditor conduct a social and financial assessment of proposed mandatory health insurance coverage for various sexual and reproductive health care services.

The Office of the Auditor offered comments. Planned Parenthood testified in support. HMSA offered comments.

Your committee has amended the measure by deleting references to HB 1179.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Legislative Management that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 112, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.C.R. No. 112, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Consumer Protection & Commerce: Ayes, 9. Noes, none. Excused, 2 (Belatti, Lowen).

Legislative Management: Ayes, 3. Noes, none. Excused, 2 (Ilagan, Matsumoto).

SCRep. 1802 Consumer Protection & Commerce/Legislative Management on H.R. No. 205

The purpose of this measure is to request the auditor to conduct a sunrise analysis on mandating parity in vitro fertilization health insurance coverage

The Office of the Auditor offered comments. HMSA offered comments.

Your committees amended the measures by adding SB 993 as the reference legislation.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Legislative Management that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 205, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.R. No. 205, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Consumer Protection & Commerce: Ayes, 9. Noes, none. Excused, 2 (Belatti, Lowen).

Legislative Management: Ayes, 3. Noes, none. Excused, 2 (Ilagan, Matsumoto).

SCRep. 1803 Consumer Protection & Commerce/Legislative Management on H.C.R. No. 201

The purpose of this measure is to request that the Auditor conduct a sunrise analysis on mandating parity in vitro fertilization health insurance coverage.

The Office of Auditor offered comments. The Stonewall Caucus of the Democratic Party of Hawaii testified in support. HMSA offered comments.

Your committee amended the measure by adding SB 993 to references for legislation.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Legislative Management that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 201, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.C.R. No. 201, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Consumer Protection & Commerce: Ayes, 9. Noes, none. Excused, 2 (Belatti, Lowen).

Legislative Management: Ayes, 3. Noes, none. Excused, 2 (Ilagan, Matsumoto).

SCRep. 1804 Consumer Protection & Commerce on H.R. No. 208

The purpose of this measure is to request the Hawai'i State Center for Nursing to convene a working group to study the potential impacts to the State of joining the multi-state Nurse Licensure Compact.

The Queen's Health System, Hawaii Government Employees Association, Healthcare Association of Hawaii, Hawaii Medical Service Association, and several individuals testified in support. The Board of Nursing, Hawai'i State Center for Nursing, Hawai'i-American Nurses Association, Hawaii Association of Health Plans, and Grassroot Institute of Hawaii offered comments.

Your Committee has amended this measure by changing the due date of the report to no later than twenty days prior to the convening of the Regular Session of 2025.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 208, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 208, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Hussey-Burdick, Lowen).

SCRep. 1805 Consumer Protection & Commerce on H.C.R. No. 204

The purpose of this measure is to request the Hawai'i State Center for Nursing to convene a working group to study the potential impacts to the State of joining the multi-state Nurse Licensure Compact.

The Queen's Health System, Hawaii Government Employees Association, Healthcare Association of Hawaii, Hawaii Medical Service Association, and an individual testified in support. The Board of Nursing, Hawai'i State Center for Nursing, Hawai'i-American Nurses Association, Hawaii Association of Health Plans, and Grassroot Institute of Hawaii offered comments.

Your Committee has amended this measure by changing the due date of the report to no later than twenty days prior to the convening of the Regular Session of 2025.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 204, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 204, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Hussey-Burdick, Lowen).

SCRep. 1806 Consumer Protection & Commerce on H.R. No. 43

The purpose of this measure is to request that the Governor convene a task to examine and make recommendations on the existing procedures for the adoption of the State Building Code.

The Chief Housing Officer, Subcontractors Association of Hawaii, BIA-Hawaii, and two individuals supported this measure. An individual opposed this measure.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 43 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Lowen).

SCRep. 1807 Consumer Protection & Commerce on H.C.R. No. 39

The purpose of this measure is to request that the Governor convene a task to examine and make recommendations on the existing procedures for the adoption of the State Building Code.

The Chief Housing Officer, Subcontractors Association of Hawaii, BIA-Hawaii, and several individuals supported this measure. An individual submitted comments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 39 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Lowen).

SCRep. 1808 Consumer Protection & Commerce on H.C.R. No. 49

The purpose of this measure is to request the establishment of a telehealth working group to examine the impact of widespread telehealth adoption during the COVID-19 pandemic and identify public policy initiatives at the federal and state level to optimize telehealth utilization as the State transitions out of the COVID-19 pandemic.

The Department of Health, University of Hawaii System, Hawaii Medical Service Association, Hawaii Primary Care Association, Hawaii Substance Abuse Coalition, The Queen's Health System, Healthcare Association of Hawaii, National Association of Social Workers-Hawai'i, Hawai'i Psychological Association, and Hawaiian Islands Association for Marriage and Family Therapy supported this measure. Hawaii Association of Health Plans offered comments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 49 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Hussey-Burdick, Lowen).

SCRep. 1809 Transportation on H.R. No. 134

The purpose of this measure is to urge the Department of Transportation to conduct a study to establish safe routes to school.

Your Committee received testimony in support of this measure from the Department of Transportation.

Your Committee finds that transforming Hawaii's transportation systems and infrastructure to prioritize walking, rolling, bicycling, and public transit use is part of the State's commitments to public health, safety, economic vitality, and environmental sustainability. Barriers include a lack of complete, safe, and comfortable bike and pedestrian networks, complicated funding mechanisms for safe routes to school programs, and a lack of a state safe routes to school plan. Your Committee therefore finds that this measure will help facilitate establishing a safe routes to school program to provide students with a safe means of biking or walking to school.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 134 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1810 Transportation on H.C.R. No. 133

The purpose of this measure is to urge the Department of Transportation to conduct a study to establish safe routes to school.

Your Committee received testimony in support of this measure from the Department of Transportation and one individual.

Your Committee finds that transforming Hawaii's transportation systems and infrastructure to prioritize walking, rolling, bicycling, and public transit use is part of the State's commitments to public health, safety, economic vitality, and environmental sustainability. Barriers include a lack of complete, safe, and comfortable bike and pedestrian networks, complicated funding mechanisms for safe routes to school programs, and a lack of a state safe routes to school plan. Your Committee therefore finds that this measure will help facilitate establishing a safe routes to school program to provide students with a safe means of biking or walking to school.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 133 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1811 Transportation on H.R. No. 179

The purpose of this measure is to urge the State of Hawaii, City and County of Honolulu, federal entities, and private land owners to work together to immediately open the section of the Waianae Coast Emergency Access Road extending Paakea Road out to Lualualei Naval Road for public use on a permanent basis.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that Farrington Highway is the main route of travel for communities of the Leeward Coast of Oahu and it is the only public highway that leads into and out of the region. Farrington Highway has experienced lane closures or complete shutdowns on numerous occasions due to traffic accidents, severe weather, and construction work. Your Committee further finds that the system of roads known as the Waianae Coast Emergency Access Road consists of gated roads and can be opened when deemed necessary or when requested by the Honolulu Police Department. Your Committee therefore finds that it is critical for this alternate route to be opened permanently to alleviate traffic and improve public safety.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 179 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1812 Transportation on H.C.R. No. 174

The purpose of this measure is to urge the State of Hawaii, City and County of Honolulu, federal entities, and private land owners to work together to immediately open the section of the Waianae Coast Emergency Access Road extending Paakea Road out to Lualualei Naval Road for public use on a permanent basis.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that Farrington Highway is the main route of travel for communities of the Leeward Coast of Oahu and it is the only public highway that leads into and out of the region. Farrington Highway has experienced lane closures or complete shutdowns on numerous occasions due to traffic accidents, severe weather, and construction work. Your Committee further finds that the system of roads known as the Waianae Coast Emergency Access Road consists of gated roads and can be opened when deemed necessary or when requested by the Honolulu Police Department. Your Committee therefore finds that it is critical for this alternate route to be opened permanently to alleviate traffic and improve public safety.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 174 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1813 Transportation on H.R. No. 162

The purpose of this measure is to urge the Department of Transportation and Department of Transportation Services of the City and County of Honolulu to construct elevated crosswalks along Meheula Parkway near Mililani High School.

Your Committee received testimony in support of this measure from the Department of Transportation and State Council on Developmental Disabilities.

Your Committee finds that there are several high-traffic roadways around Mililani High School that pose a significant risk to students who walk to and from school. Your Committee further finds that raised crosswalks help make pedestrians more visible to drivers and can reduce crashes by forty-five percent.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 162 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Matsumoto).

SCRep. 1814 Transportation on H.C.R. No. 161

The purpose of this measure is to urge the Department of Transportation and Department of Transportation Services of the City and County of Honolulu to construct elevated crosswalks along Meheula Parkway near Mililani High School.

Your Committee received testimony in support of this measure from the Department of Transportation and State Council on Developmental Disabilities.

Your Committee finds that there are several high-traffic roadways around Mililani High School that pose a significant risk to students who walk to and from school. Your Committee further finds that raised crosswalks help make pedestrians more visible to drivers and can reduce crashes by forty-five percent.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 161 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 1 (Matsumoto).

SCRep. 1815 Transportation/Legislative Management on H.R. No. 138

The purpose of this measure is to request the Auditor to conduct an audit on the Department of Transportation's Pali Highway resurfacing project.

Your Committees received testimony in support of this measure from five individuals. Your Committees received comments on this measure from the Office of the Auditor.

Your Committees find that the Pali Highway resurfacing project began in May 2017, and was anticipated to be completed in December 2020, however the project is only approximately seventy-five percent completed. Your Committees further find that commuters on Pali Highway are still experiencing lane closures and uneven lanes. Your Committees therefore find that requesting the Auditor to conduct an audit on the Department of Transportation and report its findings and recommendations will help to provide residents with timely information on the status of this project.

Your Committees note the questions raised during the hearing regarding whether the Office of the Auditor is the appropriate agency to help address the issues with the Department of Transportation's Pali Highway resurfacing project or whether another legislative agency or the Department of Transportation itself should work with the Legislature. Your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider addressing these concerns.

As affirmed by the records of votes of the members of your Committees on Transportation and Legislative Management that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 138 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Transportation: Ayes, 9; Ayes with Reservations (Hashimoto, Onishi). Noes, none. Excused, none.

Legislative Management: Ayes, 3. Noes, none. Excused, 2 (Morikawa, Matsumoto).

SCRep. 1816 Transportation/Legislative Management on H.C.R. No. 137

The purpose of this measure is to request the Auditor to conduct an audit on the Department of Transportation's Pali Highway resurfacing project.

Your Committees received testimony in support of this measure from three individuals. Your Committees received comments on this measure from the Office of the Auditor and one individual.

Your Committees find that the Pali Highway resurfacing project began in May 2017, and was anticipated to be completed in December 2020, however the project is only approximately seventy-five percent completed. Your Committees further find that commuters on Pali Highway are still experiencing lane closures and uneven lanes. Your Committees therefore find that requesting the Auditor to conduct an audit on the Department of Transportation and report its findings and recommendations will help to provide residents with timely information on the status of this project.

Your Committees note the questions raised during the hearing regarding whether the Office of the Auditor is the appropriate agency to help address the issues with the Department of Transportation's Pali Highway resurfacing project or whether another legislative agency or the Department of Transportation itself should work with the Legislature. Your Committees respectfully request your Committee on Finance, should it deliberate on this measure, to consider addressing these concerns.

As affirmed by the records of votes of the members of your Committees on Transportation and Legislative Management that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 137 and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Transportation: Ayes, 9; Ayes with Reservations (Hashimoto, Onishi). Noes, none. Excused, none.

Legislative Management: Ayes, 5. Noes, none. Excused, none.

SCRep. 1817 Labor & Government Operations on H.R. No. 48

The purpose of this measure is to request the Department of Labor and Industrial Relations to convene a working group to design a social insurance family leave program for the State.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations; Hawai'i Children's Action Network Speaks!; American Association of University Women of Hawaii; Imua Alliance; Democratic Party of Hawai'i Education Caucus; Hawai'i State Teachers

Association; Hawaii Appleseed Center for Law & Economic Justice; Democratic Party of Hawaii Labor Caucus; Hawai'i State Democratic Women's Caucus; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artists and Allied Crafts of the United States, Its Territories and Canada, AFL-CIO, CLC, Local 665; and nine individuals.

Your Committee finds that enacting a comprehensive family leave program would allow employees whose family members are impacted by serious health conditions to provide adequate care for their loved ones without sacrificing their financial security. Your Committee believes that the Department of Labor and Industrial Relations is the appropriate department to spearhead a working group to design a family leave program for the State, that the program should be a paid family leave program, and that the working group would benefit from broader representation.

Your Committee has amended this measure by:

- (1) Changing the program from a social insurance family leave program to a paid family leave program;
- (2) Broadening the working group to include:
 - (A) A representative from an organization that represents business groups;
 - (B) A member of the House of Representatives, appointed by the Speaker of the House of Representatives;
 - (C) A member of the Senate, appointed by the President of the Senate; and
 - (D) Any other members the Director of Labor and Industrial Relations or the Director's designee deems necessary; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider adding an appropriation to an appropriate measure to support the working group.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 48, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 48, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Kapela, Martinez).

SCRep. 1818 Labor & Government Operations on H.C.R. No. 44

The purpose of this measure is to request the Department of Labor and Industrial Relations to convene a working group to design a social insurance family leave program for the State.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations; Hawai'i Children's Action Network Speaks!; American Association of University Women of Hawaii; Stonewall Caucus of the Democratic Party Of Hawai'i; Imua Alliance; Democratic Party of Hawai'i Education Caucus; Hawai'i State Teachers Association; Hawaii Appleseed Center for Law & Economic Justice; Hawai'i Workers Center; Democratic Party of Hawaii Labor Caucus; Hawaii Nurses' Association – OPEIU Local 50; Hawai'i State Democratic Women's Caucus; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artists and Allied Crafts of the United States, Its Territories and Canada, AFL-CIO, CLC, Local 665; and fourteen individuals.

Your Committee finds that enacting a comprehensive family leave program would allow employees whose family members are impacted by serious health conditions to provide adequate care for their loved ones without sacrificing their financial security. Your Committee believes that the Department of Labor and Industrial Relations is the appropriate department to spearhead a working group to design a family leave program for the State, that the program should be a paid family leave program, and that the working group would benefit from broader representation.

Your Committee has amended this measure by:

- (1) Changing the program from a social insurance family leave program to a paid family leave program;
- (2) Broadening the working group to include:
 - (A) A representative from an organization that represents business groups;
 - (B) A member of the House of Representatives, appointed by the Speaker of the House of Representatives;
 - (C) A member of the Senate, appointed by the President of the Senate; and
 - (D) Any other members the Director of Labor and Industrial Relations or the Director's designee deems necessary; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider adding an appropriation to an appropriate measure to support the working group.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 44, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 44, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Kapela, Martinez).

SCRep. 1819 Labor & Government Operations on H.R. No. 60

The purpose of this measure is to request the Department of Labor and Industrial Relations to complete a comparative study of its policies on youth employment and federal requirements for youth employment under the Fair Labor Standards Act.

Your Committee received testimony in support of this measure from Chamber of Commerce, Hawaii Work-Based Learning Policy Hui and HawaiiKidsCAN. Your Committee received comments on this measure from the Department of Labor and Industrial Relations.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 60 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Kapela, Martinez).

SCRep. 1820 Labor & Government Operations on H.C.R. No. 58

The purpose of this measure is to request the Department of Labor and Industrial Relations to complete a comparative study of its policies on youth employment and federal requirements for youth employment under the Fair Labor Standards Act.

Your Committee received testimony in support of this measure from the Chamber of Commerce, Hawaii Work-Based Learning Policy Hui and HawaiiKidsCAN. Your Committee received comments on this measure from the Department of Labor and Industrial Relations.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 58 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Kapela, Martinez).

SCRep. 1821 Labor & Government Operations on H.R. No. 87

The purpose of this measure is to request the Department of Labor and Industrial Relations to provide and produce updated actuarial studies regarding the lifespan probabilities of surviving dependent beneficiaries for the purpose of applying Hawaii's workers' compensation law.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 87 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Kapela, Martinez).

SCRep. 1822 Labor & Government Operations on H.C.R. No. 82

The purpose of this measure is to request the Department of Labor and Industrial Relations to provide and produce updated actuarial studies regarding the lifespan probabilities of surviving dependent beneficiaries for the purpose of applying Hawaii's workers' compensation Law.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 82 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Kapela, Martinez).

SCRep. 1823 Labor & Government Operations on H.R. No. 146

The purpose of this measure is to urge the Department of Human Resources Development to establish a working group to examine issues and opportunities for improvement in recruitment and retention of public employees.

Your Committee received testimony in support of this measure from the United Public Workers.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 146 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Kapela, Martinez).

SCRep. 1824 Labor & Government Operations on H.C.R. No. 144

The purpose of this measure is to urge the Department of Human Resources Development to establish a working group to examine issues and opportunities for improvement in recruitment and retention of public employees.

Your Committee received testimony in support of this measure from the United Public Workers.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 144 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Kapela, Martinez).

SCRep. 1825 Agriculture & Food Systems/Higher Education & Technology on H.R. No. 182

The purpose of this measure is to urge the University of Hawaii Community Colleges to establish baccalaureate degree programs in agricultural technology, food science, and education at Leeward Community College.

Your Committees received testimony in support of this measure from two individuals. Your Committees received testimony in opposition to this measure from one individual. Your Committees received comments on this measure from the University of Hawai'i System.

Your Committees find that by expanding its degree offerings, the University of Hawaii would better provide its students with the tools they need to thrive in the twenty-first century job market while also supporting the growth and development of Hawaii's economy.

Your Committees have amended this measure by:

- (1) Adding the Chairperson of the Board of Regents of the University of Hawaii as a recipient of a certified copy; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Agriculture & Food Systems and Higher Education & Technology that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 182, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.R. No. 182, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Agriculture & Food Systems: Ayes, 7; Ayes with Reservations (Ward). Noes, none. Excused, none.
Higher Education & Technology: Ayes, 8. Noes, none. Excused, 3 (Marten, Martinez, Quinlan).

SCRep. 1826 Agriculture & Food Systems/Higher Education & Technology on H.C.R. No. 177

The purpose of this measure is to urge the University of Hawaii Community Colleges to establish baccalaureate degree programs in agricultural technology, food science, and education at Leeward Community College.

Your Committees received comments on this measure from the University of Hawai'i System.

Your Committees find that by expanding its degree offerings, the University of Hawaii would better provide its students with the tools they need to thrive in the twenty-first century job market while also supporting the growth and development of Hawaii's economy.

Your Committees have amended this measure by:

- (1) Adding the Chairperson of the Board of Regents of the University of Hawaii as a recipient of a certified copy; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Agriculture & Food Systems and Higher Education & Technology that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 177, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as H.C.R. No. 177, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Agriculture & Food Systems: Ayes, 7; Ayes with Reservations (Ward). Noes, none. Excused, none.
Higher Education & Technology: Ayes, 8. Noes, none. Excused, 3 (Marten, Martinez, Quinlan).

SCRep. 1827 Agriculture & Food Systems on H.R. No. 174

The purpose of this measure is to request the Department of Agriculture to examine existing laws related to the sugar and pineapple industries and determine whether updates should be made for the utilization of diversified crops.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that the downsizing of the sugar and pineapple industries presents an opportunity to transform agriculture into a dynamic, diversified growth industry. Therefore, your Committee further finds that an examination of laws and a determination regarding updates, as proposed in this measure, are logical and prudent.

Your Committee has amended this measure by:

- (1) Requesting the Department of Agriculture to consult with the Agribusiness Development Corporation in examining existing laws related to the sugar and pineapple industries and determining whether updates should be made for the utilization of diversified crops;
- (2) Amending its title in accordance with its amended purpose; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 174, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 174, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 1828 Agriculture & Food Systems on H.C.R. No. 169

The purpose of this measure is to request the Department of Agriculture to examine existing laws related to the sugar and pineapple industries and determine whether updates should be made for the utilization of diversified crops.

Your Committee received comments on this measure from the Department of Agriculture.

Your Committee finds that the downsizing of the sugar and pineapple industries presents an opportunity to transform agriculture into a dynamic, diversified growth industry. Therefore, your Committee further finds that an examination of laws and a determination regarding updates, as proposed in this measure, are logical and prudent.

Your Committee has amended this measure by:

- (1) Requesting the Department of Agriculture to consult with the Agribusiness Development Corporation in examining existing laws related to the sugar and pineapple industries and determining whether updates should be made for the utilization of diversified crops;
- (2) Amending its title in accordance with its amended purpose; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 169, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 169, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 1829 Agriculture & Food Systems on H.R. No. 47

The purpose of this measure is to urge the Department of Land and Natural Resources, in consultation with the Hawaii Invasive Species Council, to develop a comprehensive strategy for managing the invasive rose-ringed parakeet population.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau and one individual. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that rose-ringed parakeets, which cause harm to native species and agricultural crops, must be managed through a comprehensive strategy. Your Committee further finds that the Hawaii Invasive Species Council, which is co-chaired by the Chairpersons of the Board of Land and Natural Resources and Board of Agriculture, is the appropriate entity to develop policy-level direction, coordination, and planning statewide regarding the rose-ringed parakeet.

Your Committee has amended this measure by:

- (1) Urging the Hawaii Invasive Species Council, rather than the Department of Land and Natural Resources, to develop and submit the comprehensive strategy;
- (2) Urging the Hawaii Invasive Species Council to consult with the Department of Agriculture in developing the comprehensive strategy;
- (3) Amending its title in accordance with its amended purpose; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 47, as amended herein, and recommends that it be referred to your Committee on Water & Land in the form attached hereto as H.R. No. 47, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 1830 Agriculture & Food Systems on H.C.R. No. 43

The purpose of this measure is to urge the Department of Land and Natural Resources, in consultation with the Hawaii Invasive Species Council, to develop a comprehensive strategy for managing the invasive rose-ringed parakeet population.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau. Your Committee received testimony in opposition to this measure from Animal Rights Hawai'i. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that rose-ringed parakeets, which cause harm to native species and agricultural crops, must be managed through a comprehensive strategy. Your Committee further finds that the Hawaii Invasive Species Council, which is co-chaired by the Chairpersons of the Board of Land and Natural Resources and Board of Agriculture, is the appropriate entity to develop policy-level direction, coordination, and planning statewide regarding the rose-ringed parakeet.

Your Committee has amended this measure by:

- (1) Urging the Hawaii Invasive Species Council, rather than the Department of Land and Natural Resources, to develop and submit the comprehensive strategy;
- (2) Urging the Hawaii Invasive Species Council to consult with the Department of Agriculture in developing the comprehensive strategy;
- (3) Amending its title in accordance with its amended purpose; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 43, as amended herein, and recommends that it be referred to your Committee on Water & Land in the form attached hereto as H.C.R. No. 43, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 1831 Agriculture & Food Systems on H.R. No. 181

The purpose of this measure is to urge the Department of Agriculture to:

- (1) Designate Kunia, Leilehua Plateau, and Poamoho as the Central Oahu Agricultural Corridor; and
- (2) Establish a list prioritizing potential agricultural infrastructure improvement projects that would provide the most value to the State when considering certain factors.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau and Hawaii Crop Improvement Association. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee finds that creating the Central Oahu Agricultural Corridor and prioritizing infrastructure improvement projects would have positive short-term and long-term impacts and could be valuable steps toward the State's goal to double local food production by 2030.

Your Committee has amended this measure by:

- (1) Urging the Department of Agriculture to consult with the Agribusiness Development Corporation in designating the Central Oahu Agricultural Corridor and establishing the prioritization list;
- (2) Adding the Executive Director of the Agribusiness Development Corporation as a recipient of a certified copy of this measure;
- (3) Amending its title in accordance with its amended purpose; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 181, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 181, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 1832 Agriculture & Food Systems on H.C.R. No. 176

The purpose of this measure is to urge the Department of Agriculture to:

- (1) Designate Kunia, Leilehua Plateau, and Poamoho as the Central Oahu Agricultural Corridor; and
- (2) Establish a list prioritizing potential agricultural infrastructure improvement projects that would provide the most value to the State when considering certain factors.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau and Hawaii Crop Improvement Association. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee finds that creating the Central Oahu Agricultural Corridor and prioritizing infrastructure improvement projects would have positive short-term and long-term impacts and could be valuable steps toward the State's goal to double local food production by 2030.

Your Committee has amended this measure by:

- (1) Urging the Department of Agriculture to consult with the Agribusiness Development Corporation in designating the Central Oahu Agricultural Corridor and establishing the prioritization list;
- (2) Adding the Executive Director of the Agribusiness Development Corporation as a recipient of a certified copy of this measure;
- (3) Amending its title in accordance with its amended purpose; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 176, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 176, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 1833 Labor & Government Operations on H.R. No. 133

The purpose of this measure is to request the Department of Accounting and General Services to provide menstrual products at no cost in state buildings under the jurisdiction of the Department of Accounting and General Services that are open to the public and contain public restrooms.

Your Committee received testimony in support of the measure from Hawaii County Council, Ma'i Movement Hawai'i, Hawaii Women's Coalition, and numerous individuals. Your Committee received comments on this measure from the Department of Accounting and General Services.

Your Committee has amended this measure by adding language to require signage in all restrooms of those covered public buildings, indicating the location of free menstrual products.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider adding an appropriation to an appropriate measure to fund this initiative.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 133, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 133, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 5; Ayes with Reservations (Alcos). Noes, none. Excused, 2 (Kapela, Martinez).

SCRep. 1834 Labor & Government Operations on H.C.R. No. 132

The purpose of this measure is to request the Department of Accounting and General Services to provide menstrual products at no cost in state buildings under the jurisdiction of the Department of Accounting and General Services that are open to the public and contain public restrooms.

Your Committee received testimony in support of the measure from Hawaii County Council, Alliance for Period Supplies, Planned Parenthood Alliance Advocates, Ma'i Movement Hawai'i, Hawaii Women's Coalition, 'Ahaui o na Kauka Association of Native Hawaiian Physicians, and numerous individuals. Your Committee received comments on this measure from the Department of Accounting and General Services.

Your Committee has amended this measure by adding language to require signage in all restrooms of those covered public buildings, indicating the location of free menstrual products.

Your Committee respectfully requests your Committee on Finance, should it deliberate on this measure, to consider adding an appropriation to an appropriate measure to fund this initiative.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 132, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 132, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 5; Ayes with Reservations (Alcos). Noes, none. Excused, 2 (Kapela, Martinez).

SCRep. 1835 Agriculture & Food Systems on H.R. No. 116

The purpose of this measure is to request the Department of Agriculture, Department of Land and Natural Resources, Department of Health, City and County of Honolulu, and County of Hawaii to collaborate to establish and implement a five-year pilot program to mitigate and control the significant increase in the population of feral chickens and roosters.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau. Your Committee received testimony in opposition to this measure from the Department of Health and one individual. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that the population of feral chickens, which present numerous hazards and nuisances to urban and suburban communities, must be controlled. Your Committee further finds, however, that the Hawaii Invasive Species Council is better suited to undertake this pilot program.

Accordingly, your Committee has amended this measure by:

- (1) Requesting the Hawaii Invasive Species Council:

- (A) In coordination and collaboration with the City and County of Honolulu and County of Hawaii, to establish and implement the five-year pilot program; and
 - (B) To submit the interim and final reports to the Legislature;
- (2) Amending its title in accordance with its amended purpose;
 - (3) Modifying the list of recipients who receive certified copies in accordance with its amended purpose; and
 - (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 116, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.R. No. 116, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 1836 Agriculture & Food Systems on H.C.R. No. 110

The purpose of this measure is to request the Department of Agriculture, Department of Land and Natural Resources, Department of Health, City and County of Honolulu, and County of Hawaii to collaborate to establish and implement a five-year pilot program to mitigate and control the significant increase in the population of feral chickens and roosters.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau. Your Committee received testimony in opposition to this measure from the Department of Agriculture and Department of Health. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that the population of feral chickens, which present numerous hazards and nuisances to urban and suburban communities, must be controlled. Your Committee further finds, however, that the Hawaii Invasive Species Council is better suited to undertake this pilot program.

Accordingly, your Committee has amended this measure by:

- (1) Requesting the Hawaii Invasive Species Council:
 - (A) In coordination and collaboration with the City and County of Honolulu and County of Hawaii, to establish and implement the five-year pilot program; and
 - (B) To submit the interim and final reports to the Legislature;
- (2) Amending its title in accordance with its amended purpose;
- (3) Modifying the list of recipients who receive certified copies in accordance with its amended purpose; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 110, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as H.C.R. No. 110, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 1837 Agriculture & Food Systems on H.R. No. 111

The purpose of this measure is to request the Department of Education to develop a strategic plan to meet the locally sourced food goals established in Acts 175 and 176, Session Laws of Hawaii 2021.

Your Committee received testimony in support of this measure from the County of Hawai'i, Ulupono Initiative, Hawai'i Appleseed Center for Law & Economic Justice, and one individual.

Your Committee finds that the State's objective to increase locally produced food in the Department of Education's school meal program is a worthy endeavor. Your Committee further finds, however, that additional data and systemic, structural changes are needed for the State to achieve its goal.

Accordingly, your Committee has amended this measure by:

- (1) Modifying the components of the strategic plan that the Department of Education is requested to develop; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 111, as amended herein, and recommends that it be referred to your Committee on Education in the form attached hereto as H.R. No. 111, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 1838 Agriculture & Food Systems on H.C.R. No. 105

The purpose of this measure is to request the Department of Education to develop a strategic plan to meet the locally sourced food goals established in Acts 175 and 176, Session Laws of Hawaii 2021.

Your Committee received testimony in support of this measure from the Ulupono Initiative, Hawai'i Appleseed Center for Law & Economic Justice, and one individual. Your Committee received testimony in opposition to this measure from the Department of Education.

Your Committee finds that the State's objective to increase locally produced food in the Department of Education's school meal program is a worthy endeavor. Your Committee further finds, however, that additional data and systemic, structural changes are needed for the State to achieve its goal.

Accordingly, your Committee has amended this measure by:

- (1) Modifying the components of the strategic plan that the Department of Education is requested to develop; and

(2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 105, as amended herein, and recommends that it be referred to your Committee on Education in the form attached hereto as H.C.R. No. 105, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 1839 Higher Education & Technology on H.R. No. 57

The purpose of this measure is to urge the University of Hawaii at Manoa John A. Burns School of Medicine to prioritize efforts to strengthen Hawaii's reproductive care workforce, particularly for rural and remote areas of the State.

Your Committee received testimony in support of this measure from the Democratic Party of Hawai'i Education Caucus, Imua Alliance, Democratic Party of Hawaii Labor Caucus, Planned Parenthood Alliance Advocates, and four individuals.

Your Committee finds that as of 2022, only a few abortion providers host reproductive care clinics in the State, which are generally found only in Honolulu, on Maui, and in the Hilo area of Hawaii island. Your Committee recognizes that preserving access to safe and legal reproductive care is a vital public health objective. In the *Dobbs v. Jackson Women's Health Organization* decision overturning *Roe v. Wade*, the Supreme Court of the United States erased nearly fifty years of legal precedent supporting the fundamental right to reproductive freedom, leading to a wave of abortion restrictions enacted by state legislatures across the country. This decision disproportionately harms people of color, for whom access to health care and economic opportunities has historically been impeded.

Your Committee further finds that the State must act to uphold Hawaii's legacy as a leader in advancing reproductive care and enact policies to strengthen reproductive rights in the State. Your Committee believes that a pathway to strengthening reproductive care in Hawaii is by strengthening the reproductive care workforce and seeks the John A. Burns School of Medicine's assistance in prioritizing these efforts.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 57 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 4 (Matayoshi, Quinlan, Todd, Garcia).

SCRep. 1840 Higher Education & Technology on H.C.R. No. 55

The purpose of this measure is to urge the University of Hawaii at Manoa John A. Burns School of Medicine to prioritize efforts to strengthen Hawaii's reproductive care workforce, particularly for rural and remote areas of the State.

Your Committee received testimony in support of this measure from the Democratic Party of Hawai'i Education Caucus, Imua Alliance, Rainbow Family 808, IATSE Local 665, Democratic Party of Hawaii Labor Caucus, Planned Parenthood Alliance Advocates, and nine individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that as of 2022, only a few abortion providers host reproductive care clinics in the State, which are generally found only in Honolulu, on Maui, and in the Hilo area of Hawaii island. Your Committee recognizes that preserving access to safe and legal reproductive care is a vital public health objective. In the *Dobbs v. Jackson Women's Health Organization* decision overturning *Roe v. Wade*, the Supreme Court of the United States erased nearly fifty years of legal precedent supporting the fundamental right to reproductive freedom, leading to a wave of abortion restrictions enacted by state legislatures across the country. This decision disproportionately harms people of color, for whom access to health care and economic opportunities has historically been impeded.

Your Committee further finds that the State must act to uphold Hawaii's legacy as a leader in advancing reproductive care and enact policies to strengthen reproductive rights in the State. Your Committee believes that a pathway to strengthening reproductive care in Hawaii is by strengthening the reproductive care workforce and seeks the John A. Burns School of Medicine's assistance in prioritizing these efforts.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 55 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 4 (Matayoshi, Quinlan, Todd, Garcia).

SCRep. 1841 Economic Development/Higher Education & Technology on H.R. No. 88

The purpose of this measure is to urge Microsoft to consider building a data center in Hawaii.

Your Committees received testimony in opposition to this measure from one individual.

Your Committees find that Microsoft has demonstrated its deep commitment to the State through the employment of over sixty-five employees, making cash and in-kind donations to six hundred sixty-three nonprofits, and providing grants to the Hawai'i Community College. Your Committees further find that Microsoft announced plans to build fifty to one hundred new data centers across the globe each year. Data centers serve as facilities that centralize an organization's information and technology operations and equipment to store, process, and disseminate data and applications. Your Committees believe that establishing a Microsoft data center in Hawaii would have a positive impact on the State's economy and would further Microsoft's long standing commitment to the State.

Your Committees have amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Economic Development and Higher Education & Technology that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 88, as amended herein, and recommend its adoption in the form attached hereto as H.R. No. 88, H.D. 1.

Signed by the Chairs on behalf of the Committees.
Economic Development: Ayes, 8. Noes, none. Excused, none.
Higher Education & Technology: Ayes, 7. Noes, none. Excused, 4 (Marten, Martinez, Matayoshi, Garcia).

SCRep. 1842 Economic Development/Higher Education & Technology on H.C.R. No. 83

The purpose of this measure is to urge Microsoft to consider building a data center in Hawaii.

Your Committees received testimony in opposition to this measure from two individuals. Your Committees received comments on this measure from one individual.

Your Committees find that Microsoft has demonstrated its deep commitment to the State through the employment of over sixty-five employees, making cash and in-kind donations to six hundred sixty-three nonprofits, and providing grants to the Hawai'i Community College. Your Committees further find that Microsoft announced plans to build fifty to one hundred new data centers across the globe each year. Data centers serve as facilities that centralize an organization's information and technology operations and equipment to store, process, and disseminate data and applications. Your Committees believe that establishing a Microsoft data center in Hawaii would have a positive impact on the State's economy and would further Microsoft's long standing commitment to the State.

Your Committees have amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the records of votes of the members of your Committees on Economic Development and Higher Education & Technology that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 83, as amended herein, and recommend its adoption in the form attached hereto as H.C.R. No. 83, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Economic Development: Ayes, 8. Noes, none. Excused, none.

Higher Education & Technology: Ayes, 7. Noes, none. Excused, 4 (Marten, Martinez, Matayoshi, Garcia).

SCRep. 1843 Economic Development on H.R. No. 161

The purpose of this measure is to urge the Mayors and Councils of the City and County of Honolulu, County of Maui, County of Hawaii, and County of Kauai to establish business improvement districts within their respective counties.

Your Committee received testimony in support of this measure from the Chamber of Commerce Hawaii.

Your Committee finds that special improvement districts, also known as business improvement districts, are economic development organizations that bring public services to certain neighborhoods to provide governmental public services. Business improvement districts are approved by state legislation, funded by assessment fees paid by merchants and property owners within the district, and are managed by public or nonprofit boards, which include local business, area resident, and local government representation. Your Committee notes that the State has business improvement districts in Chinatown, Fort Street Mall, and Waikiki on Oahu and Hilo and Kailua-Kona on Hawaii Island, which have improved services that are provided by the municipality and increased the quality and efficiency of outcomes usually required of businesses. Your Committee believes that the establishment of additional business improvement districts throughout the State can increase the vitality and attractiveness of the communities they serve.

Your Committee has amended this measure by:

- (1) Clarifying that the Mayors and Councils of the City and County of Honolulu, County of Maui, County of Hawaii, and County of Kauai are urged to establish business improvement districts as special improvement districts within their respective counties;
- (2) Amending its title in accordance with its amended purpose; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 161, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 161, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1844 Economic Development on H.C.R. No. 160

The purpose of this measure is to urge the Mayors and Councils of the City and County of Honolulu, County of Maui, County of Hawaii, and County of Kauai to establish business improvement districts within their respective counties.

Your Committee received testimony in support of this measure from the Chamber of Commerce Hawaii. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that special improvement districts, also known as business improvement districts, are economic development organizations that bring public services to certain neighborhoods to provide governmental public services. Business improvement districts are approved by state legislation, funded by assessment fees paid by merchants and property owners within the district, and are managed by public or nonprofit boards, which include local business, area resident, and local government representation. Your Committee notes that the State has business improvement districts in Chinatown, Fort Street Mall, and Waikiki on Oahu and Hilo and Kailua-Kona on Hawaii Island, which have improved services that are provided by the municipality and increased the quality and efficiency of outcomes usually required of businesses. Your Committee believes that the establishment of additional business improvement districts throughout the State can increase the vitality and attractiveness of the communities they serve.

Your Committee has amended this measure by:

- (1) Clarifying that the Mayors and Councils of the City and County of Honolulu, County of Maui, County of Hawaii, and County of Kauai are urged to establish business improvement districts as special improvement districts within their respective counties;
- (2) Amending its title in accordance with its amended purpose; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Economic Development that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 160, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 160, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, none.

SCRep. 1845 Agriculture & Food Systems on H.R. No. 42

The purpose of this measure is to urge the National Institute of Food and Agriculture of the United States Department of Agriculture to issue additional funding for the Gus Schumacher Nutrition Incentive Program to provide matching funds for the expansion of the state Double Up Food Bucks Program to all approved Supplemental Nutrition Assistance Program retail outlets throughout the State.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau, 350Hawaii.org, and Ulupono Initiative. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that the state Double Up Food Bucks Program provides a "win-win" scenario by supporting local farmers and ranchers with an increased customer base and helping low-income families receive double the purchasing power for fresh, locally grown fruits, vegetables, and protein.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 42 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 1846 Agriculture & Food Systems on H.C.R. No. 38

The purpose of this measure is to urge the National Institute of Food and Agriculture of the United States Department of Agriculture to issue additional funding for the Gus Schumacher Nutrition Incentive Program to provide matching funds for the expansion of the state Double Up Food Bucks Program to all approved Supplemental Nutrition Assistance Program retail outlets throughout the State.

Your Committee received testimony in support of this measure from the Hawai'i Farm Bureau, 350Hawaii.org, Ulupono Initiative, and one individual.

Your Committee finds that the state Double Up Food Bucks Program provides a "win-win" scenario by supporting local farmers and ranchers with an increased customer base and helping low-income families receive double the purchasing power for fresh, locally grown fruits, vegetables, and protein.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 38 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 1847 Transportation on H.R. No. 21

The purpose of this measure is to urge the counties to implement and enforce regulations that ensure car sharing services and operations do not negatively impact the traffic, parking, and character of residential neighborhoods.

Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from Turo Inc.

Your Committee finds that it is important to ensure that car sharing operations do not negatively impact residential neighborhoods, that residents' rights are protected, and that these operations comply with local zoning and business ordinances.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 21 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1848 Transportation on H.C.R. No. 18

The purpose of this measure is to urge the counties to implement and enforce regulations that ensure car sharing services and operations do not negatively impact the traffic, parking, and character of residential neighborhoods.

Your Committee received comments on this measure from Turo Inc.

Your Committee finds that it is important to ensure that car sharing operations do not negatively impact residential neighborhoods, that residents' rights are protected, and that these operations comply with local zoning and business ordinances.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 18 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1849 Transportation on H.R. No. 22

The purpose of this measure is to urge the Department of Transportation Services of the City and County of Honolulu to conduct a feasibility study of widening the portion of University Avenue between Maile Way and Oahu Avenue.

Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that Manoa Valley has a population of 46,865 and is also home to the University of Hawaii at Manoa, Mid-Pacific Institute, Noelani and Manoa elementary schools, four private schools, sixty-three general businesses, eighteen clubs, twenty-five community service entities, eighteen faith-based organizations, fourteen health care centers, fourteen nonprofit organizations, and nine kupuna care centers. Manoa Valley ingress and egress is very limited on Manoa Road and University Avenue. Your Committee therefore finds that there exists an immediate need to improve traffic safety throughout Manoa Valley and one possible way is by widening the portion of University Avenue between Maile Way and Oahu Avenue.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 22 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1850 Transportation on H.C.R. No. 19

The purpose of this measure is to urge the Department of Transportation Services of the City and County of Honolulu to conduct a feasibility study of widening the portion of University Avenue between Maile Way and Oahu Avenue.

Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that Manoa Valley has a population of 46,865 and is also home to the University of Hawaii at Manoa, Mid-Pacific Institute, Noelani and Manoa elementary schools, four private schools, sixty-three general businesses, eighteen clubs, twenty-five community service entities, eighteen faith-based organizations, fourteen health care centers, fourteen nonprofit organizations, and nine kupuna care centers. Manoa Valley ingress and egress is very limited on Manoa Road and University Avenue. Your Committee therefore finds that there exists an immediate need to improve traffic safety throughout Manoa Valley and one possible way is by widening the portion of University Avenue between Maile Way and Oahu Avenue.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 19 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1851 Transportation on H.R. No. 32

The purpose of this measure is to urge the Department of Transportation to construct an all-way crosswalk along the cross-streets of Kahualii Street, Waipio Point Access Road, and Farrington Highway.

Your Committee received testimony in support of this measure from two individuals.

Your Committee finds that pedestrian safety is an important issue for all communities in Hawaii and the crosswalk adjacent to Waipahu High School is of particular concern because of the many students who walk to and from school. The area surrounding Waipahu High School is heavily congested with pedestrians who are overflowing the pedestrian island in the morning when school begins and, in the afternoon, when school ends. Your Committee further finds that the construction of an all-way crosswalk or pedestrian scramble is an effective method of reducing the chance of vehicles and pedestrians colliding.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 32 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1852 Transportation on H.C.R. No. 31

The purpose of this measure is to urge the Department of Transportation to construct an all-way crosswalk along the cross-streets of Kahualii Street, Waipio Point Access Road, and Farrington Highway.

Your Committee received testimony in support of this measure from the Department of Education and two individuals.

Your Committee finds that pedestrian safety is an important issue for all communities in Hawaii and the crosswalk adjacent to Waipahu High School is of particular concern because of the many students who walk to and from school. The area surrounding Waipahu High School is heavily congested with pedestrians who are overflowing the pedestrian island in the morning when school begins and, in the afternoon, when school ends. Your Committee further finds that the construction of an all-way crosswalk or pedestrian scramble is an effective method of reducing the chance of vehicles and pedestrians colliding.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 31 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1853 Transportation on H.R. No. 97

The purpose of this measure is to request the Department of Transportation, in coordination with the Department of Transportation Services of the City and County of Honolulu, to install speed bumps and other traffic calming structures on Ala Aolani Street in Moanalua Valley and other surrounding streets deemed appropriate to deter speeding.

Your Committee received testimony in support of this measure from the Department of Transportation. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that Moanalua Valley is a residential area that is home to several thousand residents and also includes a golf course, neighborhood park, hiking trail, and nearby entrance and exit to Interstate H-201. Ala Aolani Street is the main roadway in the area and is utilized and shared by pedestrians, bicyclists, and drivers. Recently many people have expressed concerns about speeding on this street. Your Committee therefore finds that the installation of traffic calming methods will help regulate speeding in this area.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 97 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, none.

SCRep. 1854 Transportation on H.C.R. No. 90

The purpose of this measure is to request the Department of Transportation, in coordination with the Department of Transportation Services of the City and County of Honolulu, to install speed bumps and other traffic calming structures on Ala Aolani Street in Moanalua Valley and other surrounding streets deemed appropriate to deter speeding.

Your Committee received testimony in support of this measure from the Department of Transportation.

Your Committee finds that Moanalua Valley is a residential area that is home to several thousand residents and also includes a golf course, neighborhood park, hiking trail, and nearby entrance and exit to Interstate H-201. Ala Aolani Street is the main roadway in the area and is utilized and shared by pedestrians, bicyclists, and drivers. Recently many people have expressed concerns about speeding on this street. Your Committee therefore finds that the installation of traffic calming methods will help regulate speeding in this area.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 90 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 1855 Transportation on H.R. No. 151

The purpose of this measure is to request that the Department of Transportation establish an air service task force to provide recommendations for improving commercial air travel to and from Molokai.

Your Committee received testimony in support of this measure from the Department of Transportation.

Your Committee finds that only one commercial airline currently provides air transport services to Molokai. Due to transportation services becoming increasingly unreliable with flights frequently being cancelled at the last minute, residents of Molokai lack sufficient access to emergency medical care. Your Committee therefore finds that the establishment of a task force to provide recommendations related to this issue will help in establishing more reliable and frequent air travel for these residents.

Your Committee further finds that residents of Lana'i face the same barriers to air travel as those in Molokai and would benefit from Lana'i being included in the recommendations of the task force.

Accordingly, your Committee has amended this measure by:

- (1) Adding Lana'i as an additional location for which the task force is requested to provide recommendations and adding additional findings related to Lana'i;
- (2) Clarifying that the task force may consult with and invite to serve as members of the task force, representatives from any relevant agencies and organizations, and any resource persons;
- (3) Removing the President of Molokai General Hospital from the list of persons to whom this measure is to be transmitted;
- (4) Changing its title to reflect its amended purpose; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 151, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 151, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 1856 Transportation on H.C.R. No. 150

The purpose of this measure is to request that the Department of Transportation establish an air service task force to provide recommendations for improving commercial air travel to and from Molokai.

Your Committee received testimony in support of this measure from the Department of Transportation and one individual.

Your Committee finds that only one commercial airline currently provides air transport services to Molokai. Due to transportation services becoming increasingly unreliable with flights frequently being cancelled at the last minute, residents of Molokai lack sufficient access to emergency medical care. Your Committee therefore finds that the establishment of a task force to provide recommendations related to this issue will help in establishing more reliable and frequent air travel for these residents.

Your Committee further finds that residents of Lana'i face the same barriers to air travel as those in Molokai and would benefit from Lana'i being included in the recommendations of the task force.

Accordingly, your Committee has amended this measure by:

- (1) Adding Lana'i as an additional location for which the task force is requested to provide recommendations and adding additional findings related to Lana'i;
- (2) Clarifying that the task force may consult with and invite to serve as members of the task force, representatives from any relevant agencies and organizations, and any resource persons;
- (3) Removing the President of Molokai General Hospital from the list of persons to whom this measure is to be transmitted;
- (4) Changing its title to reflect its amended purpose; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 150, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 150, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 1857 Transportation on H.R. No. 152

The purpose of this measure is to urge the Federal Aviation Administration and Hawaii's Congressional Delegation to take any actions necessary to establish an air traffic control tower at Lanai airport.

Your Committee received testimony in support of this measure from the Department of Transportation.

Your Committee finds that as general aviation and commercial aircraft traffic increase concurrently, managing and separating air traffic flows becomes increasingly important. Despite serving one hundred thousand passengers during 2022, Lanai Airport lacks an air traffic control tower. Your Committee therefore finds that the establishment of an air traffic control tower at Lanai Airport is necessary to ensure the safe, orderly, and efficient flow of air traffic on and around the airport.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 152 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 1858 Transportation on H.C.R. No. 151

The purpose of this measure is to urge the Federal Aviation Administration and Hawaii's Congressional Delegation to take any actions necessary to establish an air traffic control tower at Lanai airport.

Your Committee received testimony in support of this measure from the Department of Transportation and two individuals.

Your Committee finds that as general aviation and commercial aircraft traffic increase concurrently, managing and separating air traffic flows becomes increasingly important. Despite serving one hundred thousand passengers during 2022, Lanai Airport lacks an air traffic control tower. Your Committee therefore finds that the establishment of an air traffic control tower at Lanai Airport is necessary to ensure the safe, orderly, and efficient flow of air traffic on and around the airport.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 151 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 1859 Transportation on H.R. No. 36

The purpose of this measure is to request the Department of Transportation to evaluate certain Aiea roadways and identify opportunities for improvement of traffic conditions and pedestrian safety.

Your Committee received comments on this measure from the Department of Transportation.

Your Committee finds that drivers who perform illegal U-turns at the intersection of Moanalua Road and Kaimakani Street, endanger oncoming traffic and pedestrian safety. While enforcement is one issue, there may be opportunities to find ways to improve traffic conditions in this area.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 36 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, none.

SCRep. 1860 Judiciary & Hawaiian Affairs on S.B. No. 586

The purpose of this measure is to:

- (1) Condition the issuance of a certificate of inspection upon a vehicle not being equipped with a noisy muffler or exhaust system;
- (2) Require rules regarding safety check inspections to ensure that a motorcycle, moped, or motor vehicle is not equipped with a noisy muffler or exhaust system;
- (3) Suspend, revoke, or refuse renewal of a permit for an official inspection station upon a third or subsequent wilful violation of any rule regarding inspecting a noisy muffler or exhaust system;
- (4) Make violating the noisy muffler and exhaust system laws a petty misdemeanor; and
- (5) Include repairing or installing a noisy muffler or exhaust system as a prohibited practice for motor vehicle repair laws.

Your Committee received testimony in support of this measure from the Canterbury Place Association of Apartment Owners and four individuals. Your Committee received testimony in opposition to this measure from four individuals.

Your Committee finds that the aftermarket for noisy mufflers and exhaust systems causes unnecessary disturbance to the public. This measure proposes a multi-prong enforcement approach to address excessive noise emitted by aftermarket mufflers and exhaust systems.

Your Committee has amended this measure by:

- (1) Deleting language that would have made violating the noisy muffler and exhaust system laws a petty misdemeanor and instead increasing the maximum fine to \$500;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 586, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 586, S.D. 2, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 8; Ayes with Reservations (Ganaden). Noes, none. Excused, 2 (Holt, Ilagan).

SCRep. 1861 Judiciary & Hawaiian Affairs on S.B. No. 1268

The purpose of this measure is to make technical changes to the definitions of "agricultural enterprise lands" and "non-agricultural park lands" for clarification and consistency.

Your Committee received testimony in support of this measure from the Department of Agriculture and Hawai'i Farm Bureau.

Your Committee finds that this measure will resolve an inconsistency between the definition of "agricultural enterprise lands" established by Act 221, Session Laws of Hawaii 2022, and the definition of "non-agricultural park lands" in chapter 166E, Hawaii Revised Statutes.

Your Committee has amended this measure by making it effective upon approval.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1268, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1268, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Holt, Ilagan).

SCRep. 1862 Judiciary & Hawaiian Affairs on S.B. No. 775

The purpose of this measure is to require hunting guides to:

- (1) Obtain written permission from the owners, occupiers, holders, or duly appointed agents of private lands before taking their clients to hunt on the private land; and
- (2) Submit the location of each guided hunt, a copy of the written permission, and other required information to the Department of Land and Natural Resources as part of their annual reports.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources; Hawaii Cattlemen's Council, Inc; and one individual.

Your Committee finds that unauthorized hunting on private land is dangerous for landowners. Requiring hunting guides to obtain written permission before hunting on private lands will promote the safety of persons and property and avoid unnecessary litigation.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 775, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 775, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Holt, Ilagan).

SCRep. 1863 Judiciary & Hawaiian Affairs on S.B. No. 415

The purpose of this measure is to make a general contractor entering into or operating under a contract in the State for the erection, construction, alteration, or repair of a building, structure, or other private construction work liable for the debt incurred by subcontractors for wages due to claimants, including interest owed, for performance of labor in the contract between the general contractor and the owner.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations, Pacific Resource Partnership, and Hawaii Regional Council of Carpenters. Your Committee received testimony in opposition to this measure from the Building Industry Association of Hawaii and one individual. Your Committee received comments on this measure from Subcontractors Association of Hawaii, General Contractors Association of Hawaii, and Plumbing and Mechanical Contractors Association of Hawaii.

Your Committee finds that under existing law, general contractors are not held accountable for the unfair labor practices of their subcontractors, which includes the nonpayment of wages. As a result, general contractors may accrue financial benefits from the unfair labor practices of their subcontractors without repercussions. This measure encourages general contractors to perform their due diligence before hiring subcontractors and provides the authority to general contractors to obtain a subcontractor's employee payroll records and project award information to ensure their subcontractors are complying with the law.

Your Committee has amended this measure by:

- (1) Making it effective upon approval; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 415, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 415, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Holt, Ilagan).

SCRep. 1864 Judiciary & Hawaiian Affairs on S.B. No. 316

The purpose of this measure is to establish additional penalties for dog owners whose dog injures or destroys property of another while on private property zoned for agricultural use without consent of the owner of the property.

Your Committee received testimony in support of this measure from the Hawaii Cattlemen's Council, Inc.; and one individual.

Your Committee finds that establishing an enhanced monetary penalty for owners whose dogs injure or destroy property on agricultural lands will incentivize dog owners to take more initiative in securing their dogs and preventing loss of property.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 316, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 316, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Holt, Ilagan).

SCRep. 1865 Judiciary & Hawaiian Affairs on S.B. No. 735

The purpose of this measure is to exempt the lease of water for commercial kalo cultivation from the public auction requirement for the disposition of water rights.

Your Committee received testimony in support of this measure from the Hawaii Food+ Policy, Kua'āina Ulu 'Auamo, Hawai'i Farmers Union United, and four individuals. Your Committee received comments on this measure from the Department of Hawaiian Home Lands, Office of Hawaiian Affairs, Earthjustice, Council for Native Hawaiian Advancement, and one individual.

Your Committee finds that the existing water leasing process can be burdensome for certain applicants, including kalo cultivators. However, your Committee does not want traditional and customary kalo cultivation practices to be undermined by commercial interests that may stifle the advancement of Native Hawaiian culture.

Accordingly, your Committee has amended this measure by:

- (1) Exempting the instream use of water for commercial kalo cultivation conducted in a manner consistent with traditional and customary Native Hawaiian practices and on traditional kalo lands from the existing process for the disposition of water rights;
- (2) Deleting language that would have exempted the lease of water for commercial kalo cultivation from the public auction requirement for the disposition of water rights; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 735, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 735, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Holt, Ilagan).

SCRep. 1866 Judiciary & Hawaiian Affairs on S.B. No. 410

The purpose of this measure is to require:

- (1) The Director of Transportation, Judiciary, and Examiners of Drivers to exclude dismissed traffic citations from a person's record, including the traffic abstract, and the Judiciary's publicly accessible electronic databases; and
- (2) The court to automatically seal or remove from the Judiciary's publicly accessible electronic databases any information relevant to the arrest or case of a person for whom an expungement order has been entered and transmitted to the court.

Your Committee received testimony in support of this measure from the Office of the Public Defender, Community Alliance on Prisons, American Civil Liberties Union of Hawai'i, Hawai'i Workers Center, and one individual. Your Committee received comments on this measure from the Judiciary and Department of the Prosecuting Attorney of the City and County of Honolulu.

Your Committee finds that information related to arrests and cases that have been dismissed or expunged should not appear on an individual's record or publicly available government databases. Streamlining the removal of this information can improve an individual's quality of life by removing potential barriers to employment, housing, financial lending, and education.

Your Committee has amended this measure by:

- (1) Amending the preamble to clarify that all law enforcement agencies will continue to have access to information regarding dismissed and expunged cases, regardless of whether those agencies utilize publicly accessible or other types of electronic databases;
- (2) Deleting language that would have prohibited:
 - (A) The inclusion of information relating to dismissed traffic citations in the Judiciary's publicly accessible electronic databases; and
 - (B) The Judiciary and Examiner of Drivers from including dismissed traffic citations in a driver's record provided to certain users or their agents for enforcement purposes; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that the Judiciary is requesting a one-time appropriation of \$70,000 for software code changes.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 410, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 410, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 2 (Holt, Ilagan).

SCRep. 1867 Judiciary & Hawaiian Affairs on S.B. No. 1468

The purpose of this measure is to establish a right of entry for professional land surveyors and any assistants under the direct supervision of the professional land surveyors to conduct a survey that protects the real property interests of property owners and the public interest in maintaining the integrity of a sound uniform real property system.

Your Committee received testimony in support of this measure from the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects; Department of Design and Construction of the City and County of Honolulu; Hawai'i Association of REALTORS; Hawaii Land Surveyors Association; Akamai Land Surveying, Inc.; and eight individuals.

Your Committee finds that there is a public interest in maintaining a sound and uniform real property system by surveying common property boundaries. Your Committee notes that to properly conduct their surveys, professional land surveyors need access to adjoining lands to record boundary lines, recover or reestablish boundary monuments or survey controls, and locate rights-of-way or improvements with positional discrepancies. This measure balances a surveyor's important task of completing surveys against a landowner's private property rights by establishing a mechanism for the land surveyor and landowner to negotiate a mutually agreed upon time and date for a survey, if required.

Your Committee has amended this measure by:

- (1) Clarifying that any assistant under the direct supervision of a professional land surveyor is not authorized to enter the private property of an objecting landowner;
- (2) Authorizing a professional land surveyor, and any assistant under the direct supervision of the professional land surveyor, to enter the private property of a landowner who does not make a timely objection; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1468, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1468, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Holt, Ilagan).

SCRep. 1868 Judiciary & Hawaiian Affairs on S.B. No. 1057

The purpose of this measure is to:

- (1) Require certain job listings to disclose the hourly rate or salary range that reasonably reflects the actual expected compensation; and
- (2) Prohibit an employer from discriminating between employees because of any protected category established under state law by paying wages to employees in an establishment at a rate less than the rate at which the employer pays wages to other employees in the establishment for substantially similar work.

Your Committee received testimony in support of this measure from the Hawai'i Civil Rights Commission, American Association of University Women of Hawaii, American Civil Liberties Union of Hawai'i, Women's Caucus of the Democratic Party of Hawai'i, Hawaii Appleseed Center for Law & Economic Justice, and fourteen individuals. Your Committee received testimony in opposition to this measure from the Chamber of Commerce Hawaii, Retail Merchants of Hawaii, National Federation of Independent Business Hawaii Chapter, Society of Human Resource Management Hawaii, and Maui Chamber of Commerce. Your Committee received comments on this measure from one individual.

Your Committee finds that requiring employers to disclose the hourly rate or salary range in a job listing and pay employees in protected categories that do substantially similar work as other employees at the same rate will help reduce pay inequalities.

Your Committee has amended this measure by making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1057, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1057, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, 1 (Kong). Excused, 2 (Holt, Ilagan).

SCRep. 1869 Judiciary & Hawaiian Affairs on S.B. No. 944

The purpose of this measure is to establish a task force to recommend amendments to update existing parentage laws.

Your Committee received testimony in support of this measure from three individuals. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from the Judiciary, Department of Human Services, Stonewall Caucus of the Democratic Party of Hawai'i, and one individual.

Your Committee finds that existing parentage laws reflect outdated, cisheteronormative concepts of families, parenthood, and parental rights. Statutory amendments are needed to address society's evolving understanding of these concepts.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 944, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 944, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Holt, Ilagan).

SCRep. 1870 Consumer Protection & Commerce on S.B. No. 717

The purpose of this measure is to:

- (1) Expand the definition of "beer" under the liquor regulatory laws to mean any alcoholic beverage containing no less than 0.5 percent alcohol by volume obtained by fermentation of any infusion or decoction of malt or any substitute, including alcohol seltzer beverages and excluding sake, cooler beverages, and other distilled products; and
- (2) Authorize brewpubs to sell beer manufactured by the brewpub, or beer manufactured on their premises, subject to certain conditions.

Your Committee received testimony in support of this measure from Lanikai Brewing Company LLC, Waikiki Brewing Co., Maui Brewing Co., Beer Lab HI, Kauai Beer Company, and one individual. Your Committee received comments on this measure from Anheuser-Busch.

Your Committee finds that the existing statutory definition of "beer" follows the traditional basic ingredients used in historical beer manufacturing. However, this definition does not adequately reflect the expansion of the craft beer manufacturing sector and is not in alignment with the federal definition. This measure will alleviate these inconsistencies.

Your Committee has amended this measure by:

- (1) Amending the definition for "beer" under the Liquor Tax Law to mirror the amended definition for "beer" in this measure;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 717, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 717, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Hashem, Tam).

SCRep. 1871 Consumer Protection & Commerce on S.B. No. 477

The purpose of this measure is to require the Public Utilities Commission to complete its review and issue a decision on an application seeking approval for a merger, consolidation, acquisition, or other change of control:

- (1) Within nine months from the date that a public utility, other than an investor-owned electric utility company, files its completed application; and
- (2) Within twelve months from the date that an investor-owned electric utility company files its completed application.

Your Committee received testimony in support of this measure from Hawaiian Telcom. Your Committee received testimony in opposition to this measure from Blue Planet Foundation. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs and Public Utilities Commission.

Your Committee finds that under existing law, proposed mergers, consolidations, acquisitions, and other changes of control of a public utility must be approved by the Public Utilities Commission. This measure expedites the review process for these transactions.

Your Committee has amended this measure by:

- (1) Specifying that the nine-month period or twelve-month period, as applicable, begins only after a completed application has been filed with the Public Utilities Commission;
- (2) Requiring the Public Utilities Commission to establish standards for when an application may be deemed complete and specifying the process for objections and amendments to submitted applications;
- (3) Allowing for the waiver or extension of the nine-month period or twelve-month period, as applicable;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 477, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 477, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10; Ayes with Reservations (Amato). Noes, 1 (Lowen). Excused, none.

SCRep. 1872 Judiciary & Hawaiian Affairs on S.B. No. 921

The purpose of this measure is to clarify that the tolling provision regarding actions by a condominium association against a developer applies to the statute of repose.

Your Committee received testimony in support of this measure from the Hawaii Council of Association of Apartment Owners and three individuals. Your Committee received testimony in opposition to this measure from the Building Industry Association of Hawaii and NAOIP Hawaii.

Your Committee finds that expressly addressing the impact of the tolling provision regarding actions by a condominium association against a developer on the statute of repose is needed to prevent developers from avoiding responsibility for a design or construction defect by maintaining control of an association until the statute of repose expires.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 921 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Holt, Ilagan).

SCRep. 1873 Judiciary & Hawaiian Affairs on S.B. No. 1196

The purpose of this measure is to clarify that under section 26-34, Hawaii Revised Statutes, the authorization for board and commission holdover members to continue in office until a successor is nominated and appointed, but not beyond the end of the second regular legislative session following the expiration of the member's term of office, takes precedence over all conflicting statutes concerning holdover members.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that this measure, which makes clear that any conflicting statutes concerning holdover members must yield to it, will resolve any potential argument that a holdover member may continue to occupy office beyond the end of the second regular legislative session following the expiration of the member's term.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1196, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Holt, Ilagan).

SCRep. 1874 Judiciary & Hawaiian Affairs on S.B. No. 966

The purpose of this measure is to subject to forfeiture any vehicle used in the commission of felony disposal of solid waste or petty misdemeanor disposal of solid waste.

Your Committee received testimony in support of this measure from the Department of Health and Environmental Caucus of the Democratic Party of Hawai'i. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that vehicles are usually involved in the illegal dumping of solid waste. Your Committee further finds that this measure will provide additional opportunities for penalties to deter such criminal activity by subjecting any vehicle used in illegal dumping to forfeiture.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 966, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Holt, Ilagan).

SCRep. 1875 Judiciary & Hawaiian Affairs on S.B. No. 731

The purpose of this measure is to designate November 28 of each year as La Kuokoa, Hawaiian Independence Day, to celebrate the historical recognition of the independence of the Kingdom of Hawaii.

Your Committee received testimony in support of this measure from the Department of Accounting and General Services, Office of Hawaiian Affairs, and six individuals. Your Committee received testimony in opposition to this measure from the Center for Hawaiian Sovereignty Studies.

Your Committee finds that La Kuokoa honors the pivotal moment in Hawaiian history when the independence of the Kingdom of Hawaii was formally recognized by England and France through the signing of the Anglo-Franco Proclamation. Your Committee believes that recognizing this historical event will provide a unique opportunity for the people of Hawaii to reflect upon their history and the prominent position Hawaii has held on the world stage for over two centuries.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 731 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Holt, Ilagan).

SCRep. 1876 Judiciary & Hawaiian Affairs on S.B. No. 1417

The purpose of this measure is to require the Hawaii Community Development Authority to consider the impacts of climate change, sea level rise, and climate-resilient development in the design and siting of buildings in the Kakaako and Kalaeloa community development districts.

Your Committee received testimony in support of this measure from the Office of Planning and Sustainable Development, Hawai'i Development Authority, University of Hawai'i Climate Resilience Collaborative and Sea Grant College Program, and six individuals. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that this measure will ensure that climate resiliency is considered in the development of the Kakaako and Kalaeloa community development districts to reduce vulnerability from the impacts of climate change and sea level rise.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1417, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Holt, Ilagan).

SCRep. 1877 Consumer Protection & Commerce on S.B. No. 1381

The purpose of this measure is to repeal section 328-106, Hawaii Revised Statutes, which requires the Department of Health to regulate business practices between private entities engaged in the selling, billing, and reimbursement of pharmaceuticals.

Your Committee received testimony in support of this measure from the Department of Health. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that section 328-106, Hawaii Revised Statutes, created a parallel but ineffective and unenforceable regulatory mechanism for pharmacy benefit managers. Your Committee notes that chapter 431S, Hawaii Revised Statutes, offers a more appropriate regulatory framework for pharmacy benefit managers, including clearer definitions and rule making authority.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1381, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Belatti).

SCRep. 1878 Consumer Protection & Commerce on S.B. No. 798

The purpose of this measure is to:

- (1) Require, as part of a time share plan developer's application for registration or annexation:
 - (A) A list of the projects containing time share units included in the application that are located outside of the State; and
 - (B) A statement by the developer that it has verified that such time share units are in compliance with or not prohibited by the zoning and land use laws and regulations of the jurisdiction where the time share units are located; and
- (2) Specify that the developer is not required to submit any other evidence of this compliance to register in the State.

Your Committee received testimony in support of this measure from the American Resort Development Association – Hawaii, Marriott Vacations Worldwide Corporation, and one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that for time share plans located out-of-state, the Department of Commerce and Consumer Affairs requires evidence that the out-of-state time share units comply with the applicable jurisdiction's zoning requirements. However, this has been difficult for developers to comply with as jurisdictions are not uniform in their zoning regulations and governmental processes, particularly for out-of-state properties located in foreign countries. This requirement has made the registration review of time share projects in the State slower, more expensive, and in some cases, nearly impossible to achieve. This measure will make the registration process of time share projects more efficient and less costly while also maintaining the proper level of consumer protection.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 798, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Lowen, Onishi).

SCRep. 1879 Consumer Protection & Commerce on S.B. No. 478

The purpose of this measure is to repeal the telecommunications and cable industry information reporting requirements for broadband service providers and mobile radio service providers.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs; Department of Business, Economic Development, and Tourism; CTIA; Charter Communications; Hawaiian Telcom; and Maui Chamber of Commerce. Your Committee received testimony in opposition to this measure from AARP Hawai'i.

Your Committee finds that the accurate pinpointing of unserved and underserved areas where broadband infrastructure is needed continues to be critical to determine where the expansion of service is most needed in the State. To assist in this effort, Act 259, Session Laws of Hawaii 2012 (Act 259), was enacted to collect broadband data at the census-block level.

Your Committee further finds that with the enactment of the Broadband DATA Act, P.L. 116-130, in 2020, the Federal Communications Commission (FCC) was tasked with collecting granular service availability data from wired, fixed wireless, and satellite broadband providers. The FCC also launched the FCC National Broadband Map that publicly displays where internet services are available on a location-by-location basis, which is more precise than the data required to be collected under existing state law. Accordingly, this measure repeals the provisions established by Act 259 that have been rendered unnecessary under the Broadband DATA Act.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 478, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 10; Ayes with Reservations (Amato). Noes, none. Excused, 1 (Belatti).

SCRep. 1880 Judiciary & Hawaiian Affairs on S.B. No. 655

The purpose of this measure is to authorize the Department of Agriculture to align state hemp production administrative rules with any federal law exemptions for fiber, fuel, and seed grain hemp crops.

Your Committee received testimony in support of this measure from the Department of Agriculture, Hawai'i Hemp Farmers Association, Hawai'i Farm Bureau, Hawai'i Farmers Union United, Hawaii Farmers Union United – Haleakala Chapter, Hawaii Sustainable Farms LLC, Ma'alahi Farm, and numerous individuals.

Your Committee finds that Congress is expected to amend federal hemp cultivation laws to allow exemptions for industrial hemp crops that are grown for fiber, fuel, or grain for food. This measure would give the Department of Agriculture the explicit authority to amend hemp production rules to align with those federal hemp exemptions.

Your Committee has amended this measure by:

- (1) Amending the preamble to clarify that the purpose of the measure is for the Department of Agriculture to amend its rules to align with the United States Department of Agriculture rules, including any federal exemptions for hemp fiber, fuel, and food grain; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 655, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 655, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 2 (Holt, Ilagan).

SCRep. 1881 Consumer Protection & Commerce on S.B. No. 162

The purpose of this measure is to expand access to dental care by:

- (1) Adding community health centers, rural health clinics, and mobile dental outreach programs to the list of eligible organizations at which those with a community service license may practice;
- (2) Allowing dental hygiene and dental college graduates who have graduated from educational programs with a reciprocal agreement with the American Dental Association Commission on Dental Accreditation to apply for temporary or community service licenses;
- (3) Expanding eligibility for a community service license to practice dentistry to those candidates who have passed the Integrated National Board Dental Examination within five years of the date of request; and
- (4) Allowing an applicant for licensure to practice dentistry to submit evidence to the Board of Dentistry that the applicant passed the Integrated National Board Dental Examination.

Your Committee received testimony in support of this measure from the Department of Health, Hawai'i Oral Health Coalition, Hawaii Dental Association, AlohaCare, Hawai'i Children's Action Network Speaks!, and four individuals. Your Committee received comments on this measure from the University of Hawai'i at Mānoa, University of Hawai'i at Mānoa Nancy Atmospera-Walch School of Nursing, Board of Dentistry, and Grassroot Institute of Hawaii.

Your Committee finds that oral health is essential to the overall physical, psychological, social, and economic well-being of the residents of the State. However, your Committee further finds that low-income families, intellectually and developmentally disabled individuals, elderly individuals, Native Hawaiian and Pacific Islander populations, and neighbor island residents are disproportionately impacted by poor oral health. Your Committee notes that there are only two hundred forty federally qualified health center and general practice dentists who are active in Medicaid in the State, an unknown number of whom are currently accepting new patients. This measure promotes access to dental care to the underserved and vulnerable populations in the State, which is especially important given the recent reinstatement of dental benefits for adults insured through Medicaid.

Your Committee has amended this measure by:

- (1) Clarifying that the temporary license to practice dentistry for post-doctoral dental residents is available to graduates from a dental college accredited by, or that has a reciprocal agreement with, the American Dental Association Commission on Dental Accreditation that is recognized and approved by the Board of Dentistry; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 162, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 162, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Lowen, Onishi).

SCRep. 1882 Consumer Protection & Commerce on S.B. No. 930

The purpose of this measure is to regulate the practice of application screening fees under the Residential Landlord-Tenant Code by:

- (1) Specifying that a landlord may only charge an application screening fee for an applicant eighteen years of age or older and whose income is being used to meet financial qualifications for the rental application process;
- (2) Requiring, upon request by an applicant, the landlord or the landlord's agent to provide a receipt of payment and a breakdown of the costs associated with the application screening fee;
- (3) Requiring the landlord or landlord's agent to return any amount of the application screening fee not used within thirty days after the landlord has submitted screening requests; and
- (4) Requiring the Office of Consumer Protection of the Department of Commerce and Consumer Affairs to provide landlords with notice of these new obligations and publicize the new application screening fee requirements.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs and Catholic Charities Hawai'i. Your Committee received comments on this measure from the Hawai'i Association of REALTORS.

Your Committee finds that rental application fees can be a barrier to individuals and families when trying to find housing. There is significant competition for rental units in the State, with landlords often receiving multiple applications per unit. Individuals and families must often apply to as many open rentals as possible, which can result in hundreds of dollars spent merely applying for a rental unit. Your Committee further finds that existing law does not specifically regulate the nature and amount of application fees that landlords may charge prospective tenants. This measure would help prevent landlords from taking unfair advantage of prospective tenants, while still enabling landlords and their agents to complete reference checks, tenant reports, and credit reports on applicants.

Your Committee has amended this measure by:

- (1) Deleting language that specified an application screening fee could only be charged for an applicant whose income is being used to meet financial qualifications for the rental application process;
- (2) Specifying that an application screening fee may be charged for an applicant who is an emancipated minor;
- (3) Including criminal background checks as part of the information into which a landlord or landlord's agent may inquire;
- (4) Deleting language that required, upon request by an applicant, the landlord or the landlord's agent to provide a receipt of payment and a breakdown of the costs associated with the application screening fee; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 930, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 930, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Lowen, Onishi).

SCRep. 1883 Consumer Protection & Commerce on S.B. No. 390

The purpose of this measure is to:

- (1) Repeal the sunset date of section 2 of Act 119, Session Laws of Hawaii 2021, and make permanent the ability of the Hawaii Medical Board to issue licenses for emergency medical responders and other emergency ambulance personnel, based on certain requirements; and
- (2) Appropriate funds to the Department of Health, to be matched on a dollar-for-dollar basis by the counties, to increase the predictability and stability of the State's air ambulance services for all islands.

Your Committee received testimony in support of this measure from the Hawaii Medical Board. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that the purpose of Act 119, Session Laws of Hawaii 2021 (Act 119), was to establish a licensure category in the City and County of Honolulu for emergency medical technicians who only have a certification from the National Registry of Emergency Medical Technicians. These emergency medical technicians provide life-saving care with minimal equipment to critical care patients. Your Committee further finds that Act 65, Session Laws of Hawaii 2022, expanded the new licensure category established by Act 119 to all counties. Your Committee also finds that this new licensure category ensures that residents of the State have the appropriate care and, therefore, the new licensure category should be made permanent. This measure carries out this intent.

Your Committee has amended this measure by:

- (1) Deleting the appropriation;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 390, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 390, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Lowen, Onishi).

SCRep. 1884 Consumer Protection & Commerce on S.B. No. 473

The purpose of this measure is to exempt manufacturers, wholesale distributors, and third-party logistics providers of home dialysate drugs or devices from the license, registration, and permit requirements for pharmacies, under certain conditions.

Your Committee received testimony in support of this measure from Liberty Dialysis – Hawaii and Environmental Caucus of the Democratic Party of Hawai'i. Your Committee received comments on this measure from the Board of Pharmacy.

Your Committee finds that patients who need dialysis may have the option of treating in the comfort of their own home rather than at an outpatient dialysis center. Your Committee further finds that home dialysis may be the best option for treating kidney failure, as home dialysis can provide greater scheduling flexibility, fewer food restrictions, and better outcomes. This measure facilitates expanded access to home dialysate drugs and devices to allow for more home dialysis treatments.

Your Committee has amended this measure by:

- (1) Expanding the exemption to manufacturers engaged in the direct distribution to qualified persons;
- (2) Clarifying that the dialysate drugs or devices may be delivered pursuant to an order issued by a physician assistant or an advanced practice registered nurse with prescriptive authority, in addition to a physician; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 473, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 473, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Lowen, Onishi).

SCRep. 1885 Consumer Protection & Commerce on S.B. No. 799

The purpose of this measure is to:

- (1) Require, for time share plans that use a title holding trust, the developer to submit a title report evidencing that the title is vested in the trustee;
- (2) Require, for time share plans that use a notice of time share plan, the recordation of the notice and its submission; and
- (3) Require, for time share plans that use alternative arrangements, the recordation of any alternative arrangement documents.

Your Committee received testimony in support of this measure from the American Resort Development Association – Hawaii, Marriott Vacations Worldwide Corporation, and one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that, under existing law, an escrow for a sale of a time share interest in a time share use plan may close only if the purchasers are protected from blanket liens either through the conveyance to a trust, by providing notice that is recorded, or via alternative arrangements accepted by the Director of Commerce and Consumer Affairs. Your Committee further finds that title reports are required upon registration and each subsequent renewal of registration. However, once a title report has sufficiently evidenced one of the aforementioned methods of protection, further evidence of conveyance is not needed as the purchasers are already sufficiently protected. This measure removes the unnecessary regulatory burden of requiring further title reports if a method of protecting purchasers is satisfied.

Your Committee has amended this measure by clarifying that the Director of Commerce and Consumer Affairs may require the submission of title reports for purposes other than to evidence protection against future blanket liens.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 799, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 799, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Lowen, Onishi).

SCRep. 1886 Consumer Protection & Commerce on S.B. No. 797

The purpose of this measure is to:

- (1) Specify that the public disclosure statement of a time share plan include:
 - (A) A list of primary plan documents;
 - (B) A brief description of pertinent provisions of condominium project instruments, if the purchaser will be a direct owner of a condominium unit;
 - (C) Notice of material liens, title defects, or encumbrances on or affecting the title to the units or plan and any other lien, title defect, or encumbrance impacting a purchaser's utilization of the property, as the Director of Commerce and Consumer Affairs may require; and
 - (D) Notice of any other liens, title defects, or encumbrances, either as a list or by reference to a website; and
- (2) Require the contracted private consultant to accept a certification from the developer that:
 - (A) The time share interest being sold is free and clear of blanket liens or other material encumbrances that may materially and adversely impact utilization of the property; or
 - (B) Identifies the blanket liens or other material encumbrances and specifies the manner in which those encumbrances will be addressed or their impact to the purchaser.

Your Committee received testimony in support of this measure from Marriott Vacations Worldwide Corporation, American Resort Development Association – Hawaii, and one individual. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that the existing disclosure statement requirements for a time share plan were initially adopted in 1980. At that time, most time share plans were confined to a single site and listing the encumbrances was a simple addition to the disclosure statement. In contrast, modern time share plans frequently involve hundreds of units at dozens of sites. Your Committee further finds that the information currently required in a disclosure statement is a burden to consumers, due to the overwhelming number of encumbrances that are listed in a disclosure statement. Your Committee is concerned that if a disclosure statement becomes too long, consumers may not thoroughly review the disclosure statement, or may not read it at all. This measure is intended to reduce the burden on consumers and enhance the efficiency of reviewing disclosure statements and filings for time share plans by updating disclosure statement requirements to include only key information.

Your Committee has amended this measure by:

- (1) Reinserting the definition for "supplementary plan documents" in prior versions of the measure, which clarifies when documents that are not explicitly listed within the definition of "primary plan documents" would constitute and be deemed to be primary plan documents that are subject to disclosure;
- (2) Clarifying that the developer certification to the contracted private consultant states that the developer has reviewed all encumbrances on title and has determined that the time share interest being sold is free and clear of blanket liens or other material encumbrances that may directly, substantially, and adversely impact utilization of the property by a purchaser; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 797, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 797, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Lowen, Onishi).

SCRep. 1887 Consumer Protection & Commerce on S.B. No. 637

The purpose of this measure is to require persons applying to register as hemp processors to include with their application form documentation that the indoor facility and planned hemp processing operation:

- (1) Does not include heat or volatile compounds or gases under pressure, such as cold-water extraction; and
- (2) Is exempt from building permit and building code requirements pursuant to section 46-88, Hawaii Revised Statutes, or is in a food hub or agricultural park.

Your Committee received testimony in support of this measure from the Hawai'i Farmers Union United, Hawai'i Farm Bureau, Hawai'i Sustainable Farms, 'Ai Pohaku-The Stone Eaters, Hawai'i Hemp Farmers Association, and nine individuals. Your Committee received comments on this measure from the Department of Agriculture and Department of Health.

Your Committee finds that hemp is a versatile agricultural product with medicinal and industrial purposes. Your Committee further finds that before 2021, hemp producers processed small batches of hemp on their farms in structures that were exempt from certain building permit and building code requirements with no adverse consequences. However, with the enactment of Act 14, Session Laws of Hawaii 2022, hemp and hemp products must be processed within an enclosed indoor facility secured to prevent unauthorized entry. This measure allows hemp processors to provide clarification as to their operations on an application for registration.

Your Committee has amended this measure by:

- (1) Clarifying that, for persons applying to register as hemp processors, the documentation required in the application may be:
 - (A) Documentation that the processing does not include heat or volatile compounds or gases under pressure, such as cold water extraction and is in an enclosed indoor facility that is exempt from building permit and building code requirements pursuant to section 46-88, Hawaii Revised Statutes; or
 - (B) Documentation that the planned hemp processing operation is in an enclosed indoor facility in a food hub as described in section 205-2, Hawaii Revised Statutes, or an agricultural park; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 637, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 637, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Belatti).

SCRep. 1888 Consumer Protection & Commerce on S.B. No. 1340

The purpose of this measure is to:

- (1) Beginning August 1, 2024:
 - (A) Reinstate the exemption from behavior analyst licensing requirements for teachers working in collaboration with a licensed behavior analyst or licensed psychologist; and
 - (B) Expand the exemption for registered behavior technicians to implement applied behavior analysis services under the direction of a licensed psychologist;
- (2) Make permanent the exemption for individuals who design applied behavior analysis services to participants in the Medicaid Home and Community-Based Services Waiver Program; and
- (3) Require the Department of Education to report to the Legislature on the state of implementing Medicaid reimbursements for applied behavior analysis services.

Your Committee received testimony in support of this measure from the Department of Health, Department of Education, State Council on Developmental Disabilities, Hawaii State Teachers Association, Special Education Advisory Council, and Full Life. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs and Hawai'i Association for Behavior Analysis.

Your Committee finds that the Department of Education has a shortage of qualified individuals who can offer applied behavioral analysis plans and implementation services to youth with autism. Your Committee further finds that special education teachers are qualified and, while not licensed as behavior analysts, are able to implement applied behavioral analysis plans. This measure addresses the much-needed gap in services by making permanent the exemption from the behavior analyst licensure laws that allows such teachers to implement applied behavioral analysis plans under the supervision of a licensed behavior analyst or a licensed psychologist.

Your Committee also finds that due to the statewide workforce shortage, providers under the Medicaid Home and Community-Based Services Waiver Program (Section 1915I Medicaid Waiver) who implement the behavioral plan developed by a licensed behavior analyst have not been able to obtain the training necessary for certification as a registered behavior technician from the Behavior Analyst Certification Board. This measure permanently exempts

these Section 1915I Medicaid Waiver providers from the licensing requirements for behavior analysts, which will expand the pool of individuals who can implement timely interventions while maintaining the safeguard of having licensed behavior analysts and psychologists conduct behavioral assessments and design student behavior plans.

Your Committee has amended this measure by:

- (1) Making all amendments to the exemptions from the behavior analyst licensing requirements take effect on August 1, 2024;
- (2) Specifying that the exemption regarding applied behavior analysis services to participants in the Medicaid Home and Community-Based Services Waiver Program applies to individuals who implement, rather than design, applied behavior analysis services; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1340, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1340, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Belatti).

SCRep. 1889 Consumer Protection & Commerce on S.B. No. 1378

The purpose of this measure is to:

- (1) Clarify who is prohibited from knowingly referring or transferring patients to an uncertified or unlicensed care facility; and
- (2) Repeal the provision that a landlord, under specified conditions, shall not be deemed to be providing home care services or operating a care facility that requires a license.

Your Committee received testimony in support of this measure from the Department of Health and one individual. Your Committee received comments on this measure from the Department of Human Services.

Your Committee finds that the prevalence of unlicensed care homes and facilities in the State continues to pose significant health and consumer protection issues for Hawaii's elderly and vulnerable populations. The Department of Health continues to take enforcement actions to protect the public, which are critical components of the State's regulatory efforts for consumer protection. This measure aims to provide additional safeguards for the public, protect aged and vulnerable persons, and ensure quality of care by expanding the Department of Health's ability to more thoroughly investigate complaints and enforce the requirement that all residential care homes and other health care facilities, agencies, and organizations be licensed.

Your Committee has amended this measure by:

- (1) Specifying that the legal standard for the unlawful act of referring or transferring patients to an uncertified or unlicensed care facility is negligence, rather than requiring an intent of knowingly for such unlawful acts;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1378, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1378, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Belatti).

SCRep. 1890 Consumer Protection & Commerce on S.B. No. 691

The purpose of this measure is to:

- (1) Authorize the Chief Energy Officer of the Hawaii State Energy Office, rather than the Director of Business, Economic Development, and Tourism, to enforce minimum efficiency standards for certain products and adopt or amend efficiency standards in certain situations; and
- (2) Set minimum efficiency standards for portable electric spas, residential ventilating fans, toilets, urinals, and water coolers.

Your Committee received testimony in support of this measure from the Honolulu Board of Water Supply, Blue Planet Foundation, Hawai'i Energy, Elemental Excelerator, Chamber of Commerce Hawai'i, Hawai'i Public Health Institute, Ulupono Initiative, Architects Hawai'i, Hawai'i Appleseed Center for Law & Economic Justice, Appliance Standards Awareness Project, Shifted Energy, The Hawai'i Youth Climate Coalition, 350Hawaii.org, Our Revolution Hawai'i, Sierra Club of Hawai'i, Climate Protectors Hawai'i, Trinity United Methodist Church, Blue Planet Energy, Wild Kids, and ten individuals. Your Committee received testimony in opposition to this measure from the Retail Merchants of Hawaii. Your Committee received comments on this measure from the Hawaii State Energy Office.

Your Committee finds that Hawaii businesses and consumers pay the highest electricity rates in the nation. Your Committee further finds that water conservation is significant priority as the increased incidence of drought conditions and recent environmental incidents have threatened significant portions of the State's drinking water supply. Efficiency standards ensure that the products purchased for use in the State use less energy and water, while maintaining quality, affordability, and progress toward the State's clean energy and climate goals.

Your Committee has amended this measure by:

- (1) Deleting a reference to air purifiers and electric vehicle supply equipment; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 691, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 691, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, 1 (Pierick). Excused, 1 (Belatti).

SCRep. 1891 Culture, Arts & International Affairs/Water & Land on H.R. No. 86

The purpose of this measure is to recognize August 8, 2023, as Hawaiian Honeycreepers Celebration Day.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources, Nature Conservancy, American Bird Conservancy, Le Jardin Academy Kindergarten & 2nd Grade, Coordinating Groups on Alien Pest Species, Kanuikapono Public Charter School, Manoa Elementary School Grade 5, 'Iolani School, Moanalua Middle School, Kalaheo Elementary School STEM, Highlands Intermediate School, Mililani High School, Grow with Us, and numerous individuals.

Your Committees find that Hawaii is experiencing a bird extinction crisis, with ninety-five of its one hundred forty-two endemic manu (bird) species having become extinct and the remaining forty-seven species facing critical threats. Your Committees therefore find that this measure will deepen the pilina with native manu and strengthen support for conservation efforts to restore native birds to abundance.

As affirmed by the records of votes of the members of your Committees on Culture, Arts & International Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.R. No. 86 and recommend its adoption.

Signed by the Chairs on behalf of the Committees.

Culture, Arts & International Affairs: Ayes, 5. Noes, none. Excused, 2 (Sayama, Alcos).

Water & Land: Ayes, 7. Noes, none. Excused, 1 (Takayama).

SCRep. 1892 Culture, Arts & International Affairs/Water & Land on H.C.R. No. 81

The purpose of this measure is to recognize August 8, 2023, as Hawaiian Honeycreepers Celebration Day.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources, Nature Conservancy, American Bird Conservancy, Le Jardin Academy Kindergarten & 2nd Grade, Coordinating Group on Alien Pest Species, Volcano School of Art & Sciences, Manoa Elementary School Grade 5, Moanalua Middle School, Highlands Intermediate School, Hawaii Technology Academy, Kanuikapono Public Charter School, Wai'anae Mountains Watershed Partnership, Kalaheo Elementary School STEM, 'Iolani School, Mililani High School, and numerous individuals.

Your Committees find that Hawaii is experiencing a bird extinction crisis, with ninety-five of its one hundred forty-two endemic manu (bird) species having become extinct and the remaining forty-seven species facing critical threats. Your Committees therefore find that this measure will deepen the pilina with native manu and strengthen support for conservation efforts to restore native birds to abundance.

As affirmed by the records of votes of the members of your Committees on Culture, Arts & International Affairs and Water & Land that are attached to this report, your Committees concur with the intent and purpose of H.C.R. No. 81 and recommend its adoption.

Signed by the Chairs on behalf of the Committees.

Culture, Arts & International Affairs: Ayes, 5. Noes, none. Excused, 2 (Sayama, Alcos).

Water & Land: Ayes, 7. Noes, none. Excused, 1 (Takayama).

SCRep. 1893 Labor & Government Operations on H.R. No. 156

The purpose of this measure is to request the Hawai'i Tobacco Quitline to make permanently visible on each page of its website information pertaining to the availability of translation services upon request.

Your Committee received testimony in support of this measure from the Office of Language Access.

Your Committee finds that the Hawaiian islands are home to a large number of immigrants and their children, many of whom speak languages other than English or Spanish. Your Committee further finds that making information about the availability of interpretation services permanently visible on the Hawai'i Tobacco Hotline's website and accessible in Ilocano, Tagalog, Japanese, Korean, Cantonese, Mandarin, and 'Ōlelo Hawai'i will benefit the many ethnic groups residing in the State.

Your Committee has amended this measure by:

- (1) Clarifying that the language services being requested are interpretation services, rather than translation services; and
- (2) Requesting that the Hawaii Tobacco Quitline consider providing hyperlinks to translated notices of availability of free interpretation services in a conspicuous location of each page of its website.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 156, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 156, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 5. Noes, none. Excused, 2 (Kapela, Martinez).

SCRep. 1894 Labor & Government Operations on H.C.R. No. 155

The purpose of this measure is to request the Hawai'i Tobacco Quitline to make permanently visible on each page of its website information pertaining to the availability of translation services upon request.

Your Committee received testimony in support of this measure from the Department of Health and the Office of Language Access.

Your Committee finds that the Hawaiian islands are home to a large number of immigrants and their children, many of whom speak languages other than English or Spanish. Your Committee further finds that making information about the availability of interpretation services permanently visible on the Hawai'i Tobacco Hotline's website and accessible in Ilocano, Tagalog, Japanese, Korean, Cantonese, Mandarin, and 'Ōlelo Hawai'i will benefit the many ethnic groups residing in the State.

Your Committee has amended this measure by:

- (1) Clarifying that the language services being requested are interpretation services, rather than translation services; and
- (2) Requesting that the Hawaii Tobacco Quitline consider providing hyperlinks to translated notices of availability of free interpretation services in a conspicuous location of each page of its website.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 155, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 155, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Kapela, Martinez).

SCRep. 1895 Labor & Government Operations on H.R. No. 158

The purpose of this measure is to request the Department of Labor and Industrial Relations to continue to recognize and accept the right of a provider of service to assign the right to participate in a workers' compensation billing dispute to a billing company.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 158 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Kapela, Martinez).

SCRep. 1896 Labor & Government Operations on H.C.R. No. 157

The purpose of this measure is to request the Department of Labor and Industrial Relations to continue to recognize and accept the right of a provider of service to assign the right to participate in a workers' compensation billing dispute to a billing company.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations, Vintage Medical and Billing, LLC, Hawaii Injured Workers Association and one individual.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 157 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Kapela, Martinez).

SCRep. 1897 Labor & Government Operations on H.R. No. 63

The purpose of this measure is to request the Office of Collective Bargaining to establish objective standards and criteria for splitting off a group of state workers into a new bargaining unit

Your Committee received comments on this measure from the Office of Collective Bargaining and United Public Workers, AFSCME Local 646, AFL-CIO.

Your Committee finds that the Legislature continues to consider measures requesting that additional bargaining units be established but lacks objective standards and criteria to evaluate whether a new bargaining unit is appropriate. Your Committee believes that the protection of fair working conditions and workers' rights are important topics that should not be addressed in a haphazard manner but with the benefit of standards and criteria that can be applied without bias.

Your Committee has amended this measure by:

- (1) Requesting the Hawaii Labor Relations Board establish the objective standards and criteria for splitting off a group of state workers into a new bargaining unit, instead of the Office of Collective Bargaining;
- (2) Changing its title to make technical amendments; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 63, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 63, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Kapela, Martinez).

SCRep. 1898 Labor & Government Operations on H.C.R. No. 61

The purpose of this measure is to request the Office of Collective Bargaining to establish objective standards and criteria for splitting off a group of state workers into a new bargaining unit.

Your Committee received testimony in support of this measure from one individual. Your Committee received testimony in opposition to this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO. Your Committee received comments on this measure from the Office of Collective Bargaining and United Public Workers, AFSCME Local 646, AFL-CIO.

Your Committee finds that the Legislature continues to consider measures requesting that additional bargaining units be established but lacks objective standards and criteria to evaluate whether a new bargaining unit is appropriate. Your Committee believes that the protection of fair working conditions and workers' rights are important topics that should not be addressed in a haphazard manner but with the benefit of standards and criteria that can be applied without bias.

Your Committee has amended this measure by:

- (1) Requesting the Hawaii Labor Relations Board establish the objective standards and criteria for splitting off a group of state workers into a new bargaining unit, instead of the Office of Collective Bargaining;
- (2) Changing its title to make technical amendments; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 61, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 61, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Kapela, Martinez).

SCRep. 1899 Judiciary & Hawaiian Affairs on H.R. No. 93

The purpose of this measure is to request the Legislative Reference Bureau to conduct a study on systems of firearms insurance and other financial responsibility requirements pertaining to firearms.

Your Committee received testimony in support from the Attorney General. Your Committee received testimony in opposition from two individuals.

Your Committee has amended this measure by replacing reference to conducting a study with the word 'report' throughout the Resolution. Additionally, this measure has been amended by adopting suggestions from the Legislative Reference Bureau that they compile a summary of other jurisdictions that have mandatory insurance laws that have been enacted or may be enacted soon and any other current laws that impose other financial responsibilities on firearms. This measure has also been amended to ask the Insurance Commissioner to provide an analysis of the feasibility and costs of firearms insurance and other financial responsibility requirements and to examine how these systems may be implemented in the State of Hawaii.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 93, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 93, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, 1 (Souza). Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1900 Judiciary & Hawaiian Affairs on H.C.R. No. 86

The purpose of this measure is to request the Legislative Reference Bureau to conduct a study on systems of firearms insurance and other financial responsibility requirements pertaining to firearms.

Your Committee received testimony in support from the Attorney General. Your Committee received testimony in opposition from one individual. Your Committee received testimony in written comments from the Legislative Reference Bureau.

Your Committee has amended this measure by replacing reference to conducting a study with the word 'report' throughout the Resolution. Additionally, this measure has been amended by adopting suggestions from the Legislative Reference Bureau that they compile a summary of other jurisdictions that have mandatory insurance laws that have been enacted or may be enacted soon and any other current laws that impose other financial responsibilities on firearms. This measure has also been amended to ask the Insurance Commissioner to provide an analysis of the feasibility and costs of firearms insurance and other financial responsibility requirements and to examine how these systems may be implemented in the State of Hawaii.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 86, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 86, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, 1 (Souza). Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1901 Judiciary & Hawaiian Affairs on H.R. No. 53

The purpose of this measure is to urge the Governor to initiate a clemency program for individuals who have been prosecuted for cannabis-related offenses.

Your Committee received testimony in support of this measure from the American Civil Liberties Union of Hawaii; Aloha Green Holdings Inc; Last Prisoner Project; Hawaii Cannabis Industry Association; Marijuana Policy Project; and two individuals.

Your Committee finds that the prosecution of cannabis-related offenses has had detrimental consequences across society, and despite similar usage rates across racial groups and other communities, the prosecution and penalization of these offenses has been disproportionate and inequitable. Your Committee further finds that President Biden has pardoned thousands of persons convicted of federal charges of cannabis possession. Your Committee finds that granting clemency to those convicted of cannabis-related offenses, would facilitate social justice and reintegration for those convicted.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 53, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 53, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1902 Judiciary & Hawaiian Affairs on H.C.R. No. 51

The purpose of this measure is to urge the Governor to initiate a clemency program for individuals who have been prosecuted for cannabis-related offenses.

Your Committee received testimony in support of this measure from the American Civil Liberties Union of Hawaii; Aloha Green Holdings Inc; Last Prisoner Project; Hawaii Cannabis Industry Association; Marijuana Policy Project; and two individuals.

Your Committee finds that the prosecution of cannabis-related offenses has had detrimental consequences across society, and despite similar usage rates across racial groups and other communities, the prosecution and penalization of these offenses has been disproportionate and inequitable. Your Committee further finds that President Biden has pardoned thousands of people convicted of federal charges of cannabis possession. Your Committee finds that granting clemency to those convicted of cannabis-related offenses, would facilitate social justice and reintegration for those convicted.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 51, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 51, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1903 Judiciary & Hawaiian Affairs on H.R. No. 25

The purpose of this measure is requesting the Judiciary to convene a task force to examine and make recommendations regarding existing procedures of the Hawaii Paroling Authority setting the minimum terms of imprisonment.

Your Committee received testimony in support from the Office of the Public Defender

Your Committee has amended this measure by:

- (1) Naming the Hawaii Correctional System Oversight Commission Chair or designee as the chairperson of this task force, replacing the Judiciary, but retaining the Judiciary as a member of the task force; and
- (2) Adding the Crime Victim Compensation Commission as a member of the task force; and
- (3) Requiring a report from the task force by October 21, 2024; and
- (4) Requiring that the task force work with the Hawaii Criminal Justice Data Center under the Attorney General and the Criminal Justice Research Institute and the Judiciary in compiling the report; and
- (5) Amending its title in accordance with the mentioned changes.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 25, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 25, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1904 Judiciary & Hawaiian Affairs on H.C.R. No. 23

The purpose of this measure is requesting the Judiciary to convene a task force to examine and make recommendations regarding existing procedures of the Hawaii Paroling Authority setting the minimum terms of imprisonment.

Your Committee received testimony in support from the Hawaii State Judiciary, Hawaii Paroling Authority, Office of the Public Defender, the State of Hawaii Crime Victim Compensation Commission, the Hawaii Correctional System Oversight Commission, Community Alliance on Prisons and Mothers Against Drunk Driving. Your Committee received written comments from the Legislative Reference Bureau and one individual.

Your Committee has amended this measure by:

- (1) Naming the Hawaii Correctional System Oversight Commission Chair or designee as the chairperson of this task force, replacing the Judiciary, but retaining the Judiciary as a member of the task force; and
- (2) Adding the Crime Victim Compensation Commission as a member of the task force; and
- (3) Requiring a report from the task force by October 21, 2024; and
- (4) Requiring that the task force work with the Hawaii Criminal Justice Data Center under the Attorney General and the Criminal Justice Research Institute and the Judiciary in compiling the report; and
- (5) Amending its title in accordance with the mentioned changes.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 23, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 23, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1905 Consumer Protection & Commerce on H.R. No. 6

The purpose of this measure is to request that the Department of Human Services Med-QUEST Division, in collaboration with the Department of Commerce and Consumer Affairs, expand the types of qualified providers allowed to provide lactation consultant services for the Medicaid population in the State.

The Academy of Lactation Policy and Practice, Hawaii Medical Service Association, Hawaii Maternal & Infant Health Collaborative, and two individuals supported this measure. The Department of Human Services and Department of Commerce and Consumer Affairs submitted comments.

Your Committee has amended this measure by clarifying that the Department of Human Services Med-QUEST Division is requested to take any steps necessary to obtain necessary approvals, create internal processes, and expand access to appropriate providers who have obtained International Board of Lactation Consultant Examiners certification.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 6, H.D. 1, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 6, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Lowen).

SCRep. 1906 Consumer Protection & Commerce on H.C.R. No. 7

The purpose of this measure is to request that the Department of Human Services Med-QUEST Division, in collaboration with the Department of Commerce and Consumer Affairs, expand the types of qualified providers allowed to provide lactation consultant services for the Medicaid population in the State.

The Academy of Lactation Policy and Practice, Hawaii Medical Service Association, Hawaii Maternal & Infant Health Collaborative, and two individuals supported this measure. The Department of Human Services and Department of Commerce and Consumer Affairs submitted comments.

Your Committee has amended this measure by clarifying that the Department of Human Services Med-QUEST Division is requested to take any steps necessary to obtain necessary approvals, create internal processes, and expand access to appropriate providers who have obtained International Board of Lactation Consultant Examiners certification.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 7, H.D. 1, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 7, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Lowen).

SCRep. 1907 Consumer Protection & Commerce on H.R. No. 106

The purpose of this measure is to urge the Real Estate Commission to develop policies and programs to inform and educate condominium association owners and board members of certain matters to promote the efficient administration of condominium associations.

The Real Estate Commission, Hawaii Council of Associations of Apartment Owners, Hui 'Oia'i'o, and several individuals testified in support.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 106 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Lowen).

SCRep. 1908 Consumer Protection & Commerce on H.C.R. No. 99

The purpose of this measure is to urge the Real Estate Commission to develop policies and programs to inform and educate condominium association owners and board members of certain matters to promote the efficient administration of condominium associations.

The Real Estate Commission, Hawaii Council of Associations of Apartment Owners, Hui 'Oia'i'o, and several individuals testified in support. One individual offered comments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 99 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Lowen).

SCRep. 1909 Consumer Protection & Commerce on H.R. No. 45

The purpose of this measure is to urge the Public Utilities Commission to reevaluate and adopt administrative rules relating to the removal of abandoned or double utility poles, lines, and equipment.

The Department of Commerce and Consumer Affairs, Public Utilities Commission, Hawaiian Electric, and Hawaiian Telcom offered comments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 45 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Lowen).

SCRep. 1910 Consumer Protection & Commerce on H.C.R. No. 41

The purpose of this measure is to urge the Public Utilities Commission to reevaluate and adopt administrative rules relating to the removal of abandoned or double utility poles, lines, and equipment.

The Department of Commerce and Consumer Affairs, Public Utilities Commission, Hawaiian Electric, and Hawaiian Telcom offered comments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 41 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Lowen).

SCRep. 1911 Consumer Protection & Commerce on H.R. No. 46

The purpose of this measure is to request the Department of Human Services to immediately cease intercepting Social Security payments for children in foster care and to deposit these Social Security payments into savings accounts that may be accessed by foster children when they return to their families, are adopted, or age out of foster care.

The Department of Human Services offered comments.

Your Committee notes that the Department of Human Services uses a foster child's Social Security payments to help pay for foster care expenses of the child. The Department indicated that general fund appropriations will be required to meet the expenses of the State's foster care program should the State forego using Social Security benefits to reimburse foster board costs. Your Committee supports continued efforts to examine these fiscal concerns as this measure moves through the legislative process.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 46 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Lowen).

SCRep. 1912 Consumer Protection & Commerce on H.C.R. No. 42

The purpose of this measure is to request the Department of Human Services to immediately cease intercepting Social Security payments for children in foster care and to deposit these Social Security payments into savings accounts that may be accessed by foster children when they return to their families, are adopted, or age out of foster care.

The Department of Human Services offered comments.

Your Committee notes that the Department of Human Services uses a foster child's Social Security payments to help pay for foster care expenses of the child. The Department indicated that general fund appropriations will be required to meet the expenses of the State's foster care program should the State forego using Social Security benefits to reimburse foster board costs. Your Committee supports continued efforts to examine these fiscal concerns as this measure moves through the legislative process.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 42 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 10. Noes, none. Excused, 1 (Lowen).

SCRep. 1913 Finance on S.B. No. 296

The purpose of this measure is to require:

- (1) The Governor and state agencies to recommend a date by which statutorily required reports must be submitted to the Legislature and identify any reports that should not be subject to that uniform date and the reasons thereof; and
- (2) The Governor to propose legislation to implement the proposed deadline and streamline existing reporting requirements by repealing or consolidating any duplicative, obsolete, or extraneous reports.

Your Committee did not receive any testimony on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 296, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1914 Finance on S.B. No. 699

The purpose of this measure is to:

- (1) Establish a State Capitol Tours Program;
- (2) Establish two full-time equivalent positions within the Office of the Governor to provide Capitol tours; and
- (3) Appropriate funds for the two positions, individual audio systems for self-guided tours, and production of tour materials and signage.

Your Committee did not receive any written testimony on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 699, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1915 Finance on S.B. No. 438

The purpose of this measure is to amend the time frame and criteria for deeming an application for licensure or examination abandoned under the Professional and Vocational Licensing Act.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs. Your Committee received comments on this measure from the Board of Nursing.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 438 and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kila, Nishimoto).

SCRep. 1916 Finance on S.B. No. 1027

The purpose of this measure is to:

- (1) Replace the existing Mixed Martial Arts Program with a new regulatory framework under the authority of a Combat Sports Commission of Hawaii; and
- (2) Appropriate funds for positions for the Combat Sports Commission of Hawaii.

Your Committee received testimony in support of this measure from five individuals. Your Committee received testimony in opposition to this measure from the Department of Commerce and Consumer Affairs.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1027, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kila, Nishimoto).

SCRep. 1917 Finance on S.B. No. 1327

The purpose of this measure is to authorize the Public Utilities Commission to use electronic filing processes, including electronic service of documents, under the statutory chapters regulating public utilities, motor carriers, and water carriers.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs, Public Utilities Commission, and Hawaiian Telcom.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1327, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kila, Nishimoto).

SCRep. 1918 Finance on S.B. No. 710

The purpose of this measure is to appropriate funds for an education and reentry program for incarcerated women, to be administered by the University of Hawaii Windward Community College.

Your Committee received testimony in support of this measure from the Department of Education, Department of Public Safety, Community Alliance on Prisons, Hawai'i Friends of Restorative Justice, Women's Prison Project, and ten individuals. Your Committee received comments on this measure from the Department of the Attorney General and University of Hawai'i System.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 710, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1919 Finance on S.B. No. 712

The purpose of this measure is to appropriate funds for the University of Hawaii Windward Community College to support a level I trauma-informed certification program for adult corrections officers in the State.

Your Committee received testimony in support of this measure from the Judiciary; Department of Public Safety; Department of Health; Hawaii Correctional System Oversight Commission; State Council on Mental Health; Office of Wellness and Resilience of the Office of the Governor; United Public Workers, AFSCME Local 646, AFL-CIO; Hawai'i Friends of Restorative Justice; Women's Prison Project; Hawaii Substance Abuse Coalition; Opportunity Youth Action Hawai'i; and eleven individuals. Your Committee received comments on this measure from the University of Hawai'i System.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 712, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1920 Finance on S.B. No. 1163

The purpose of this measure is to appropriate funds for civilian auxiliary aviation services performed by the Civil Air Patrol.

Your Committee received testimony in support of this measure from the Hawai'i Emergency Management Agency.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1163, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1921 Finance on S.B. No. 732

The purpose of this measure is to establish the second Monday in October of each year as Indigenous Peoples' Day.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs, Rainbow Family 808, Stonewall Caucus of the Democratic Party of Hawai'i, Volcano School of Arts & Sciences, and one individual. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from the Department of Human Resources of the City and County of Honolulu.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 732, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1922 Finance on S.B. No. 844

The purpose of this measure is to authorize the issuance of special number plates to recognize and honor Mālama Pu'uloa.

Your Committee received testimony in support of this measure from Hui O Ho'ohouua dba Mālama Pu'uloa and two individuals. Your Committee received comments on this measure from the Ali'i Pauahi Hawaiian Civic Club.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 844, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1923 Finance on S.B. No. 1532

The purpose of this measure is to:

- (1) Establish the Hawaii Leadership Awards Program to honor persons who have made considerable and outstanding contributions to the State in their respective fields and who serve as an inspiration to others;
- (2) Establish the Hawaii Leadership Awards Selection Committee to select awardees; and
- (3) Appropriate funds to establish and administer the Hawaii Leadership Awards Program, to be expended by the State Foundation on Culture and the Arts.

Your Committee received testimony in support of this measure from the State Foundation on Culture and the Arts.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1532, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1924 Finance on S.B. No. 7

The purpose of this measure is to make housekeeping amendments to clarify certain references to the School Facilities Authority used in section 302A-1151.1, Hawaii Revised Statutes.

Your Committee received testimony in support of this measure from the School Facilities Authority.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 7, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1925 Finance on S.B. No. 107

The purpose of this measure is to:

- (1) Require a majority of the members of the Board of Education, rather than the Governor, to elect a chairperson from among the members of the Board;
- (2) Authorize the members of the Board of Education to annually elect a chairperson upon the start of the next confirmed term for Board members; and
- (3) Repeal the requirement that the chairperson of the Board of Education be an at-large member.

Your Committee received comments on this measure from the Board of Education.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 107, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1926 Finance on S.B. No. 156

The purpose of this measure is to require the Board of Education to:

- (1) Hold no less than six community forums annually, with at least one community forum in each county;
- (2) Include an open forum for public comments on non-agenda items; and
- (3) Report to the Legislature on implementing the open forums.

Your Committee received comments on this measure from the Board of Education.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 156, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1927 Finance on S.B. No. 531

The purpose of this measure is to require the Executive Director of the School Facilities Authority to be appointed by the School Facilities Authority Board, rather than by the Governor.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of the Attorney General.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 531, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1928 Finance on S.B. No. 830

The purpose of this measure is to require each Department of Education school and public charter school to establish a critical emergency response team.

Your Committee received testimony in support of this measure from seven individuals. Your Committee received comments on this measure from the Department of the Attorney General, Department of Education, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 830, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1929 Finance on S.B. No. 1022

The purpose of this measure is to:

- (1) Amend the composition and qualifications of the Early Learning Board;
- (2) Establish general qualifications for the members of the Early Learning Board appointed by the Governor; and
- (3) Require the Early Learning Board to establish an Early Learning Stakeholder Advisory Council.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of the Attorney General and Early Learning Board.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1022, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1930 Finance on S.B. No. 1232

The purpose of this measure is to temporarily authorize the State Librarian to:

- (1) Impose and collect rates, rents, fees, fines, and charges for the use of state library facilities and revise the rates, rents, and fees with approval of the Board of Education; and

(2) Prescribe procedures relating to certain costs, fines, and fees without regard to chapter 91, Hawaii Revised Statutes.

Your Committee received testimony in support of this measure from the Hawaii State Public Library System.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1232, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1931 Finance on S.B. No. 155

The purpose of this measure is to appropriate funds for the University of Hawaii Maui College's Office of International and Regional Partnerships to subsidize travel expenses and tuition for students to study abroad.

Your Committee received comments on this measure from the University of Hawaii System.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 155, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1932 Finance on S.B. No. 281

The purpose of this measure is to establish a state income tax deduction for eligible contributions made to a college savings program established under chapter 256, Hawaii Revised Statutes.

Your Committee received testimony in support of this measure from the State Council on Developmental Disabilities. Your Committee received testimony in opposition to this measure from the Securities Industry and Financial Markets Association and Securities Industry Association of Hawaii. Your Committee received comments on this measure from the Department of Budget and Finance, Department of Taxation, Hawaii Association of Independent Schools, Hawaii Council of Private Schools, Tax Foundation of Hawaii, and two individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 281, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1933 Finance on S.B. No. 1317

The purpose of this measure is to:

- (1) Transfer the Hawaii Broadband and Digital Equity Office from the Department of Business, Economic Development, and Tourism to the Office of the Lieutenant Governor on a temporary, four-year basis;
- (2) Provide the matching funds required to receive federal funds for state broadband initiatives; and
- (3) Require the Office of the Lieutenant Governor to convene and chair the working group established pursuant to Act 231, Session Laws of Hawaii 2022.

Your Committee received testimony in support of this measure from the Office of the Lieutenant Governor; Department of Business, Economic Development, and Tourism; Department of Education; University of Hawai'i System; State Council on Developmental Disabilities; Vibrant Hawai'i; Hawaii Broadband Hui; AARP Hawai'i; AlohaCare; and Maui Chamber of Commerce.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1317, S.D. 3, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1934 Finance on S.B. No. 1413

The purpose of this measure is to require the University of Hawaii to grant resident tuition fees for enrollment at any University of Hawaii campus to individuals who have graduated from a Hawaii high school and are enrolling in an undergraduate degree program, under certain conditions.

Your Committee received testimony in support of this measure from the Department of Education and University of Hawai'i System. Your Committee received comments on this measure from the Board of Regents of the University of Hawai'i.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1413, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1935 Finance on S.B. No. 968

The purpose of this measure is to require the Department of Accounting and General Services to:

- (1) In collaboration with the Department of Transportation, develop, implement, administer, and manage separate programs to allow two or more public employees to share the cost of a parking stall and allow multiple cars to use that stall;
- (2) In collaboration with identified state agencies, conduct a study to determine the demand for, and feasibility and costs of, installing electric vehicle charging stations at newly constructed state employee and public parking facilities and retrofitting existing state employee and public parking facilities to accommodate electric vehicle charging stations; and
- (3) Submit a report to the Legislature prior to the Regular Session of 2024.

Your Committee received testimony in support of this measure from the Department of Transportation, Climate Protectors Hawai'i, Kauai Climate ACTION Coalition, and six individuals. Your Committee received comments on this measure from the Department of Accounting and General Services, Hawai'i

Climate Change Mitigation & Adaptation Commission, Hawai'i State Energy Office, Hawai'i Bicycling League, Big Island Electric Vehicle Association, 350Hawaii.org, Ulupono Initiative, Our Revolution Hawaii, and seven individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 968, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1936 Finance on S.B. No. 1024

The purpose of this measure is to:

- (1) Establish long-term goals for zero-emissions transportation in Hawaii to reduce and eliminate transportation emissions;
- (2) Establish the Clean Ground Transportation Working Group and Interisland Clean Transportation Working Group;
- (3) Require the working groups to submit annual reports to the Hawaii Climate Change Mitigation and Adaptation Commission and the Legislature; and
- (4) Require the Department of Transportation, Office of Planning and Sustainable Development, and Hawaii State Energy Office to develop electric charging capacity plans in coordination with the working groups and allow continued access to high-occupancy vehicle lanes, and develop and implement other zero-emissions transportation options.

Your Committee received testimony in support of this measure from the Hawai'i State Energy Office, Hawai'i Climate Change Mitigation and Adaptation Commission, Oahu Metropolitan Planning Organization, Climate Protectors Hawai'i, Big Island Electric Vehicle Association, Hawaiian Airlines, Kauai Climate Action Coalition, Blue Planet Foundation, Alliance for Automotive Innovation, Ulupono Initiative, and eleven individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Transportation, Office of Planning and Sustainable Development, and Hawaii Automobile Dealers' Association.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1024, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1937 Finance on S.B. No. 1535

The purpose of this measure is to allow the Director of Transportation to exempt certain ground transportation facility projects from historic preservation review and the environmental impact statement law, subject to certain conditions.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Department of Transportation, Department of Transportation Services of the City and County of Honolulu, and Hawai'i Bicycling League. Your Committee received comments on this measure from the Office of Planning and Sustainable Development.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1535, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1938 Finance on S.B. No. 86

The purpose of this measure is to require:

- (1) The Department of Agriculture, in coordination with the Office of Planning and Sustainable Development, to update the State Agriculture Functional Plan to include other agricultural economic updates that expand the State's priority on food by increasing local food self-sufficiency and exports; and
- (2) The Governor to submit the updated plan to the Legislature prior to the Regular Session of 2026.

Your Committee received testimony in support of this measure from the Wailoa River and Reeds Bay Boating and Users Association, HFACT, Kauai Climate Action Coalition, Hawai'i Farm Bureau, and two individuals. Your Committee received comments on this measure from the Department of Agriculture, Office of Planning and Sustainable Development, Hawai'i Farmers Union United, Environmental Caucus of the Democratic Party of Hawai'i, and two individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 86, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kila, Nishimoto).

SCRep. 1939 Finance on S.B. No. 430

The purpose of this measure is to establish the Hawaii Farm to Food Bank Program to relieve food shortages by providing financial support for the distribution of fresh, locally grown or locally produced food to residents, including low-income and unemployed families and individuals, and appropriate funds for the program.

Your Committee received testimony in support of this measure from the Department of Agriculture; Maui County Council; Hawaii Food+ Policy; Hawai'i Farm Bureau; Hawaii Cattlemen's Council, Inc.; Hawai'i Children's Action Network Speaks!; Obesity Prevention Task Force of the Hawai'i Public Health Institute; 350Hawaii.org; Hawai'i Farmers Union United; Hawai'i Hunger Action Network; Ulupono Initiative; and four individuals. Your Committee received comments on this measure from the Department of Budget and Finance, Office of Hawaiian Affairs, Office of Community Services, Hawai'i Food Bank, and Hawai'i Primary Care Association.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 430, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kila, Nishimoto).

SCRep. 1940 Finance on S.B. No. 652

The purpose of this measure is to require and appropriate funds to the Department of Agriculture to:

- (1) Mitigate and control infestations of the two-lined spittlebug, take measures to reduce the population of two-lined spittlebugs, and undertake recovery efforts for lands damaged by the two-lined spittlebug; and
- (2) Establish a five-year pilot program to mitigate and control the significant increase in the population of feral chickens and pigs throughout the State.

Your Committee received testimony in support of this measure from Puna Flower Power; Hawai'i Farm Bureau; Land Use Research Foundation of Hawaii; Kualoa Ranch; Ulupono Initiative; Volcano Isle Fruit Co, Inc.; and seven individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources; University of Hawai'i System; Department of Agriculture; McCandless Ranch; Ponoholo Ranch; Kealia Ranch; Larry Jefts Farms, LLC; Hawaii Cattleman's Council; Big Island Invasive Special Committee; and three individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 652, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Kila, Nishimoto).

SCRep. 1941 Finance on S.B. No. 743

The purpose of this measure is to:

- (1) Broaden the scope of the subsidy program for pesticides to combat coffee berry borer and coffee leaf rust to include fertilizers and rename the program and manager position as the Pesticide and Fertilizer Subsidy Program and Pesticide and Fertilizer Subsidy Program Manager, respectively;
- (2) Extend the sunset date for the Pesticide and Fertilizer Subsidy Program to June 30, 2025, and the Program Manager position, including the position's civil service and collective bargaining laws exemption, to June 30, 2026; and
- (3) Appropriate funds for the operation and implementation of the Pesticide and Fertilizer Subsidy Program.

Your Committee received testimony in support of this measure from one member of the Hawai'i County Council; Ma'alahi Farm; Kona Bae Farm; Synergistic Hawai'i Agriculture Council; Hawai'i Farm Bureau; Huahua Farm; Mai Mahealani Farm; Kanalani Ohana Farm; Hawaii Coffee Growers Association; Kona Coffee Farmers Association; The Four Sens, LLC; Hawaii Coffee Association; and three individuals. Your Committee received comments on this measure from the Department of Agriculture and University of Hawai'i System.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 743, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Kila, Nishimoto).

SCRep. 1942 Finance on S.B. No. 744

The purpose of this measure is to direct the Hawaii Invasive Species Council to amend its administrative rules to classify the fungal pathogen that causes Coffee Leaf Rust as an invasive species and to expend any available funding for mitigation efforts, research, and prevention or control actions for Coffee Leaf Rust.

Your Committee received testimony in support of this measure from one member of the Hawai'i County Council; Ma'alahi Farm; Kona Bae Farm; Synergistic Hawaii Agriculture Council; Hawai'i Farm Bureau; Huahua Farm; Hawaii Coffee Growers Association; Kona Coffee Farmers Association; Volcano Isle Fruit Co, Inc.; Hawaii Coffee Association; and four individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources and Department of Agriculture.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 744, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Kila, Nishimoto).

SCRep. 1943 Finance on S.B. No. 782

The purpose of this measure is to establish a grant program within the Department of Agriculture to provide grants to taro farmers to meet the costs of cultivating taro for consumption and appropriate funds for the Department to provide grants under the program.

Your Committee received testimony in support of this measure from the Department of Agriculture, Office of the Mayor of the County of Maui, Hawai'i Food+ Policy, Hawai'i Farm Bureau, Hawai'i Farmers Union United, Hawai'i Alliance for Progressive Action, and one individual. Your Committee received comments on this measure from the Office of Hawaiian Affairs.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 782, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Kila, Nishimoto).

SCRep. 1944 Finance on S.B. No. 818

The purpose of this measure is to:

- (1) Transfer the business, processing, distribution, and marketing functions of the Aquaculture Program from the Department of Agriculture to the Agribusiness Development Corporation; and
- (2) Appropriate funds to the Agribusiness Development Corporation for the Aquaculture Program and development of an aquaculture park.

Your Committee received testimony in support of this measure from the Agribusiness Development Corporation. Your Committee received testimony in opposition to this measure from the Department of Agriculture and two individuals. Your Committee received comments on this measure from the Hawaii Aquaculture & Aquaponics Association, Pacific Hybreed Inc., Aquaculture Planning & Advocacy LLC, Hiplan, and three individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 818, S.D. 1, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kila, Nishimoto).

SCRep. 1945 Finance on S.B. No. 1552

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources to support the Hawaii Ant Lab in mitigating the effects of little fire ants in the State.

Your Committee received testimony in support of this measure from the Department of Agriculture; Hawaii Ant Lab; Puna Flower Power; Ma'alahi Farm; Kona Bae Farm; Synergistic Hawaii Agriculture Council; Hawai'i Farm Bureau; Huahua Farm; Big Island Invasive Species Committee; Kona Coffee Farmers Association; Daifukuji Soto Mission; The Four Sens, LLC; Volcano Isle Fruit Co., Inc.; Stop LFA Kōhala; and eight individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1552, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kila, Nishimoto).

SCRep. 1946 Finance on S.B. No. 629

The purpose of this measure is to require contracts entered into by the Hawaii Tourism Authority for management of the Hawai'i Convention Center facility to include marketing for all uses of the facility.

Your Committee received testimony in opposition to this measure from the Marriot International, Hawaii Market. Your Committee received comments on this measure from the Hawai'i Tourism Authority.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 629, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Ward). Noes, none. Excused, 2 (Kila, Nishimoto).

SCRep. 1947 Finance on S.B. No. 945

The purpose of this measure is to:

- (1) Establish a Special Purpose Digital Currency License Program to replace the Digital Currency Innovation Lab; and
- (2) Allow, for six months, any company participating in the Digital Currency Innovation Lab on June 30, 2023, to continue operations if a complete application for licensure is submitted to the Division of Financial Institutions by March 1, 2024.

Your Committee received testimony in support of this measure from the Hawaii Technology Development Corporation and two individuals. Your Committee received testimony in opposition to this measure from eight individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Grassroot Institute of Hawaii, and Cryptokenikeneni Project.

Your Committee has amended this measure by:

- (1) Changing the appropriation out of the Compliance Resolution Fund to an unspecified amount;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 945, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 945, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Ward). Noes, none. Excused, 2 (Kila, Nishimoto).

SCRep. 1948 Finance on S.B. No. 1502

The purpose of this measure is to:

- (1) Authorize the Department of Transportation to regulate the parking of shared cars at state airports;
- (2) Authorize the counties to regulate the parking of shared cars on highways under their jurisdiction; and
- (3) Amend the required coverage for shared cars that are made available through a peer-to-peer car sharing program.

Your Committee received testimony in support of this measure from Getaround, Turo, and one individual. Your Committee received testimony in opposition to this measure from the Hawaii Association for Justice. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs and Office of Consumer Protection.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1502, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1502, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Alcos). Noes, none. Excused, 2 (Kila, Nishimoto).

SCRep. 1949 Consumer Protection & Commerce on S.B. No. 746

The purpose of this measure is to support Hawaii's coffee growers by:

- (1) Expanding the coffee labeling and advertising requirements to include ready-to-drink coffee beverages and inner packages and inner wrapping labels given to customers;
- (2) Requiring disclosure on the label of coffee blends of the respective geographic and regional origins and percent by weight of the blended coffees; and
- (3) Prohibiting use of the term "All Hawaiian" in labeling or advertising for roasted coffee or instant coffee not produced entirely from green coffee beans grown and processed in Hawaii.

Your Committee received testimony in support of this measure from the Department of Agriculture; two members of the Hawai'i County Council; Hawai'i Alliance for Progressive Action; Kanalani Ohana Farm; Ma'alaha Farm; Kona Bae Farm; Rancho Aloha Coffee Farm; Hawaii Island Forest Stewards; Kahili Kona Farm; Hawai'i Farm Bureau; Hawai'i Farmers Union United; Synergistic Hawai'i Agriculture Council; The Four Sens, LLC; Kona Coffee Farmers Association; Hawaii's Thousand Friends; Absolute Palate LLC; Chamber of Sustainable Commerce; Cyanotech Corporation; Hawaii Coffee Association; Kona-Kohala Chamber of Commerce; and eight individuals.

Your Committee finds that fraudulent representations as to a product's geographic origin produces a two-fold harm. First, the fraudulent representation injures the consumer by undermining the consumer's choice, including the consumer's loyalty to or perceived quality of the geographic origin. Second, the fraudulent representation harms the producers by diminishing the value of that geographic identifier and harming its reputation. Your Committee further finds that while existing law provides protections from fraudulent representations on the labeling or advertising of instant or roasted coffee, these same protections do not extend to the ever-growing and very popular market of ready-to-drink coffee beverages. This measure bolsters the protections of geographic indicators of coffee grown in the State, thereby protecting consumers from fraud and deception in coffee labeling and advertising and preserving the integrity and reputation of Hawaii-grown coffee.

Your Committee notes that while the coffee labeling law allows for the use of "All Hawaiian" for certain coffee products in which one hundred percent by weight of the coffee in the coffee product is grown and processed in the State, the coffee products that do not meet this criteria continue to be eligible for the "Made in Hawaii" designation under section 486-119, Hawaii Revised Statutes, as long as those products meet the requirements for that designation.

Your Committee has amended this measure by:

- (1) Specifying that the labeling and advertising requirements apply if the applicable products are produced in whole or in part from Hawaii-grown and Hawaii-processed green coffee beans;
- (2) Clarifying that the application of the labeling and advertising requirements to the inner packages and inner wrapping labels are specific to the inner packages and inner wrapping labels of roasted coffee, instant coffee, and ready-to-drink coffee beverages;
- (3) Specifying that the application of the labeling and advertising requirements to ready-to-drink coffee beverages does not extend to made-to-order beverages; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 746, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 746, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Belatti).

SCRep. 1950 Consumer Protection & Commerce on S.B. No. 516

The purpose of this measure is to require a producer of any hemp product to include the following in the identity statement used for labeling or advertising any hemp product:

- (1) The percentage of Hawaii-grown hemp in the hemp product; and
- (2) For any hemp product not from Hawaii, the origin of the hemp and percentage of the hemp from the origin outside Hawaii.

Your Committee received testimony in support of this measure from the Department of Agriculture, Kanalani Ohana Farm, Hawai'i Farmers Union United, Hawai'i Farm Bureau, Hawai'i Sustainable Farms, 'Ai Pohaku-The Stone Eaters, Hawai'i Hemp Farmers Association, and ten individuals. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that fraudulent representations as to a product's geographic origin produces a two-fold harm. First, the fraudulent representation injures the consumer by undermining the consumer's choice, including the consumer's loyalty to or perceived quality of the geographic origin. Second, the fraudulent representation harms the producers by diminishing the value of that geographic identifier and harming its reputation. Your Committee further finds that hemp is a versatile agricultural product with potential to diversify the State's economy and, as such, is deserving of protection as to any geographic identifier. This measure protects consumers and producers by ensuring that hemp grown in the State is labeled as such and hemp grown outside the State is labeled with an appropriate origin.

Your Committee has amended this measure by:

- (1) Clarifying that the requirements on an identity statement used for labeling or advertising hemp products apply to Hawaii-grown and Hawaii-processed hemp;
- (2) Clarifying that for purposes of identifying an origin other than the State, that the identity statement must identify the country or state of origin;
- (3) Specifying that, for a hemp product in which one hundred percent of the hemp is grown and processed in the State, the identity statement for labeling or advertising may contain the term "All Hawaiian"; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

Your Committee notes that while this measure provides for the use of "All Hawaiian" for hemp products in which one hundred percent of the hemp is grown and processed in the State, hemp products that do not meet this criteria continue to be eligible for the "Made in Hawaii" designation under section 486-119, Hawaii Revised Statutes, as long as those products meet the requirements for that designation.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 516, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 516, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 10. Noes, none. Excused, 1 (Belatti).

SCRep. 1951 Finance on S.B. No. 1488

The purpose of this measure is to require and appropriate funds for the University of Hawaii College of Tropical Agriculture and Human Resources, in consultation with livestock industry stakeholders, to conduct a study to assess the effects of heat stress on beef cattle during interisland ocean transport and to inform potential future legislation relating to beef cattle interisland ocean transport and the safety of people, animals, and the environment.

Your Committee received testimony in support of this measure from the Department of Agriculture, University of Hawai'i College of Tropical Agriculture and Human Resources, Hawai'i Farm Bureau, Ponoholo Ranch, Kealia Ranch, Hawaii Cattlemen's Council, Animal Welfare Institute, and four individuals. Your Committee received comments on this measure from Animal Rights Hawai'i and one individual.

Your Committee has amended this measure by:

- (1) Changing the appropriation to an unspecified amount; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1488, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1488, S.D. 2, H.D. 3.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Kila, Nishimoto).

SCRep. 1952 Finance on S.B. No. 500

The purpose of this measure is to appropriate funds for the University of Hawaii at Manoa to establish three additional permanent full-time equivalent mental health practitioner positions within the Division of Student Success' Counseling and Student Development Center.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Associated Students of the University of Hawai'i, and three individuals.

Your Committee has amended this measure by leaving the number of full-time equivalent positions unspecified.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 500, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 500, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1953 Finance on S.B. No. 1586

The purpose of this measure is to appropriate funds to the University of Hawaii to establish five full-time equivalent positions at the College of Tropical Agriculture and Human Resources.

Your Committee received testimony in support of this measure from Puna Flower Power; Ulupono Initiative; Hawai'i Farm Bureau; Hawaii Cattlemen's Council, Inc.; University of Hawaii Professional Assembly; Associated Students of the University of Hawai'i; and eight individuals. Your Committee received comments on this measure from the University of Hawai'i System.

Your Committee has amended this measure by changing the number of full-time equivalent (FTE) positions to unspecified numbers.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1586, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1586, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1954 Finance on S.B. No. 971

The purpose of this measure is to:

- (1) Require the Department of Education to collect certain data on county bus pass usage for public high school and charter school students and report annually to the Legislature on the Department's findings and data collected; and
- (2) Appropriate funds to the Department of Education to provide bus passes for all public high school and charter school students.

Your Committee received testimony in support of this measure from the State Public Charter School Commission, Department of Transportation Services of the City and County of Honolulu, Ulupono Initiative, Democratic Party of Hawai'i Education Caucus, and one individual. Your Committee received comments on this measure from the Department of the Attorney General and Department of Education.

Your Committee has amended this measure by:

- (1) Clarifying that this measure applies to charter high school students rather than all charter school students;
- (2) Requiring the State Public Charter School Commission to collect certain data on county bus pass usage for charter high school students and report annually to the Legislature;
- (3) Inserting an appropriation of an unspecified amount for the State Public Charter School Commission to provide bus passes for all charter high school students; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 971, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 971, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 1955 Finance on S.B. No. 1534

The purpose of this measure is to:

- (1) Create a mileage-based road usage charge to replace state motor fuel taxes beginning on July 1, 2025, for electric vehicles;
- (2) Eliminate the \$50 annual state vehicle registration surcharge for electric vehicles;
- (3) Allow electric vehicle owners the option to pay a registration surcharge or a per-mile road usage fee until June 30, 2028;
- (4) Require certificates of inspection to note the odometer reading of vehicles;
- (5) Require motor vehicle registration applications to specify whether the type of fuel for which the vehicle is adapted is electricity;
- (6) Require the Department of Transportation to plan for the deployment of a state mileage-based road user charge program by 2033 and submit a report to the Legislature before the Regular Session of 2026; and
- (7) Appropriate funds for the initial implementation of the state mileage-based road user charge.

Your Committee received testimony in support of this measure from six individuals. Your Committee received comments on this measure from the Department of Transportation, Hawai'i State Energy Office, Tax Foundation of Hawaii, Big Island Electric Vehicle Association, Kauai Climate Action Coalition, Ulupono Initiative, Hawai'i Automobile Dealers' Association, and two individuals.

Your Committee has amended this measure by:

- (1) Changing the cents per mile traveled calculation for the state mileage-based road usage charge to an unspecified amount;
- (2) Changing the cap of the state mileage-based road usage charge to an unspecified amount;
- (3) Changing the registration surcharge that may be paid in lieu of the state mileage-based road usage charge for electric vehicle owners to an unspecified amount; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1534, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1534, S.D. 2, H.D. 3.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, 2 (Alcos, Ward). Excused, none.

SCRep. 1956 Finance on S.B. No. 304

The purpose of this measure is to:

- (1) Beginning July 1, 2025, establish a Visitor Impact Fee Program within the Department of Land and Natural Resources to collect a fee for a license to visit a state park, forest, hiking trail, or other state natural area;
- (2) Establish and appropriate funds into and out of the Visitor Impact Special Fund for the Visitor Impact Fee Strategic Plan;
- (3) Require the Department of Land and Natural Resources to report to the Legislature on the creation and implementation of the Visitor Impact Fee Strategic Plan; and
- (4) Appropriate funds for positions to administer the Visitor Impact Fee Program.

Your Committee received testimony in support of this measure from the Office of the Governor; Department of the Attorney General; Office of Planning and Sustainable Development; Hawai'i Climate Change Mitigation & Adaptation Commission; Hawai'i Tourism Authority; He'eia National Estuarine Research Reserve; Surfrider Foundation, Maui Chapter; Hui Maka'āinana o Makana; Kohola Film Project; Kauai Women's Caucus; Kauai Farm Planning; Surfrider Foundation, O'ahu Chapter; Kauai Climate Action Coalition; Pacific Whale Foundation; Hawai'i Lodging & Tourism Association; Imua Alliance; Maui Hotel & Lodging Association; Climate Protectors Hawai'i; Maui Chamber of Commerce; and numerous individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Land and Natural Resources, Kohala Coast Resort Association, Conservation International, Kanu Hawai'i, Kua'āina Ulu 'Auamo, Kupu, Surfrider Foundation Hawai'i, The Nature Conservancy, Hawai'i Alliance for Community-Based Economic Development, Sustainable Coastlines Hawai'i, Blue Planet Foundation, Hawai'i Reef and Ocean Coalition, Hawai'i Forest & Trail, Trust for Public Land, Hawai'i Alliance for Progressive Action, Hawai'i Youth Climate Coalition, Wastewater Alternatives & Innovations, National Tropical Botanical Garden, Young Progressives Demanding Action, The Conservationist Collective, Pono Hawai'i Initiative, Wild Kids, Parley for the Oceans, Reuse Hawai'i, Resources Legacy Fund, Mālama Pupuokea-Waimea, Hawai'i Land Trust, Papahānaumokuākea Marine Debris Project, Kuleana Coral Restoration, Zero Waste Hawai'i Island, Travel2Change, Mālama Maunaloa, Kailua Beach Adventures, Good Food Movement, Care About Climate, Protea Zero Waste Store, Agripelago, Native Ecosystem Services, Delphi Cinema, Keep it Simple Honolulu, North Shore Community Land Trust, Hawai'i Wildlife Fund, Kingdom Pathways, Kokonut Coalition, Excursionsure, Kokua Foundation, Tax Foundation of Hawaii, FM3 Research, Grassroot Institute of Hawaii, and one individual.

Your Committee has amended this measure by changing the visitor impact fee to an unspecified amount.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 304, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 304, S.D. 2, H.D. 3.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Kila, Nishimoto).

SCRep. 1957 Corrections, Military & Veterans on H.R. No. 104

The purpose of this measure is to request that all live fire training and aviation activities be relocated away from the Pu'uloa Range Training Facility.

Your Committee received testimony in support of this measure from the Ewa Neighborhood Board, Hui o Ho'ohonua, Sierra Club of Hawai'i, and ten individuals. Your Committee received testimony in opposition to this measure from the Hawaii Firearms Coalition, Pu'uloa Rifle and Pistol Club, and two individuals. Your Committee received comments on this measure from the United States Marine Corps.

Your Committee finds that the Pu'uloa Range Training Facility located near the Ewa Beach and Iroquois Point communities serves as a small-arms training facility for the United States Marine Corps. Due to the incessant noise pollution from the firing of weapons throughout the day and the risk of stray bullet impact to nearby schools and homes, many community members have expressed concerns about the Pu'uloa Range Training Facility and its impact on the community and environment. To address community safety and environmental impact concerns, this measure requests that all live fire training and aviation activities at the Pu'uloa Range Training Facility be relocated to a more suitable location.

Your Committee has amended this measure by:

- (1) Clarifying the recipients of the resolution to ensure copies are received by the appropriate military commands and higher headquarters; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Corrections, Military & Veterans that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 104, as amended herein, and recommends that it be referred to your Committee on Judiciary & Hawaiian Affairs in the form attached hereto as H.R. No. 104, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Ichiyama).

SCRep. 1958 Judiciary & Hawaiian Affairs on H.C.R. No. 8

The purpose of this measure is to urge the County Governments to review their respective government structure to identify organizational risks of corruption and ethical violations and to develop systematic improvements to such risks.

Your Committee received testimony in support from the Commission to Improve Standards of Conduct, the Hawaii State Ethics Commission, and one individual.

Your Committee finds that in order to implement the recommendations of the Commission to Improve Standards of Conduct, a review of each county's government structure, including identifying problems and developing systematic improvements that will prevent future situations involving corruption and ethical violations, is needed to help restore the public's trust in government.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 8 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1959 Judiciary & Hawaiian Affairs on H.R. No. 8

The purpose of this measure is to urge the counties to devote sufficient funding to their respective county ethics boards or commissions.

Your Committee received testimony in support from Holomua Collaborative.

Your Committee finds that many of the county ethics boards or commissions lack the necessary resources to adequately meet their constitutionally mandated obligations and that limited or no staffing prevents these county ethics boards or commissions from sufficiently investigating complaints, providing advice to current county employees, or offering trainings on how to follow the pertinent code of ethics.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 8 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1960 Judiciary & Hawaiian Affairs on H.C.R. No. 11

The purpose of this measure is to urge the counties to devote sufficient funding to their respective county ethics boards or commissions.

Your Committee received testimony in support from the Commission to Improve Standards of Conduct, the Hawaii State Ethics Commission, and Holomua Collaborative.

Your Committee finds that many of the county ethics boards or commissions lack the necessary resources to adequately meet their constitutionally mandated obligations and that limited or no staffing prevents these county ethics boards or commissions from sufficiently investigating complaints, providing advice to current county employees, or offering trainings on how to follow the pertinent code of ethics.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 11 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1961 Judiciary & Hawaiian Affairs on H.R. No. 75

The purpose of this measure is to encourage the facilitation of a path to citizenship for immigrants from parties to the Compacts of Free Association

Your Committee received testimony in support from the Hawaii Civil Rights Commission.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 75 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1962 Judiciary & Hawaiian Affairs on H.C.R. No. 74

The purpose of this measure is to encourage the facilitation of a path to citizenship for immigrants from parties to the Compacts of Free Association.

Your Committee received testimony in support from the Hawaii Civil Rights Commission and one individual.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 74 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1963 Judiciary & Hawaiian Affairs on H.R. No. 94

The purpose of this measure is to request the Office of Elections to prepare and submit a proposal to the Legislature on the cost and personnel required to prepare and distribute a voter information guide.

Your Committee received testimony in opposition from one individual.

Your Committee finds that one of the recommendations made by the Commission to Improve Standards of Conduct was to require the Office of Elections to prepare a voter information guide that includes candidate statements and statements on ballot questions and concurs with their recommendation.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 94 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1964 Judiciary & Hawaiian Affairs on H.C.R. No. 87

The purpose of this measure is to request the Office of Elections to prepare and submit a proposal to the Legislature on the cost and personnel required to prepare and distribute a voter information guide.

Your Committee received testimony with comments from the Office of Elections.

Your Committee finds that one of the recommendations made by the Commission to Improve Standards of Conduct was to require the Office of Elections to prepare a voter information guide that includes candidate statements and statements on ballot questions and concurs with their recommendation.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 87 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1965 Judiciary & Hawaiian Affairs on H.R. No. 95

The purpose of this measure is requesting the Judiciary to prepare a master development plan, including a capital improvement project request, to upgrade the South Kohala District Court.

Your Committee received testimony in support of this measure from the Hawaii State Judiciary, the Hawaii State Bar Association, and the Hawaii County Bar Association.

Your Committee finds that the serious lack of judiciary facilities in South Kohala can only be remedied by an objective evaluation of the demand for these facilities and a determination of how these needs can be met and that this evaluation and analysis would provide the necessary information to prepare a master development plan to upgrade the South Kohala District Court complex.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 95 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1966 Judiciary & Hawaiian Affairs on H.C.R. No. 88

The purpose of this measure is requesting the Judiciary to prepare a master development plan, including a capital improvement project request, to upgrade the South Kohala District Court.

Your Committee received testimony in support of this measure from the Hawaii State Judiciary, the Hawaii State Bar Association, and the Hawaii County Bar Association.

Your Committee finds that the serious lack of judiciary facilities in South Kohala can only be remedied by an objective evaluation of the demand for these facilities and a determination of how these needs can be met and that this evaluation and analysis would provide the necessary information to prepare a master development plan to upgrade the South Kohala District Court complex.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 88 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1967 Judiciary & Hawaiian Affairs on H.R. No. 126

The purpose of this measure is to request the Department of Hawaiian Home Lands to identify resources needed to execute a plan to repair homes for safe habitation.

Your Committee received testimony on this measure with comments from the Department of Hawaiian Home Lands. Your Committee received testimony in support from one individual.

Your Committee finds that properties in already-developed communities may be unoccupied for various reasons, including a pending transfer or the inability of lessees to afford to maintain the home, thereby rendering the home unlivable or unsafe. Unoccupied properties, if repaired, have the potential to house the existing lessees or new lessees of the Department of Hawaiian Home Lands.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 126 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Ganaden). Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1968 Judiciary & Hawaiian Affairs on H.C.R. No. 125

The purpose of this measure is to request the Department of Hawaiian Home Lands to identify resources needed to execute a plan to repair homes for safe habitation.

Your Committee received testimony on this measure with comments from the Department of Hawaiian Home Lands. Your Committee received testimony in support from one individual.

Your Committee finds that properties in already-developed communities may be unoccupied for various reasons, including a pending transfer or the inability of lessees to afford to maintain the home, thereby rendering the home unlivable or unsafe. Unoccupied properties, if repaired, have the potential to house the existing lessees or new lessees of the Department of Hawaiian Home Lands.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 125 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Ganaden). Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1969 Judiciary & Hawaiian Affairs on H.R. No. 150

The purpose of this measure is to request the Department of the Attorney General to investigate, review, and pursue all applicable civil claims and criminal charges against the owner and commercial operator of the yacht "Nakoa".

Your Committee received testimony on this measure with comments from the Department of Land and Natural Resources. Your Committee received testimony in support from two Councilmembers of the Maui County Council, the Save Honolua Coalition, and from twenty-six individuals.

Your Committee finds that the preservation of access to Honolua Bay and protection of the greater Honolua-Mokuleia Bay Marine Life Conservation District require timely and consistent enforcement of all applicable state laws and administrative rules governing the use of these areas.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 150 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Ganaden, Souza). Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1970 Judiciary & Hawaiian Affairs on H.C.R. No. 148

The purpose of this measure is to request the Department of the Attorney General to investigate, review, and pursue all applicable civil claims and criminal charges against the owner and commercial operator of the yacht "Nakoa".

Your Committee received testimony on this measure with comments from the Department of Land and Natural Resources. Your Committee received testimony in support from two Councilmembers of the Maui County Council, the Save Honolua Coalition, and from twenty-six individuals.

Your Committee finds that the preservation of access to Honolua Bay and protection of the greater Honolua-Mokuleia Bay Marine Life Conservation District require timely and consistent enforcement of all applicable state laws and administrative rules governing the use of these areas.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 148 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7; Ayes with Reservations (Ganaden, Souza). Noes, none. Excused, 3 (Holt, Ichiyama, Kong).

SCRep. 1971 Finance on S.B. No. 303

The purpose of this measure is to appropriate operating and capital improvement grants for fiscal year 2023-2024.

Your Committee received testimony in support of this measure from the Epilepsy Foundation; Catholic Charities Hawai'i; Hawaii Primary Care Association of Hawai'i; Parents and Children Together; Boy Scouts of America, Aloha Council; National Guard Conference Corporation of Hawaii; and one individual. Your Committee received comments on this measure from the Department of Labor and Industrial Relations.

Your Committee recognizes the great need in the State for services provided by non-governmental groups and nonprofit agencies. This measure provides grants-in-aid to help assist these organizations in better serving the community.

Your Committee has amended this measure by:

- (1) Inserting boilerplate tables to identify specific grant recipients as provided by the Department of Budget and Finance;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 303, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 303, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1972 Finance on S.B. No. 1314

The purpose of this measure is to exclude Medicare Part B premium reimbursement by the State and counties for the spouses of retired employees hired after June 30, 2023.

Your Committee received testimony in support of this measure from the Department of Budget and Finance. Your Committee received testimony in opposition to this measure from the State of Hawaii Organization of Police Officers and one individual. Your Committee received comments on this measure from the Hawaii Employer-Union Health Benefits Trust Fund Board of Trustees and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

Your Committee finds that the State and counties reimburse retirees and their spouses for Medicare Part B premiums, including spouses of retirees hired after June 30, 2001. The Hawaii Employer-Union Health Benefits Trust Fund Board of Trustees estimates that eliminating Medicare Part B premium reimbursements for spouses of employees hired on or after July 1, 2023, will reduce the State's future annual required contributions by \$1,200,000,000 over a thirty-year period. Retirees, vested employees, terminated employees, and current employees hired prior to July 1, 2023, will not be impacted by this measure.

Your Committee has amended this measure by changing the effective date to July 1, 2023.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1314, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1314, S.D. 2, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Ward).

SCRep. 1973 Finance on S.B. No. 1315

The purpose of this measure is to eliminate the reimbursements for income-related monthly adjustment amounts for new hires on or after July 1, 2023, and their spouses.

Your Committee received testimony in support of this measure from the Department of Budget and Finance. Your Committee received testimony in opposition to this measure from the State of Hawaii Organization of Police Officers. Your Committee received comments on this measure from the Hawaii Employer-Union Health Benefits Trust Fund Board of Trustees and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

Your Committee finds that the State and counties reimburse retirees and their spouses for Medicare Part B premiums, including income-related monthly adjustment amounts. An income-related monthly adjustment amount is added to the monthly Medicare Part B standard premium amount if the retiree's annual federal tax return income two years prior was over a certain threshold. The income-related monthly adjustment amount is assessed on retirees with 2020 federal tax return modified adjusted gross income of greater than \$91,000 and \$182,000 for single and joint filers, respectively, with the threshold adjusted annually.

Your Committee further finds that the State's approximate annual Medicare Part B premium reimbursement is \$98,000,000, of which approximately \$8,500,000 is the income-related monthly adjustment amount. The Hawaii Employer-Union Health Benefits Trust Fund estimates elimination of reimbursement of the income-related monthly adjustment amount for new hires on or after July 1, 2023, and their spouses, will reduce future state annual required contributions by \$400,000,000 over a thirty-year period.

Your Committee has amended this measure by changing the effective date to July 1, 2023.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1315, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1315, S.D. 2, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1974 Finance on S.B. No. 1373

The purpose of this measure is to clarify the allowable revenues to be deposited into the Executive Office on Aging Administrative Claiming Special Fund and the uses for which the special fund may be expended.

Your Committee received testimony in support of this measure from the Executive Office on Aging.

Your Committee finds that programs within the Executive Office on Aging are eligible to receive Medicaid administrative claiming funds. However, the existing statutory language and framework are narrow and unintentionally restrict the use of funds. This measure allows for monies within the Executive Office on Aging Administrative Claiming Special Fund to be used for programs within the Executive Office on Aging, thereby allowing the Office to provide broader services to more clients.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1373, S.D. 1, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1373, S.D. 1, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1975 Judiciary & Hawaiian Affairs on H.R. No. 73

The purpose of this measure is to urge the Office of Youth Services and Family Court of the First Judicial Circuit to collaborate in identifying processes, procedures, and strategies for partnering with community organizations to maximize rehabilitation and minimize recidivism for juvenile offenders.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs and Hawaii Youth Services. Your Committee received testimony with comments from the Department of Human Services and the Office of Youth Services.

Your Committee finds that studies have shown that youth who are connected to their culture and community are more successful and less likely to become involved in the juvenile justice system and that partnerships with community organizations may be an appropriate practice for the family court to be more culturally responsive to maximize rehabilitation and reduce recidivism.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 73, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Ilagan, Kong, Mizuno).

SCRep. 1976 Judiciary & Hawaiian Affairs on H.C.R. No. 72

The purpose of this measure is to urge the Office of Youth Services and Family Court of the First Judicial Circuit to collaborate in identifying processes, procedures, and strategies for partnering with community organizations to maximize rehabilitation and minimize recidivism for juvenile offenders.

Your Committee received testimony in support of this measure from the Hawaii State Judiciary, Office of Hawaiian Affairs, Hawaii Your Services Network, Debt Free Justice, Adult Friends for Youth, Opportunity Youth Action Hawaii, and two individuals. Your Committee received testimony with comments from the Department of Human Services and the Office of Youth Services.

Your Committee finds that studies have shown that youth who are connected to their culture and community are more successful and less likely to become involved in the juvenile justice system and that partnerships with community organizations may be an appropriate practice for the family court to be more culturally responsive to maximize rehabilitation and reduce recidivism.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 72, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Ilagan, Kong, Mizuno).

SCRep. 1977 Judiciary & Hawaiian Affairs on H.R. No. 114

The purpose of this measure is to urge for the establishment of a Native Hawaiian Intellectual Property Working Group to discuss policies and legislation with respect to Native Hawaiian Intellectual Property.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs, the Department of Business, Economic Development and Tourism (DBEDT), Kahuli Leo Le'a, Maui Council of the Association of Hawaiian Civic Clubs, Hydroponics Alternatives LLC, and fifteen individuals.

Your Committee finds that the laws of the State recognize the traditional customary rights of Native Hawaiians but do not expressly recognize and protect the collective intellectual property rights of the Native Hawaiian peoples, thus necessitating the establishment of a Native Hawaiian Intellectual Property Working Group.

Your Committee has amended this measure by:

- (1) Incorporating the suggested amendment of numerous testifiers to add following items beginning on page 2, line 31:
 - (A) WHEREAS, on October 3-5, 2003, the Paoakalani Declaration was compiled at the Native Hawaiian Intellectual Property Rights Conference to express Native Hawaiians' "collective right of self-determination to perpetuate our culture under threat of theft and commercialization of the traditional knowledge of Kanaka Maoli, our wahi pana and nā mea Hawai'i."
 - (B) WHEREAS, on August 21-22, 2021, the international coalition of kumu hula, Huamakahikina, convened to form and ratify the Huamakahikina Declaration on the Integrity, Stewardship, and Protection of Hula which states "There is insufficient protection for Kanaka Maoli culture and knowledge maintained, and embodied by, Hula. This includes infringement of the intellectual property rights to which Kumu Hula are entitled with respect to the Hula resources they steward and create."
- (2) Incorporating the suggested amendment of numerous testifiers to add the following item beginning on page 3, line 29:
 - (A) BE IT FURTHER RESOLVED, that the members of the Native Hawaiian Intellectual Property Working Group and the named organizations and entities will have the authority to include additional Native Hawaiian organizations and entities through consensus at their discretion.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 114, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 114, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Ilagan, Kong, Mizuno).

SCRep. 1978 Judiciary & Hawaiian Affairs on H.C.R. No. 108

The purpose of this measure is to urge for the establishment of a Native Hawaiian Intellectual Property Working Group to discuss policies and legislation with respect to Native Hawaiian Intellectual Property.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs, the Department of Business, Economic Development and Tourism (DBEDT), Kahuli Leo Le'a, Maui Council of the Association of Hawaiian Civic Clubs, Hydroponics Alternatives LLC, and fifteen individuals.

Your Committee finds that the laws of the State recognize the traditional customary rights of Native Hawaiians but do not expressly recognize and protect the collective intellectual property rights of the Native Hawaiian peoples, thus necessitating the establishment of a Native Hawaiian Intellectual Property Working Group.

Your Committee has amended this measure by:

- (1) Incorporating the suggested amendment of numerous testifiers to add following items beginning on page 2, line 32:
 - (A) WHEREAS, on October 3-5, 2003, the Paoakalani Declaration was compiled at the Native Hawaiian Intellectual Property Rights Conference to express Native Hawaiians' "collective right of self-determination to perpetuate our culture under threat of theft and commercialization of the traditional knowledge of Kanaka Maoli, our wahi pana and nā mea Hawai'i."
 - (B) WHEREAS, on August 21-22, 2021, the international coalition of kumu hula, Huamakahikina, convened to form and ratify the Huamakahikina Declaration on the Integrity, Stewardship, and Protection of Hula which states "There is insufficient protection for Kanaka Maoli culture and knowledge maintained, and embodied by, Hula. This includes infringement of the intellectual property rights to which Kumu Hula are entitled with respect to the Hula resources they steward and create."
- (2) Incorporating the suggested amendment of numerous testifiers to add the following item beginning on page 3, line 30:

(A) BE IT FURTHER RESOLVED, that the members of the Native Hawaiian Intellectual Property Working Group and the named organizations and entities will have the authority to include additional Native Hawaiian organizations and entities through consensus at their discretion.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 108, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 108, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Ilagan, Kong, Mizuno).

SCRep. 1979 Judiciary & Hawaiian Affairs on H.R. No. 204

The purpose of this measure is to urge the President of the United States to publish the Equal Rights Amendment as the Twenty-eighth Amendment to the Constitution of the United States.

Your Committee received testimony in support of this measure from three individuals.

Your Committee finds that the Equal Rights Amendment now meets the strict requirements of Article V of the Constitution of the United States and should be added as the Twenty-eighth Amendment.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 204 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Ilagan, Kong, Mizuno).

SCRep. 1980 Judiciary & Hawaiian Affairs on H.C.R. No. 200

The purpose of this measure is to urge the President of the United States to publish the Equal Rights Amendment as the Twenty-eighth Amendment to the Constitution of the United States.

Your Committee received testimony in support of this measure from three individuals.

Your Committee finds that the Equal Rights Amendment now meets the strict requirements of Article V of the Constitution of the United States and should be added as the Twenty-eighth Amendment.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 200 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Ilagan, Kong, Mizuno).

SCRep. 1981 Finance on H.R. No. 31

The purpose of this measure is to request that the Department of Taxation create a simplified N-11 form for use by individuals without taxable income that is subject to state income tax.

Your Committee received comments on this measure from the Department of Taxation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 31 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1982 Finance on H.C.R. No. 30

The purpose of this measure is to request that the Department of Taxation create a simplified N-11 form for use by individuals without taxable income that is subject to state income tax.

Your Committee received comments on this measure from the Department of Taxation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 30 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1983 Finance on H.R. No. 27

The purpose of this measure is to request the Auditor to conduct a performance audit of the operations and management of the Department of Land and Natural Resources' Division of Boating and Ocean Recreation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 27 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1984 Finance on H.C.R. No. 25

The purpose of this measure is to request the Auditor to conduct a performance audit of the operations and management of the Department of Land and Natural Resources' Division of Boating and Ocean Recreation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 25 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1985 Finance on H.R. No. 30

The purpose of this measure is to request the Department of Commerce and Consumer Affairs to study potential solutions and make recommendations for a long-term management plan for Sunset Memorial Park.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 30, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1986 Finance on H.C.R. No. 29

The purpose of this measure to request the Department of Commerce and Consumer Affairs to study potential solutions and make recommendations for a long-term management plan for Sunset Memorial Park.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 29, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1987 Finance on H.R. No. 35

The purpose of this measure is to request the Executive Office of Aging to conduct a study on the adequacy of elder care on Molokai and Lanai, and in East Maui.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 35, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1988 Finance on H.C.R. No. 34

The purpose of this measure is to request the Executive Office of Aging to conduct a study on the adequacy of elder care on Molokai and Lanai, and in East Maui.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 34, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1989 Finance on H.R. No. 41

The purpose of this measure is to request the Comptroller, in consultation with other state officials, to submit a report on the process and procedures for the transfer of funds to the Works of Art Special Fund.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 41, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1990 Finance on H.C.R. No. 37

The purpose of this measure is to request the Comptroller, in consultation with other state officials, to submit a report on the process and procedures for the transfer of funds to the Works of Art Special Fund.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 37, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1991 Finance on H.C.R. No. 96

The purpose of this measure is to request the Auditor to assess the social and financial effects of mandatory health insurance coverage for fertility preservation procedures for certain persons who have been diagnosed with cancer and whose cancer or cancer treatment may adversely affect their fertility.

Your Committee received testimony in support of this measure from Hawaii Society of Clinical Oncology, American Cancer Society, and Stonewall Caucus of the Democratic Party of Hawai'i. Your Committee received comments on this measure from Hawaii Medical Service Association.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 96 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 1992 Finance on H.C.R. No. 115

The purpose of this measure is to authorize the issuance of a term, non-exclusive easement covering a portion of State submerged lands at Kaneohe, Koolaupoko, Oahu, for the existing boat ramp and concrete wall, and for use, repair, and maintenance of the existing improvements constructed thereon.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 115, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1993 Finance on H.R. No. 110

The purpose of this measure is to request the Department of Land and Natural Resources and City and County of Honolulu to independently identify the roads, monuments, landmarks, and public parks within their respective jurisdictions that use the name "Diamond Head" and identify the process for renaming these roads, monuments, landmarks, and public parks from "Diamond Head" to "Lē'ahi".

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 110, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1994 Finance on H.C.R. No. 104

The purpose of this measure is to request the Department of Land and Natural Resources and City and County of Honolulu to independently identify the roads, monuments, landmarks, and public parks within their respective jurisdictions that use the name "Diamond Head" and identify the process for renaming these roads, monuments, landmarks, and public parks from "Diamond Head" to "Lē'ahi".

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 104, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1995 Finance on H.R. No. 113

The purpose of this measure is to urge the City and County of Honolulu to exempt from real property tax those property owners of residential units within one-half mile of an active municipal solid waste landfill or construction and demolition landfill or deemed to have been impacted by an active landfill to a degree that warrants such an exemption.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 113, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1996 Finance on H.C.R. No. 107

The purpose of this measure is to urge the City and County of Honolulu to exempt from real property tax those property owners of residential units within one-half mile of an active municipal solid waste landfill or construction and demolition landfill or deemed to have been impacted by an active landfill to a degree that warrants such an exemption.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 107, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1997 Finance on H.R. No. 115

The purpose of this measure is to request the Department of Health's solid waste section, subject to the availability of funding, to investigate strategies for improved waste diversion by working with the Counties to address each County's unique needs according to its geography, population, and industry make-up.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 115, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1998 Finance on H.C.R. No. 109

The purpose of this measure is to request the Department of Health's Solid Waste Section, subject to the availability of funding, to investigate strategies for improved waste diversion by working with the Counties to address each County's unique needs according to its geography, population, and industry make-up.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 109, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 1999 Finance on H.R. No. 118

The purpose of this measure is to request the Auditor to conduct a social and financial assessment of proposed mandatory health insurance coverage for various sexual and reproductive health care services.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 118, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2000 Finance on H.C.R. No. 112

The purpose of this measure is to request the Auditor to conduct a social and financial assessment of proposed mandatory health insurance coverage for various sexual and reproductive health care services.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 112, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2001 Finance on H.R. No. 107

The purpose of this measure is to request the Legislative Reference Bureau to conduct an analysis regarding the scope of practice for Advanced Practice Registered Nurses and Physician Assistants.

Your Committee has amended this measure by specifying a request for the analysis to include a comparative study of how Hawaii differs from other states regarding the scope of practice for advance practice registered nurses and physician assistants.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 107, H.D. 1, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 107, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Alcos, Ward). Noes, none. Excused, none.

SCRep. 2002 Finance on H.C.R. No. 100

The purpose of this measure is to request the Legislative Reference Bureau to conduct an analysis regarding the scope of practice for Advanced Practice Registered Nurses and Physician Assistants.

Your Committee has amended this measure by specifying a request for the analysis to include a comparative study of how Hawaii differs from other states regarding the scope of practice for advance practice registered nurses and physician assistants.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 100, H.D. 1, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 100, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Alcos, Ward). Noes, none. Excused, none.

SCRep. 2003 Finance on H.R. No. 44

The purpose of this measure is to request that the Hawaii Emergency Management Agency establish a two-year task force to address key findings validated by the 2022 Resiliency Assessment Report of the Hawaii Maritime Transportation Regional Resiliency Assessment Program Project and plan resiliency enhancements.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 44 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2004 Finance on H.C.R. No. 40

The purpose of this measure is to request that the Hawaii Emergency Management Agency establish a two-year task force to address key findings validated by the 2022 Resiliency Assessment Report of the Hawaii Maritime Transportation Regional Resiliency Assessment Program Project and plan resiliency enhancements.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 40 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2005 Finance on H.R. No. 60

The purpose of this measure is to request the Department of Labor and Industrial Relations to complete a comparative study of its policies on youth employment and federal requirements for youth employment under the Fair Labor Standards Act.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 60 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2006 Finance on H.C.R. No. 58

The purpose of this measure is to request the Department of Labor and Industrial Relations to complete a comparative study of its policies on youth employment and federal requirements for youth employment under the Fair Labor Standards Act.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 58 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2007 Finance on H.R. No. 65

The purpose of this measure is to request the Legislative Reference Bureau to research the laws, ordinances, and rules prohibiting conduct on or near school grounds, or for the general protection of children attending school, and to distribute a summary of those laws to State and County buildings for public display.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 65, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2008 Finance on H.C.R. No. 63

The purpose of this measure is to request the Legislative Reference Bureau to research the laws, ordinances, and rules prohibiting conduct on or near school grounds, or for the general protection of children attending school, and to distribute a summary of those laws to State and County buildings for public display.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 63, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2009 Finance on H.R. No. 87

The purpose of this measure is to request the Department of Labor and Industrial Relations to provide and produce updated actuarial studies regarding the lifespan probabilities of surviving dependent beneficiaries for the purpose of applying Hawaii's Workers' Compensation Law.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 87 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2010 Finance on H.C.R. No. 82

The purpose of this measure is to request the Department of Labor and Industrial Relations to provide and produce updated actuarial studies regarding the lifespan probabilities of surviving dependent beneficiaries for the purpose of applying Hawaii's Workers' Compensation Law.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 82 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2011 Finance on H.R. No. 121

The purpose of this measure is to urge the Committee on Weights to recommend, and the Board of Education to adopt, a weighted student formula that gives greater consideration to small and remote schools.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 121, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2012 Finance on H.C.R. No. 116

The purpose of this measure is to urge the Committee on Weights to recommend, and the Board of Education to adopt, a weighted student formula that gives greater consideration to small and remote schools.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 116, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2013 Finance on H.R. No. 134

The purpose of this measure is to urge the Department of Transportation to conduct a study to establish safe routes to school.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 134, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2014 Finance on H.C.R. No. 133

The purpose of this measure is to urge the Department of Transportation to conduct a study to establish safe routes to school.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 133, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2015 Finance on H.R. No. 143

The purpose of this measure is to urge 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.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 143, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2016 Finance on H.C.R. No. 141

The purpose of this measure is to urge 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.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 141, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2017 Finance on H.R. No. 144

The purpose of this measure is to request the University of Hawaii at Manoa, College of Tropical Agriculture and Human Resources, to convene a working group to evaluate updating its extension sites.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 144, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2018 Finance on H.C.R. No. 142

The purpose of this measure is to request the University of Hawaii at Manoa, College of Tropical Agriculture and Human Resources, to convene a working group to evaluate updating its extension sites.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 142, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2019 Finance on H.R. No. 154

The purpose of this measure is to request the Department of Hawaiian Home Lands to conduct a study that evaluates possible methods of flood remediation and flood aversion for certain areas of the island of Molokai.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 154, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2020 Finance on H.C.R. No. 153

The purpose of this measure is to request the Department of Hawaiian Home Lands to conduct a study that evaluates possible methods of flood remediation and flood aversion for certain areas of the island of Molokai.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 153, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2021 Finance on H.R. No. 159

The purpose of this measure is to request the Board of Education, in partnership with the Department of Education, to produce a report on increasing access to tutoring services within and outside of Hawaii's K-12 public schools.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 159, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2022 Finance on H.C.R. No. 158

The purpose of this measure is to request the Board of Education, in partnership with the Department of Education, to produce a report on increasing access to tutoring services within and outside of Hawaii's K-12 public schools.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 158, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2023 Finance on H.R. No. 173

The purpose of this measure is to request the Department of Human Services to perform a study to determine if the government as a whole is adequately allocating funding for each region of Oahu for homeless services.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 173, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2024 Finance on H.C.R. No. 168

The purpose of this measure is to request the Department of Human Services to perform a study to determine if the government as a whole is adequately allocating funding for each region of Oahu for homeless services.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 168, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2025 Finance on H.R. No. 175

The purpose of this measure is to urge the Board of Land and Natural Resources to establish a task force to prepare a feasibility plan for the transition of the management of the Makua Military Reservation to the State from the United States Army upon the expiration of General Lease Number S-3848.

Your Committee has amended this measure by:

Changing one member of the Legislature to one member from the House of Representatives appointed by the Speaker of the House, and one member of The Senate appointed by the Senate President, to give the task force equal representation from both chambers.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 175, H.D. 1, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 175, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2026 Finance on H.C.R. No. 170

The purpose of this measure is to urge the Board of Land and Natural Resources to establish a task force to prepare a feasibility plan for the transition of the management of the Makua Military Reservation to the State from the United States Army upon the expiration of General Lease Number S-3848.

Your Committee has amended this measure by:

Changing one member of the Legislature to one member from the House of Representatives appointed by the Speaker of the House, and one member of The Senate appointed by the Senate President, to give the task force equal representation from both chambers.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 170, H.D. 1, as amended herein, and recommends its adoption in the form attached hereto as H.C.R. No. 170, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2027 Finance on H.R. No. 179

The purpose of this measure is to urge the State of Hawaii, City and County of Honolulu, federal entities, and private land owners to work together to immediately open the section of the Waianae Coast Emergency Access Road extending Paakea Road out to Lualualei Naval Road for public use on a permanent basis.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 179 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2028 Finance on H.C.R. No. 174

The purpose of this measure is to urge the State of Hawaii, City and County of Honolulu, federal entities, and private land owners to work together to immediately open the section of the Waianae Coast Emergency Access Road extending Paakea Road out to Lualualei Naval Road for public use on a permanent basis.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 174 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2029 Finance on H.R. No. 132

The purpose of this measure is to request the Department of Agriculture to conduct a study to recommend appropriate labeling requirements for Hawaii-grown tea.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 132, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2030 Finance on H.C.R. No. 131

The purpose of this measure is to request the Department of Agriculture to conduct a study to recommend appropriate labeling requirements for Hawai'i-grown tea.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 131, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2031 Finance on H.R. No. 191

The purpose of this measure is to request the Disability and Communication Access Board to establish an American Sign Language Interpreter Workforce Working Group to promote increasing the number of American Sign Language interpreters in the State.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 191, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2032 Finance on H.C.R. No. 186

The purpose of this measure is to request the Disability and Communication Access Board to establish an American Sign Language Interpreter Workforce working group to promote increasing the number of American Sign Language interpreters in the State.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 186, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2033 Finance on H.R. No. 192

The purpose of this measure is to urge the Hawaii Emergency Management Agency to include in all live and recorded emergency alert system video broadcasts, an on-screen interpreter disseminating the emergency information in American Sign Language at all times, including during graphic presentations.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 192 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2034 Finance on H.C.R. No. 187

The purpose of this measure is to urge the Hawaii Emergency Management Agency to include in all live and recorded emergency alert system video broadcasts, an on-screen interpreter disseminating the emergency information in American Sign Language at all times, including during graphic presentations.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 187 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2035 Finance on H.R. No. 198

The purpose of this measure is to urge the Governor and state departments to investigate opportunities provided by the Direct Pay Provision in the Inflation Reduction Act that allows for direct payment of clean energy incentives to state government entities for the cost of installing solar energy systems in state facilities.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 198 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2036 Finance on H.C.R. No. 193

The purpose of this measure is to urge the Governor and state departments to investigate opportunities provided by the Direct Pay Provision in the Inflation Reduction Act that allows for direct payment of clean energy incentives to state government entities for the cost of installing solar energy systems in state facilities.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 193 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2037 Finance on H.R. No. 207

The purpose of this measure is to request the Department of Human Services' Med-Quest Division to take steps necessary to ensure that adequate provider rates are established for applied behavior analysis services.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 207 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2038 Finance on H.C.R. No. 203

The purpose of this measure is to request the Department of Human Services' Med-Quest Division to take steps necessary to ensure that adequate provider rates are established for applied behavior analysis services.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 203 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2039 Finance on H.R. No. 211

The purpose of this measure is to request the Department of Health to convene an Early Lung Cancer Screening Working Group to continue the efforts of the Early Lung Cancer Screening Task Force established pursuant to Act 162, Session Laws of Hawaii 2022.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 211 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2040 Finance on H.C.R. No. 207

The purpose of this measure is to request the Department of Health to convene an Early Lung Cancer Screening Working Group to continue the efforts of the Early Lung Cancer Screening Task Force established pursuant to Act 162, Session Laws of Hawaii 2022.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 207 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2041 Finance on H.R. No. 182

The purpose of this measure is to urge the University of Hawaii Community Colleges to establish baccalaureate degree programs in agricultural technology, food science, and education at Leeward Community College.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 182, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2042 Finance on H.C.R. No. 177

The purpose of this measure is to urge the University of Hawaii Community Colleges to establish baccalaureate degree programs in agricultural technology, food science, and education at Leeward Community College.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 177, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2043 Finance on H.R. No. 183

The purpose of this measure is to request a feasibility study on redeveloping lands situated at TMK (1) 2-8-015:001 into workforce housing and other affiliated uses.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 183, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2044 Finance on H.C.R. No. 178

The purpose of this measure is to request a feasibility study on redeveloping lands situated at TMK (1) 2-8-015:001 into workforce housing and other affiliated uses.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 178, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2045 Finance on H.R. No. 184

The purpose of this measure is to reaffirm the commitment to increase the State's affordable housing stock by not allocating special purpose revenue bonds and discouraging the use of special purpose revenue bonds.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 184 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2046 Finance on H.C.R. No. 179

The purpose of this measure is to reaffirm the commitment to increase the State's affordable housing stock by not allocating special purpose revenue bonds and discouraging the use of special purpose revenue bonds.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 179 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2047 Finance on H.R. No. 185

The purpose of this measure is to request the Board of Education to report on ways to increase access to extended learning opportunities or course credits for non-traditional and external learning experiences.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 185 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2048 Finance on H.C.R. No. 180

The purpose of this measure is to request the Board of Education to report on ways to increase access to extended learning opportunities or course credits for non-traditional and external learning experiences.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 180 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2049 Finance on H.R. No. 186

The purpose of this measure is to request the Department of Health to conduct a social and financial assessment of proposed mandatory health insurance coverage for weight management medication.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 186 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2050 Finance on H.C.R. No. 181

The purpose of this measure is to request the Department of Health to conduct a social and financial assessment of proposed mandatory health insurance coverage for weight management medication.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.C.R. No. 181 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2051 Consumer Protection & Commerce on S.B. No. 602

The purpose of this measure is to:

- (1) Require pharmacists to obtain a permit and complete appropriate training to order or perform the collection of specimens for certain diagnostic-related tests and tests waived pursuant to the federal Clinical Laboratory Improvement Amendments of 1988; and
- (2) Amend the scope of practice of pharmacy to authorize pharmacists to order or perform the collection of specimens for such tests described in paragraph (1).

Your Committee received testimony in support of this measure from the University of Hawai'i at Hilo, Board of Pharmacy, Walgreen Co., CVS Health, Hawai'i Pharmacists Association, and seven individuals. Your Committee received testimony in opposition to this measure from the Hawaii Medical Association and Clinical Laboratories of Hawaii. Your Committee received comments on this measure from the Department of Health.

Your Committee finds that, as a result of the COVID-19 pandemic, the federal Public Readiness and Emergency Preparedness Act (PREP Act) granted pharmacists the independent authority to order and collect Clinical Laboratory Improvement Amendments (CLIA) waived tests, such as PCR tests for COVID-19 testing. Pharmacists have been performing these tests pursuant to the PREP Act and, as a result, have the skill, experience, and training to perform these tests. However, the authorization granted by the PREP Act is set to expire in 2024.

Your Committee further finds that CLIA-waived tests are simple, easy to use tests that are non-technical in nature and are meant to be performed by lay persons in a non-clinical setting. CLIA-waived tests pose little to no risk to patients experiencing adverse health effects from these tests and they can easily be performed at home or in a pharmacy setting. This measure ensures that pharmacists in the State continue to be empowered to perform CLIA-waived tests.

Your Committee has amended this measure by:

- (1) Deleting the authority for pharmacists to perform certain diagnostic-related tests;
- (2) Explicitly specifying the CLIA-waived tests for which pharmacists may order, perform, and report the results;
- (3) Requiring pharmacists to report test results to an adult patient's primary care physician or a minor patient's pediatrician;
- (4) Requiring pharmacists to follow all applicable state laws and rules regarding the reporting of communicable diseases;

- (5) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 602, S.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 602, S.D. 2, H.D. 1, and be placed on the calendar for Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Hashem, Hussey-Burdick, Gates, Lowen).

SCRep. 2052 Finance on S.B. No. 211

The purpose of this measure is to ensure that employment, work, and pay eligibility for the purpose of calculating retirement benefits includes retroactive reinstatement, retroactive rescission of suspension, and retroactive payments that are restored to an employee as part of a judicial, administrative, or arbitral proceeding, or pursuant to a settlement of claims.

Your Committee received testimony in support of this measure from the Hawaii Fire Fighters' Association; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawaii State Teachers Association; State of Hawaii Organization of Police Officers; University of Hawaii Professional Assembly; and United Public Workers, AFSCME Local 646, AFL-CIO. Your Committee received comments on this measure from the Employees' Retirement System Board of Trustees and Department of Human Resources of the City and County of Honolulu.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 211, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2053 Finance on S.B. No. 291

The purpose of this measure is to require the Governor to ensure that the Governor's program memoranda and variance reports accurately reflect the current responsibilities of certain state programs, address the current and future needs of the State, and align with budget-related submittals.

Your Committee received comments on this measure from the Department of Budget and Finance.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 291, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2054 Finance on S.B. No. 299

The purpose of this measure is to:

- (1) Authorize the Legislature, upon the agreement by the Speaker of the House of Representatives and President of the Senate, to specify the form in which the proposed budgets of the Executive Branch, Judicial Branch, and Office of Hawaiian Affairs are submitted to the Legislature; and
- (2) Require the Executive Branch, Judicial Branch, and Office of Hawaiian Affairs to conform no later than December 1, 2023.

Your Committee received comments on this measure from the Department of Budget and Finance.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 299, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2055 Finance on S.B. No. 306

The purpose of this measure is to:

- (1) Require that prior to the adoption, amendment, or repeal of an administrative rule, electronic notice of the proposed rulemaking be provided to all persons who have made a timely written request and provided a valid working email address to the adopting agency for advance notice of its rulemaking proceedings; and
- (2) Require that alterations to administrative rules be displayed in Ramseyer format and the full text of rules be made available in a digitally accessible and searchable format.

Your Committee received comments on this measure from the Office of the Lieutenant Governor.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 306, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2056 Finance on S.B. No. 435

The purpose of this measure is to:

- (1) Order the person or firm found to be in violation of the state law governing wages and hours of employees on public works to be jointly and severally liable for the penalty, with the penalty increasing for repeat violations;
- (2) Require each notice of violation to contain the names of the person and firm;
- (3) Define a "person" for purposes of violations of the state law governing wages and hours of employees on public works, and related penalties and suspension; and
- (4) Require the Director of Labor and Industrial Relations to suspend the person and firm under specified conditions.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations and Hawaii Operating Engineers Industry Stabilization Fund Political Action Committee. Your Committee received testimony in opposition to this measure from the Subcontractors Association of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 435, S.D. 1, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2057 Finance on S.B. No. 696

The purpose of this measure is to:

- (1) Authorize the wages of other employees in comparable employment to be considered when computing the average weekly wages of an injured public board member, reserve police officer, police chaplain, reserve public safety law enforcement officer, sheriffs' chaplain, volunteer firefighter, volunteer boating enforcement officer, or volunteer conservation and resources enforcement officer; and
- (2) Clarify the computation of average weekly wages of an injured volunteer firefighter for workers' compensation benefits purposes.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 696, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2058 Finance on S.B. No. 726

The purpose of this measure is to:

- (1) Repeal the administrative assistant position within the Department of Human Resources Development; and
- (2) Reassign the responsibilities for the administrative assistant to the Director of Human Resources Development.

Your Committee received testimony in support of this measure from the Department of Human Resources Development.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 726, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2059 Finance on S.B. No. 1311

The purpose of this measure is to repeal Act 192, Session Laws of Hawaii 2007, which requires the Employees' Retirement System to divest itself of investments in companies that provide support for genocide in Darfur, Sudan, and provide annual reports to the Legislature on the status of divestment.

Your Committee received testimony in support of this measure from the Employees' Retirement System Board of Trustees.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1311, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2060 Finance on S.B. No. 1313

The purpose of this measure is to enable the Hawaii Employer-Union Health Benefits Trust Fund Board of Trustees to establish appropriate salaries for the Administrator and Chief Investment Officer of the Trust Fund.

Your Committee received testimony in support of this measure from the Hawaii Employer-Union Health Benefits Trust Fund Board of Trustees.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1313, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2061 Finance on S.B. No. 1383

The purpose of this measure is to establish the Unemployment Insurance Technology Special Fund to be funded by an unemployment technology assessment of an unspecified percentage of taxable wages to support the information technology operating and maintenance expenses for the payment of benefits and contributions under Hawaii's employment security law.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1383, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2062 Finance on S.B. No. 75

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources' State Historic Preservation Division to expedite development of a comprehensive inventory of historic properties and burial sites located in the State, including conducting relevant archaeological surveys necessary to compile the inventory.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Maui Chamber of Commerce, and three individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 75, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2063 Finance on S.B. No. 786

The purpose of this measure is to require government entities to seek reimbursement for all or a portion of search or rescue expenses for persons who require rescue after leaving a hiking trail to enter an area closed to the public or hiking on a trail closed to the public, with a sign giving notice of the closure.

Your Committee received testimony in support of this measure from the Hawaii Fire Fighters Association, Local 1463, IAFF, AFL-CIO; and one individual. Your Committee received testimony in opposition to this measure from the Honolulu Police Department and one individual. Your Committee received comments on this measure from the State Fire Council and Maui Fire Department.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 786, S.D. 1, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Garrett). Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2064 Finance on S.B. No. 1068

The purpose of this measure is to include in the State's objectives and policies for the physical environment under section 226-11, Hawaii Revised Statutes, of the Hawaii State Planning Act:

- (1) The promotion of statewide beach assessments and beach and shoreline adaptation, restoration, and conservation; and
- (2) The pursuit of compatible relationships among activities, facilities, Native Hawaiian traditional practices mauka and makai, and natural resources.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, University of Hawai'i Sea Grant College Program and Climate Resilience Collaborative, Wild Kids, and one individual. Your Committee received comments on this measure from the Office of Hawaiian Affairs and Office of Planning and Sustainable Development.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1068, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2065 Finance on S.B. No. 1291

The purpose of this measure is to require the Office of Planning and Sustainable Development, in consultation with state agencies having operational responsibilities over facilities owned and managed by the State, to develop a standardized process for assessing the vulnerability of facilities owned and managed by the State to sea level rise in order to ensure that sea level rise planning and adaptation implementation is carried out in a consistent and comprehensive manner across state agencies' capital planning projects.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources; Department Of Business, Economic Development, and Tourism; Office of Planning and Sustainable Development; University of Hawai'i Sea Grant College Program and Climate Resilience Collaborative; Surfrider Foundation, Hawai'i Region; Environmental Caucus of the Democratic Party of Hawai'i; Hawaii Reef and Ocean Coalition; Climate Protectors Hawaii; Wild Kids; Hawaii's Thousand Friends; and four individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1291, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2066 Finance on S.B. No. 1391

The purpose of this measure is to authorize the Board of Land and Natural Resources to place a lien on property for noncompliance with administrative enforcement actions for encroachments upon public lands.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and Surfrider Foundation, Hawai'i Region.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1391, S.D. 1, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2067 Finance on S.B. No. 422

The purpose of this measure is to make a housekeeping amendment to section 341-6, Hawaii Revised Statutes, to delete a reference to a repealed section.

Your Committee received testimony in support of this measure from the State Environmental Advisory Council and Office of Planning and Sustainable Development. Your Committee received testimony in opposition to this measure from one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 422, S.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2068 Finance on S.B. No. 781

The purpose of this measure is to:

- (1) Require government entities in the State that issue building permits to:
 - (A) Implement, by January 1, 2024, SolarAPP+ or a functionally equivalent online automated permitting platform that verifies code compliance and issues permits to licensed contractors for solar distributed energy resource systems in real time; and
 - (B) Adopt self-certification for residential and commercial on-site solar distributed energy resource systems, if the territory is served by an investor-owned electric utility; and
- (2) Exempt work with respect to residential distributed energy resource systems from the professional engineers, architects, surveyors, and landscape architects licensure law.

Your Committee received testimony in support of this measure from the Hawaii Green Infrastructure Authority; School of Ocean and Earth Science and Technology at the University of Hawai'i at Manoa; Kauai Climate Action Coalition; Clean the Pacific; Environmental Caucus of the Democratic Party of Hawai'i; Sierra Club of Hawai'i; Our Revolution Hawaii; Climate Protectors Hawai'i; Ulupono Initiative; Hawaii Unified Industries, LLC; Independent Energy Hawaii; Photonworks Engineering; Elemental Excelerator; Hawai'i Energy; Sunrun; Alternate Energy Hawaii; Hawaii Environmental Change Agents' Decarbonization of Buildings Task Force; Hawaiian Electric; Hawaii Food Industry Association; Malama Solar; 350Hawaii.org; Fortress Power; Hawaii Solar Energy Association; Pacific Resource Partnership; Sunspare Energy LLC; Blue Planet Foundation; Green Power Projects LLC; Solar Services Hawaii LLP; Grand Solar Inc.; Hawai'i Executive Collaborative Climate Coalition; Alexander & Baldwin; Bowers + Kubota; Merriman's; Goldwings Supply Service, Inc.; Zephyr Insurance Company, Inc.; and numerous individuals. Your Committee received testimony in opposition to this measure from the American Institute of Architects, Hawaii State Council; International Brotherhood of Electrical Workers Local Union No. 1186, AFL-CIO; and two individuals. Your Committee received comments on this measure from the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 781, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2069 Finance on S.B. No. 62

The purpose of this measure is to:

- (1) Reestablish the Hawaii Medical Education Special Fund; and
- (2) Appropriate funds to the John A. Burns School of Medicine for:
 - (A) Graduate medical education and training programs;
 - (B) Expansion of medical residency and training; and
 - (C) Medical residency and training opportunities in partnership with the United States Department of Veterans Affairs.

Your Committee received testimony in support of this measure from the Hawaii Primary Care Association, 'Ahahui o nā Kauka, Hawai'i Pacific Health, Kaiser Permanente Hawai'i, Hawaii Medical Association, Kūpuna Caucus of the Democratic Party of Hawai'i, Hawaii Medical Service Association, and two individuals. Your Committee received comments on this measure from the Department of Budget and Finance; University of Hawai'i John A. Burns School of Medicine; and Hawai'i Residency Programs, Inc.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 62, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 2070 Finance on S.B. No. 164

The purpose of this measure is to appropriate matching funds for the Hawaii State Loan Repayment Program through the John A. Burns School of Medicine of the University of Hawai'i at Manoa to provide loan repayment for health care professionals who commit to work in a federally-designated health professional shortage area in the State.

Your Committee received testimony in support of this measure from the Department of Health, University of Hawai'i John A. Burns School of Medicine, Hawaii Primary Care Association, Hawaii Substance Abuse Coalition, Hawaii Psychological Association, Hawai'i - American Nurses Association, Hawai'i State Center for Nursing, Healthcare Association of Hawaii, Hawai'i Pacific Health, Kaiser Permanente Hawai'i, The Queen's Health System, AlohaCare, Hawaii Medical Association, The Kūpuna Caucus of the Democratic Party of Hawai'i, National Association of Social Workers - Hawai'i Chapter, Hawaii Medical Service Association, Hawaiian Islands Association for Marriage and Family Therapy, National Union of Healthcare Workers, and four individuals. Your Committee received comments on this measure from the Department of Labor and Industrial Relations.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 164, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 2071 Finance on S.B. No. 318

The purpose of this measure is to:

- (1) Require the Department of Health to establish and administer a three-year pilot program to implement a co-management system of care for the diagnosis and treatment of persons with fetal alcohol spectrum disorders; and
- (2) Appropriate funds for:
 - (A) The establishment and administration of the pilot program; and
 - (B) An annual public awareness campaign on preventing fetal alcohol spectrum disorder.

Your Committee received testimony in support of this measure from the State Council on Developmental Disabilities, Hawaii Substance Abuse Coalition, Hawaii Disability Rights Center, Coalition for a Drug-Free Hawaii, Hawaii Fetal Alcohol Spectrum Disorders (FASD) Action Group, Coalition for a Drug-Free Hawaii, and nine individuals. Your Committee received comments on this measure from the Department of Health and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 318, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2072 Finance on S.B. No. 384

The purpose of this measure is to authorize:

- (1) Each county to adopt ordinances to enforce the design and construction requirements for the provision of accessible parking spaces, including the establishment of penalties for failure to comply with the ordinance; and
- (2) Officials appointed by a county to enter the property of places of public accommodation to enforce violations of the county ordinances.

Your Committee received testimony in support of this measure from the Disability and Communication Access Board, State Council on Developmental Disabilities, and Hawaii Disability Rights Center.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 384, S.D. 1, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2073 Finance on S.B. No. 693

The purpose of this measure is to require and appropriate funds for the Auditor to conduct a social and financial assessment of proposed reimbursement coverage for care provided by participating registered pharmacists practicing within the scope of their license.

Your Committee received testimony in support of this measure from the University of Hawai'i at Hilo, Board of Pharmacy, Hawai'i Primary Care Association, Walgreen Co., East Hawaii Independent Physicians Association, Community First Hawai'i, Hawai'i Pacific Health, The Family Medicine Center, AlohaCare, and numerous individuals. Your Committee received comments on this measure from the Office of the Auditor, American Pharmacists Association, Hawaii Association of Health Plans, The Queen's Health System, Hawaii Medical Service Association, Hawai'i Pharmacists Association, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 693, S.D. 1, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2074 Finance on S.B. No. 1016

The purpose of this measure is to:

- (1) Amend the definition of "private entity" for the purposes of a public-private partnership for the delivery of health care services at Maui Regional System facilities to include licensed community hospitals or licensed hospitals serving a rural population; and
- (2) Beginning January 1, 2024, require the Chief Executive Officer of the Hawaii Health Systems Corporation to provide written comments to the Governor before the State enters into a new agreement with a private entity or modifies or terminates an existing agreement to transfer the right to manage, operate, or otherwise provide health care services at one or more facilities in the Maui Regional System.

Your Committee received comments on this measure from the Hawaii Health Systems Corporation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1016, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2075 Finance on S.B. No. 1594

The purpose of this measure is to:

- (1) Establish an expanded Crisis Intervention and Diversion Activities Program within the Department of Health to expand existing crisis intervention and diversion activities to divert persons in crisis from the criminal justice system to the health care system; and
- (2) Appropriate funds to support crisis intervention efforts.

Your Committee received testimony in support of this measure from the State Council on Mental Health, Hawaii Substance Abuse Coalition, and three individuals. Your Committee received comments on this measure from the Department of Health.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1594, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2076 Finance on S.B. No. 667

The purpose of this measure is to amend, until December 31, 2028, the application of the general excise tax law with regard to gross income derived from unrelated trade or business activities of nonprofit organizations.

Your Committee received testimony in support of this measure from the Hawaiian Humane Society; Kilinahe Foundation; Catholic Charities Hawai'i; Hawai'i State Coalition Against Domestic Violence; Hawaii Substance Abuse Coalition; American Heart Association; Domestic Violence Action Center; Hawai'i Alliance of Nonprofit Organizations; Hale Kipa; American Cancer Society Cancer Action Network; Parents and Children Together; Kua'āina Ulu 'Auamo; The Nature Conservancy - Hawai'i and Palmyra; Grow Some Good; Volcano Art Center; Lanakila Pacific; Ku'ikahi Mediation Center; Zonta Club of Hilo Foundation; Epilepsy Foundation of Hawaii; Big Brothers Big Sisters Hawaii; Epic 'Ohana, Inc.; Partners In Care; Hawai'i Public Health Institute; Samaritan Counseling Center Hawaii; Pacific & Asian Affairs Council; Nā Hale O Maui, a Community Land Trust; Habitat for Humanity Hawaii Island; Child & Family Service; Pacific Whale Foundation; Family Promise of Hawai'i; Association of Fundraising Professionals Aloha Chapter; Coalition for a Drug-Free Hawaii; Hope Services Hawai'i; Ma'i Movement Hawai'i; W.M. Keck Observatory; and six individuals. Your Committee received comments on this measure from the Department of Taxation and Tax Foundation of Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 667, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 2077 Finance on S.B. No. 795

The purpose of this measure is to require:

- (1) Productions to provide evidence of reasonable efforts to comply with all applicable requirements to qualify for the Motion Picture, Digital Media, and Film Production Income Tax Credit; and
- (2) Taxpayers be given notice of and an opportunity to cure requirements for the Motion Picture, Digital Media, and Film Production Income Tax Credit within thirty days of receiving the notice.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Honolulu Film Office; and Motion Picture Association. Your Committee received comments on this measure from the Department of Taxation, Tax Foundation of Hawaii, and Island Film Group.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 795, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 2078 Finance on S.B. No. 588

The purpose of this measure is to require and appropriate funds for the Department of Transportation, in conjunction with any county having a population greater than five hundred thousand, to develop and implement a pilot program to use noise detection traffic cameras to address excessive traffic noise in urban areas in each participating county.

Your Committee received testimony in support of this measure from one member of the City Council of the City and County of Honolulu, Foster Tower, and numerous individuals. Your Committee received testimony in opposition to this measure from three individuals. Your Committee received comments on this measure from the Department of Transportation.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 588, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, 2 (Kila, Lamosao). Excused, 2 (Poepoe, Alcos).

SCRep. 2079 Finance on S.B. No. 1588

The purpose of this measure is to appropriate funds to the Department of Agriculture to establish and implement a GroupGAP Food Safety Training and Certification Program.

Your Committee received testimony in support of this measure from the Department of Education; University of Hawai'i System; Office of the Mayor of the County of Maui; North Shore Economic Vitality Partnership; Ohana Hui Ventures, Inc.; Ulupono Initiative; Hawai'i Farm Bureau; MetroGrow Hawaii; Hawaii Food Industry Association; Hawaii Fish Company; Hāmākua Institute; Lanakila Pacific; Hawaii Public Health Institute; and ten individuals. Your Committee received comments on this measure from the Department of Agriculture.

Your Committee has amended this measure by:

- (1) Requiring the University of Hawaii College of Tropical Agriculture and Human Resources, rather than the Department of Agriculture, to establish and implement a GroupGAP Food Safety Training and Certification Program;
- (2) Changing the appropriation expending agency to the University of Hawaii; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1588, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1588, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2080 Finance on S.B. No. 449

The purpose of this measure is to appropriate funds for the Commission on the Thirteenth Festival of Pacific Arts and Culture to plan for the Festival of Pacific Arts and Culture to be held in 2024, subject to certain expenditure reporting requirements.

Your Committee received testimony in support of this measure from the Office of the Governor; Department of Business, Economic Development, and Tourism; Hawai'i Tourism Authority; Hawai'i Lodging & Tourism Association; Commission on the 13th Festival of Pacific Arts & Culture; and one individual.

Your Committee has amended this measure by:

- (1) Specifying that the appropriation is only for fiscal year 2023-2024 and for the Governor to plan and coordinate the Festival of Pacific Arts and Culture;
- (2) Dissolving the temporary Commission on the Thirteenth Festival of Pacific Arts;
- (3) Assigning the duties and responsibilities of the temporary Commission on the Thirteenth Festival of Pacific Arts to the Governor; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 449, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 449, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2081 Finance on S.B. No. 855

The purpose of this measure is to:

- (1) Authorize a condominium association to provide a summary of the required information in its budget;
- (2) Authorize a condominium association's reserve study to forecast a loan or special assessment to fund life safety equipment or installations for buildings located in a county with a population greater than five hundred thousand;
- (3) Authorize a condominium association to use an independent reserve study preparer to conduct a reserve study on behalf of the condominium; and
- (4) Clarify the information to be included in the explanation of how the estimated replacement reserves assessments for an association are computed.

Your Committee received testimony in support of this measure from the Hawaii Council of Associations of Apartment Owners; Community Associations Institute Legislative Action Committee, Hawaii Chapter; and six individuals. Your Committee received comments on this measure from Hui 'Oia'i'o and two individuals.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 855, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 855, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2082 Finance on S.B. No. 1437

The purpose of this measure is to allow certain entities to elect to pay Hawaii income tax at the entity level through pass-through entities.

Your Committee received testimony in support of this measure from the Chamber of Commerce Hawaii, Ocean Tourism Coalition, General Contractors Association of Hawaii, Pas de Deux Hawaii, Kapolei Chamber of Commerce, Maui Chamber of Commerce, Craft 'Ohana, and one individual. Your Committee received comments on this measure from the Department of Taxation; Grassroot Institute of Hawaii; Pacific Rim Land, Inc.; and Tax Foundation of Hawaii.

Your Committee finds that the companion to this measure, H.B. 1362, H.D. 2 (Regular Session of 2023), a substantially similar measure, was previously passed by the House. Your Committee further finds that H.B. No. 1362, H.D. 2, is preferable to this measure as it:

- (1) Clarifies that an election of a partnership or S corporation to be taxed as an electing pass-through entity in a tax year shall be irrevocable for that tax year and shall be binding on all partners, shareholders, and members of the electing pass-through entity; and
- (2) Specifies that distributive shares and guaranteed payments of members who are corporations are not included in determining the basis of the tax imposed on an electing pass-through entity.

Your Committee has amended this measure by deleting its contents and inserting the contents of H.B. No. 1362, H.D. 2.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1437, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1437, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2083 Finance on S.B. No. 1518

The purpose of this measure is to:

- (1) Provide, until June 30, 2025, procurement exemptions for the Department of Education in counties with a population of less than five hundred thousand; and
- (2) Require the Department of Education to transition to the Electronic Procurement System maintained by the State Procurement Office no later than June 30, 2025.

Your Committee received comments on this measure from the Department of Education and State Procurement Office.

Your Committee has amended this measure by:

- (1) Changing all dollar amounts related to the procurement exemptions to unspecified amounts; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1518, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1518, S.D. 2, H.D. 3.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2084 Consumer Protection & Commerce on S.B. No. 1344

The purpose of this measure is to:

- (1) Replace statutory references to school health aides with school health assistants to reflect updated job titles; and
- (2) Allow school health assistants to administer medication at school with the approval of a health care professional within the Department of Education, Department of Health, or a health care service pursuant to a written agreement with the Department of Education.

Your Committee received testimony in support of this measure from the Department of Health, Department of Education, University of Hawai'i at Mānoa, University of Hawai'i at Mānoa Nancy Atmospera-Walch School of Nursing, Hawai'i State Center for Nursing, Epilepsy Foundation of Hawaii, Hawai'i State Youth Commission, and one individual. Your Committee received testimony in opposition to this measure from one individual.

Your Committee finds that the Department of Education has expanded access to health care on campus. Many schools have a registered nurse, advanced practice registered nurse, or other specialized health care provider on campus through written agreements with the Department of Education, such as school-based health centers from federally qualified health centers and the University of Hawaii at Manoa School of Nursing. This measure will provide flexibility to Department of Education staff and enable the provision of more efficient, accessible, and safe care to students by removing the requirement that school health assistants solely seek Department of Health approval for the administration of medications.

Your Committee has amended this measure by:

- (1) Deleting the list of specific examples of health conditions and medications that may be administered by school health assistants;
- (2) Reverting to existing statutory language that specified the exemption for school health assistants from the nursing licensure laws is limited to the administration of medication in schools; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1344, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1344, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (Pierick). Noes, none. Excused, 5 (Belatti, Hashem, Hussey-Burdick, Gates, Lowen).

SCRep. 2085 Finance on S.B. No. 1151

The purpose of this measure is to ensure access to Hawaii Community College Promise Program funding by exempting certificate program students from the requirement to complete the Free Application for Federal Student Aid each academic year to be considered eligible for the Hawaii Community College Promise Program.

Your Committee received testimony in support of this measure from the State Council on Developmental Disabilities, Special Education Advisory Council, and University of Hawaii Professional Assembly. Your Committee received comments on this measure from the University of Hawai'i System.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1151, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 2086 Finance on S.B. No. 674

The purpose of this measure is to:

- (1) Adopt the Interstate Medical Licensure Compact; and
- (2) Appropriate funds for the Hawaii Medical Board's implementation of the Interstate Medical Licensure Compact.

Your Committee received testimony in support of this measure from the Hawaii Primary Care Association, National Organization for Rare Disorders, EveryLife Foundation for Rare Diseases, Hawaii Association of Health Plans, Healthcare Association of Hawaii, Hawai'i Pacific Health, The Queen's Health System, AlohaCare, Kaiser Permanente Hawai'i, American Veterans Hawaii, Hawaii Medical Association, Hawaii Medical Service Association, Hawai'i Psychiatric Medical Association, and four individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Hawaii Medical Board, and Grassroot Institute of Hawaii.

Your Committee has amended this measure by:

- (1) Changing the funding source of the appropriation from general funds to the Compliance Resolution Fund; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 674, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 674, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 2087 Finance on S.B. No. 975

The purpose of this measure is to:

- (1) Establish the offense of unlawful shipment of tobacco products;
- (2) Include electronic smoking devices and e-liquids under the definition of "tobacco products" for purposes of the cigarette tax and tobacco tax law;
- (3) Beginning January 1, 2024, impose an excise tax on each electronic smoking device or e-liquid sold, used, or possessed by a wholesaler or dealer;

- (4) Increase the license and permit fees for wholesalers, dealers, and retailers;
- (5) Repeal the electronic smoking device retailer registration unit under the Department of the Attorney General; and
- (6) Repeal provisions governing delivery sales of electronic smoking devices.

Your Committee received testimony in support of this measure from the Department of the Attorney General, University of Hawai'i John A. Burns School of Medicine, one member of the Hawai'i County Council, University of Hawai'i Student Health Advisory Council, Hawai'i Primary Care Association, Hawaii Substance Abuse Coalition, Hawai'i Association of Independent Schools, AlohaCare, Hawaii Medical Association, Hawaii Dental Association, Hawaii Medical Service Association, Hawai'i Public Health Association, and numerous individuals. Your Committee received testimony in opposition to this measure from the Retail Merchants of Hawaii; Americans for Tax Reform; Hawaii Smokers Alliance; Cigar Association of America, Inc.; VOLCANO Vape Shops; ABC Stores; Consumer Choice Center; and numerous individuals. Your Committee received comments on this measure from the Department of Health, Department of Taxation, Coalition for a Tobacco-Free Hawai'i, American Lung Association in Hawai'i, Hawaii State Teachers Association, Parents and Children Together, Papa Ola Lokahi, Hawai'i State Youth Commission, American Heart Association, Campaign for Tobacco-Free Kids, Coalition for a Tobacco-Free Hawai'i's Youth Council, Tax Foundation of Hawaii, and numerous individuals.

Your Committee has amended this measure by:

- (1) Changing the license and permit fees for wholesalers, dealers, and retailers to unspecified amounts; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 975, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 975, S.D. 2, H.D. 3.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Nishimoto, Ward).

SCRep. 2088 Finance on S.B. No. 63

The purpose of this measure is to:

- (1) Authorize the Board of Nursing to issue temporary permits for six-month periods to out-of-state licensed practical nurses and registered nurses or who hold a multistate license issued by another state, territory, or foreign country, under certain circumstances;
- (2) Provide an exception from licensing requirements to nurses who are licensed in another state, territory, or foreign country and accompanying a patient from out-of-state for a period of less than two weeks and who are not employed or affiliated with a health care entity in the State;
- (3) Allow the Department of Commerce and Consumer Affairs to:
 - (A) Establish fees through interim rules for the temporary permits; and
 - (B) Employ personnel without regard to the civil service law for managing the temporary permits; and
- (4) Appropriate funds to implement the temporary permitting requirements.

Your Committee received testimony in support of this measure from the Hawaii Primary Care Association, Hawai'i State Center for Nursing, Board of Nursing, Hawai'i - American Nurses Association, Hawaii Association of Health Plans, Healthcare Association of Hawaii, Hawai'i Pacific Health, The Queen's Health System, Kaiser Permanente Hawai'i, and two individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs and Grassroot Institute of Hawaii.

Your Committee has amended this measure by:

- (1) Changing the number of permanent office assistant positions that the Department of Commerce and Consumer Affairs may employ to an unspecified number;
- (2) Removing the general fund appropriation into the Compliance Resolution Fund; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 63, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 63, S.D. 2, H.D. 3.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2089 Finance on S.B. No. 599

The purpose of this measure is to:

- (1) Authorize physician assistants to issue orders for respiratory therapy and plans of care; and
- (2) Expand the types of health care providers under whom respiratory therapists may practice respiratory care to include physician assistants and advanced practice registered nurses.

Your Committee received testimony in support of this measure from the Department of Commerce and Consumer Affairs, Hawai'i State Center for Nursing, Hawaii Medical Board, Board of Nursing, Kaiser Permanente Hawai'i, Hawai'i Academy of Physician Assistants, Hawai'i Association of Professional Nurses, Hawai'i - American Nurses Association, Hawai'i Pacific Health, The Kūpuna Caucus of the Democratic Party of Hawai'i, and two individuals. Your Committee received comments on this measure from one individual.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 599, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 599, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2090 Finance on S.B. No. 759

The purpose of this measure is to:

- (1) Require the Office of Primary Care and Rural Health to:
 - (A) Oversee and support community efforts to address health and wellness needs in rural and underserved areas and develop plans that align with appropriate providers' goals and objectives; and
 - (B) Provide a one-time summary of community plans as part of the Primary Health Care Incentive Program annual report to the Legislature prior to the Regular Session of 2024; and
- (2) Appropriate funds for the development of community plans, including the establishment of one position.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs, Department of Health, Hawai'i Island Community Health Center, Big Island One Stop Center for Micronesians, Community First Hawai'i, COFA Alliance National Network, and one individual.

Your Committee has amended this measure by:

- (1) Changing the number of permanent full-time equivalent program specialist IV positions to an unspecified number; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 759, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 759, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2091 Finance on S.B. No. 900

The purpose of this measure is to:

- (1) Require the Executive Office on Aging to submit an annual progress report to the Legislature on the Hawaii State Health Insurance Assistance Program; and
- (2) Appropriate funds for the Hawaii State Health Insurance Assistance Program for the establishment of additional positions within the Executive Office on Aging.

Your Committee received testimony in support of this measure from the Policy Advisory Board for Elder Affairs, Catholic Charities Hawai'i, Hawai'i Family Caregiver Coalition, AARP Hawai'i, Kūpuna Caucus of the Democratic Party of Hawai'i, Hydroponics Alternatives LLC, and eighteen individuals. Your Committee received comments on this measure from the Executive Office on Aging.

Your Committee has amended this measure by:

- (1) Changing the number of positions to unspecified numbers; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 900, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 900, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2092 Finance on S.B. No. 1370

The purpose of this measure is to:

- (1) Establish standard and short-term licenses and license fees to solemnize marriages; and
- (2) Specify in what amount and into which fund license fees shall be deposited.

Your Committee received testimony in support of this measure from the Department of Health. Your Committee received testimony in opposition to this measure from one individual.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1370, S.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1370, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2093 Finance on S.B. No. 1492

The purpose of this measure is to:

- (1) Require and appropriate funds for the Department of Health to track and publicly report data relating to crisis reports, emergency mental health transports, and court-ordered treatments;
- (2) Require the Department of Health, or a contracted service provider, to review reports about persons having severe mental illnesses who need assistance; assess whether the person may fulfill the criteria for assisted community treatment; and, if the person meets the criteria, coordinate the process for an assisted community treatment order;

- (3) Establish that a court's denial of a petition for involuntary commitment shall serve as notification to the Department of Health that the person should be evaluated for assisted community treatment;
- (4) Require the Department of the Attorney General to assist with the preparation and filing of assisted community treatment petitions and related court proceedings for private petitioners, unless the petitioner declines the assistance; and
- (5) Appropriate funds to the Department of Health to develop and implement statewide media, education, and training activities for policies related to emergency examination and hospitalization and assisted community treatment for those in need of mental health intervention.

Your Committee received testimony in support of this measure from the Office of the Governor, Judiciary, Hawaii Substance Abuse Coalition, and one individual. Your Committee received comments on this measure from the Department of Health.

Your Committee has amended this measure by:

- (1) Changing the number of full-time equivalent positions established by this measure to an unspecified number; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1492, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1492, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 2094 Finance on S.B. No. 397

The purpose of this measure is to appropriate funds to increase Medicaid reimbursements to eligible health care professionals by up to one hundred percent of the current Medicare fee schedule rates.

Your Committee received testimony in support of this measure from the University of Hawai'i System; AARP Hawai'i; Hawaii Substance Abuse Coalition; Kauai Community Health Alliance; Kaiser Permanente Hawai'i; Maui Orthopedic Institute; Hawaii Medical Association; Hilo Urgent Care Clinic; Keaau Urgent Care Clinic; Hawai'i Section of the American College of Obstetricians and Gynecologists; Hawaii Association of Health Plans; The Queen's Health System; AlohaCare; Hawai'i State Center for Nursing; Healthcare Association of Hawaii; The Kupuna Caucus of the Democratic Party of Hawai'i; East Hawaii Independent Physicians Association, dba Big Island Docs; Hawaii Medical Service Association; and numerous individuals. Your Committee received comments on this measure from the Department of Human Services and Hawai'i Association of Professional Nurses.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 397, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Nishimoto, Ward).

SCRep. 2095 Finance on S.B. No. 239

The purpose of this measure is to:

- (1) Require the Department of Human Services to establish a Child Care Accreditation Program to support accreditation of licensed and registered child care providers;
- (2) Delay the deadlines for existing Preschool Open Doors Program service providers to commence the accreditation process and obtain accreditation;
- (3) Appropriate funds for the Child Care Accreditation Program; and
- (4) Appropriate funds into and out of the Child Care Grant Program Special Fund for Child Care Accreditation Program grants.

Your Committee received testimony in support of this measure from the Executive Office on Early Learning, Parents and Children Together, American Association of University Women of Hawaii, Hawai'i Association of Independent Schools, Hawaii Council of Private Schools, Early Childhood Action Strategy, and five individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Human Services, Early Learning Board, Hawai'i Children's Action Network Speaks!, and three individuals.

Your Committee has amended this measure by:

- (1) Changing the number of positions established for the Child Care Accreditation Program to an unspecified number; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 239, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 239, S.D. 2, H.D. 3.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Nishimoto, Ward).

SCRep. 2096 Finance on S.B. No. 295

The purpose of this measure is to establish and appropriate funds for the Malama Ohana Working Group within the Office of Wellness and Resilience to seek, design, and recommend transformative changes to the State's existing child welfare system.

Your Committee received testimony in support of this measure from the Office of Wellness and Resilience, Office of the Governor; Hawai'i Youth Services Network; Stonewall Caucus of the Democratic Party of Hawai'i; Hale Kipa; Catholic Charities Hawai'i; Nā Kama a Hāloa Network; EPIC 'Ohana, Inc.; Hale Naau Pono-Waianae Neighborhood Place; Family Programs Hawaii; Hawai'i State Coalition Against Domestic Violence; Hawai'i Children's Action Network Speaks!; Opportunity Youth Action Hawai'i; 'Ekolu Mea Nui; and numerous individuals. Your Committee received comments on this measure from the Department of Human Services.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and

(2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 295, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 295, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Nishimoto, Ward).

SCRep. 2097 Finance on S.B. No. 404

The purpose of this measure is to preserve access to health care for Medicaid recipients and strengthen the Hospital Sustainability Program by:

- (1) Amending the definition of "private hospital";
- (2) Clarifying the uses of the Hospital Sustainability Program Special Fund;
- (3) Increasing the Hospital Sustainability Fee cap for various facilities;
- (4) Requiring the Department of Human Services to consult and negotiate with the hospital trade association in the State regarding Hospital Sustainability Fee participation and rates;
- (5) Clarifying the circumstances under which the Hospital Sustainability Fee shall be discontinued and the distribution of remaining funds;
- (6) Making the Hospital Sustainability Program permanent and permanently exempting the Hospital Sustainability Program from the central service and administrative expenses assessments; and
- (7) Appropriating funds out of the Hospital Sustainability Program Special Fund.

Your Committee received testimony in support of this measure from the Hawai'i Primary Care Association, Kaiser Permanente Hawai'i, The Queen's Health System, Hawai'i Pacific Health, and Healthcare Association of Hawaii. Your Committee received comments on this measure from the Department of Human Services.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 404, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 404, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Nishimoto, Ward).

SCRep. 2098 Finance on S.B. No. 1351

The purpose of this measure is to create and appropriate funds for an Infant and Early Childhood Mental Health Program to provide support and mental health services for children from birth to age five.

Your Committee received testimony in support of this measure from the Office of the Governor, Hawaii Association for Infant Mental Health, Catholic Charities Hawai'i, Parents and Children Together, Hawai'i Children's Action Network Speaks!, Commit to Keiki, Family Hui Hawai'i, Early Childhood Action Strategy, Rainbow Schools, Hawai'i Community Foundation, Epic Ohana, Samuel N. & Mary Castle Foundation, and five individuals. Your Committee received comments on this measure from the Judiciary, Department of Health, Department of Human Services, Early Learning Board, and Executive Office on Early Learning.

Your Committee has amended this measure by:

- (1) Changing the number of full-time equivalent positions to an unspecified number;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1351, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1351, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 2099 Finance on S.B. No. 1473

The purpose of this measure is to require the Departments of Health, Human Services, and Education to research what rules, policies, and plan amendments are necessary to ensure medically necessary services, including applied behavior analysis services, for individuals twenty-six years of age or younger with neurodevelopmental disorders, including autism spectrum disorder and fetal alcohol spectrum disorders, are covered under the following:

- (1) The Early and Periodic Screening, Diagnostic, and Treatment benefit under the State's Medicaid program;
- (2) Any applicable state special education services and programs; and
- (3) The Medicaid Section 1915(c) Home and Community Based Waiver for Individuals with Intellectual and Developmental Disabilities.

Your Committee received testimony in support of this measure from the State Council on Developmental Disabilities, Hawaii Disability Rights Center, Hawaii Fetal Alcohol Spectrum Disorders FASD Action Group, Hawaii Substance Abuse Coalition, Hawai'i Association for Behavior Analysis, and five individuals. Your Committee received comments on this measure from the Department of Human Services and Department of Health.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1473, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1473, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2100 Finance on S.B. No. 1592

The purpose of this measure is to appropriate funds to establish three full-time equivalent positions within the Executive Office on Aging for the State's Senior Medicare Patrol Program.

Your Committee received testimony in support of this measure from AARP Hawai'i, Hawai'i Family Caregiver Coalition, Policy Advisory Board for Elder Affairs, The Kupuna Caucus of the Democratic Party of Hawai'i, and sixteen individuals. Your Committee received comments on this measure from the Executive Office on Aging.

Your Committee has amended this measure by:

- (1) Changing the number of positions established by this measure to an unspecified number;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1592, S.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1592, S.D. 2, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Nishimoto, Ward).

SCRep. 2101 Finance on S.B. No. 57

The purpose of this measure is to appropriate funds to support the Judiciary's 'Ōlelo Hawai'i initiatives.

Your Committee received testimony in support of this measure from the Office of Hawaiian Affairs. Your Committee received testimony in opposition to this measure from the Center for Hawaiian Sovereignty Studies. Your Committee received comments on this measure from the Judiciary.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 57, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 57, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2102 Finance on S.B. No. 151

The purpose of this measure is to:

- (1) Require any department or agency employing a law enforcement officer to maintain a publicly available policy that provides a minimum standard on the use of force;
- (2) Allow a department or agency's use of force policies and training to be introduced as evidence in proceedings involving a law enforcement officer's use of force;
- (3) Require a law enforcement officer to report the use of excessive force by another law enforcement officer; and
- (4) Require that law enforcement officers receive training designed to minimize the use of force.

Your Committee received testimony in support of this measure from the Honolulu Police Department and six individuals. Your Committee received testimony in opposition to this measure from the State of Hawaii Organization of Police Officers.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 151, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 151, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (Ward). Noes, none. Excused, none.

SCRep. 2103 Finance on S.B. No. 813

The purpose of this measure is to require the Judiciary to:

- (1) Conduct a study of interpreter fees and submit its findings and recommendations to the Chief Justice beginning in 2026 and every three years thereafter; and
- (2) Increase the hourly fees, mileage reimbursement rate, and commuter-time compensation rate for court interpreters.

Your Committee received testimony in support of this measure from the Supreme Court Committee on Court Interpreters and Language Access: Subcommittee on Interpreter Fees; Hawai'i Coalition for Immigrant Rights; and three individuals. Your Committee received comments on this measure from the Judiciary, Office of Language Access, and four individuals.

Your Committee has amended this measure by:

- (1) Changing the increased hourly fees for court interpreters to unspecified amounts;
- (2) Removing the State's consumer price index as a consideration in increasing the hourly fees for court interpreters;
- (3) Changing its effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 813, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 813, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2104 Finance on S.B. No. 821

The purpose of this measure is to establish the Illegal Fireworks Task Force within the Department of Law Enforcement to plan, coordinate, and engage in law enforcement operations to interdict illegal fireworks; develop a comprehensive strategic plan to stop the importation of illegal fireworks and explosives into the State; promote compliance with the state fireworks control laws; and ensure the safety and security of the airports, harbors, and other facilities and institutions against the discharge of illegal fireworks and explosives.

Your Committee received testimony in support of this measure from the Department of Transportation, Makiki/Lower Punchbowl/Tantalus Neighborhood Board No. 10, and six individuals. Your Committee received testimony in opposition to this measure from three individuals. Your Committee received comments on this measure from the Department of Law Enforcement; Matson Navigation Company, Inc.; and Hawaii Harbor Users Group.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 821, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 821, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16; Ayes with Reservations (Alcos). Noes, none. Excused, none.

SCRep. 2105 Finance on S.B. No. 1166

The purpose of this measure is to allow for the renewal of driver's licenses by electronic or digital means, in addition to by mail.

Your Committee received testimony in support of this measure from the Department of Transportation, City and County of Honolulu Department of Customer Services, and one individual.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1166, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1166, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2106 Finance on S.B. No. 1490

The purpose of this measure is to:

- (1) Require the Attorney General to defend professionally licensed or certified state employees from civil actions or proceedings, subject to certain circumstances; and
- (2) Require the State, if it refuses to defend a state employee from civil actions on certain grounds, to file a motion to be heard with the court.

Your Committee received testimony in support of this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO. Your Committee received comments on this measure from the Department of Human Services and Department of the Attorney General.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1490, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1490, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2107 Finance on S.B. No. 1527

The purpose of this measure is to:

- (1) Change the governmental entity responsible for the administration of the Address Confidentiality Program from the Office of the Lieutenant Governor to the Department of Law Enforcement;
- (2) Authorize the Department of Law Enforcement to contract the services of a third party for the mail forwarding and acceptance of service of legal process aspects of the Address Confidentiality Program; and
- (3) Appropriate funds for the Address Confidentiality Program.

Your Committee received testimony in support of this measure from the Office of the Lieutenant Governor and Hawai'i State Coalition Against Domestic Violence. Your Committee received comments on this measure from the Department of Law Enforcement.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1527, S.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1527, S.D. 2, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 2108 Finance on S.B. No. 297

The purpose of this measure is to require organizations to obtain legislative approval before the disposition of land that was acquired using state grants, but only if the land was acquired after the effective date of this measure.

Your Committee did not receive any written testimony on this measure.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 297, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 2109 Finance on S.B. No. 811

The purpose of this measure is to:

- (1) Require state agencies to disaggregate data consistent with federal standards and require publication of the data; and
- (2) Establish a task force to assess and submit a report to the Legislature on demographic data collection, processing, retention, and sharing procedures, needs, and challenges.

Your Committee received testimony in support of this measure from the Hawai'i Friends of Civil Rights, 'Ahahui o nā Kauka, Native Hawaiian and Pacific Islander Response Recovery Resilience Team, Papa Ola Lokahi, Hawai'i Coalition for Immigrant Rights, Hawai'i Workers Center, and six individuals. Your Committee received comments on this measure from the Department of Education, Department of Human Services, Department of Health, Department of Labor and Industrial Relations, and University of Hawai'i System.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 811, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 811, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 13. Noes, 1 (Kobayashi). Excused, 2 (Poepoe, Alcos).

SCRep. 2110 Finance on S.B. No. 814

The purpose of this measure is to:

- (1) Require the Office of Enterprise Technology Services, in consultation with the Office of Language Access and a working group, to develop and publish, and periodically review and update, electronic information technology standards for multilingual accessibility to be implemented by all state entities; and
- (2) Appropriate funds for one program manager position in the Office of Enterprise Technology Services.

Your Committee received testimony in support of this measure from the Department of Human Services, Hawai'i Coalition for Immigrant Rights, AlohaCare, and one individual. Your Committee received comments on this measure from the Office of Language Access.

Your Committee has amended this measure by changing the number of positions established to an unspecified number.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 814, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 814, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 2111 Finance on S.B. No. 1129

The purpose of this measure is to raise the procurement threshold for small purchases to \$50,000.

Your Committee received testimony in support of this measure from the Hawai'i State Public Library System. Your Committee received testimony in opposition to this measure from the State Procurement Office.

Your Committee has amended this measure by:

- (1) Changing the procurement threshold for small purchases to an unspecified amount; and
- (2) Changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1129, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1129, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2112 Finance on S.B. No. 1135

The purpose of this measure is to require a cash or protest bond to be returned to the initiating party, less twice the amount of the administrative costs, except in cases where the appeal was frivolous or made in bad faith.

Your Committee received testimony in support of this measure from the General Contractors Association of Hawaii; Hawaii Operating Engineers Industry Stabilization Fund Political Action Committee; S & M Sakamoto, Inc.; Ralph S. Inouye Co., Ltd.; Jas. W. Glover, Ltd.; Healy Tibbitts Builders, Inc.; and Tom Sofos Insurance & Bonding, Inc.; Jayar Construction, Inc.; Royal Contracting Co., Ltd.; and Damon Key Leong Kupchak Hastert.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1135, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1135, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2113 Finance on S.B. No. 1138

The purpose of this measure is to:

- (1) Prohibit a procurement officer from disclosing a competing offeror's proposal or evaluation score, except the summary of scores, during a debriefing requested by a non-selected offeror; and
- (2) Authorize the disclosure of a competing offeror's proposal or evaluation score after a protest is resolved and the contract is executed.

Your Committee received testimony in support of this measure from the State Procurement Office.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1138, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1138, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2114 Finance on S.B. No. 1141

The purpose of this measure is to:

- (1) Transfer the rights, powers, functions, duties, and resources of the Department of Education relating to workers' compensation for the Hawaii State Public Library System and its employees to the Department of Human Resources Development;
- (2) Establish one full-time equivalent position within the Department of Human Resources Development for the management and administration of workers' compensation for the Hawaii State Public Library System and its employees; and
- (3) Appropriate funds for the workers' compensation costs of the Hawaii State Public Library System and its employees.

Your Committee received testimony in support of this measure from the Hawai'i State Public Library System.

Your Committee has amended this measure by:

- (1) Changing the number of positions to be established to an unspecified number;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1141, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1141, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2115 Finance on S.B. No. 1384

The purpose of this measure is to:

- (1) Amend chapter 202, Hawaii Revised Statutes, to be consistent with the General Appropriations Act of 2021, Act 88, Session Laws of Hawaii 2021;
- (2) Rename the Workforce Development Council as the "Hawaii Workforce Development Board", and the county workforce development board as the local workforce development board;
- (3) Require the Hawaii Workforce Development Board and local workforce development boards to develop written conflict of interest policies consistent with federal law and regulations;
- (4) Require the Governor to select the chairperson of the Hawaii Workforce Development Board from among the private sector members appointed to the Board; and

- (5) Repeal the requirement for the Department of Labor and Industrial Relations to submit an annual report to the Legislature on the activities of the K-12 Agriculture Workforce Development Pipeline Initiative, as it is no longer necessary.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1384, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1384, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2116 Finance on S.B. No. 1254

The purpose of this measure is to enhance the Maunaloa-Makapuu Scenic Byway and protect and preserve the lands of the Kaiwi Coast in perpetuity by requiring certain lands to be petitioned to be designated as the Kaiwi Coast State Park so the area can be properly protected and managed for the benefit of residents and future generations.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources, Friends of Hanauma Bay, Hawaii Reef and Ocean Coalition, Livable Hawaii Kai Hui, Sierra Club of Hawai'i, Hawai'i Bicycling League, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1254, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2117 Finance on S.B. No. 1286

The purpose of this measure is to allow the Hawaii Community Development Authority to conduct a pilot program to lease real property of one redevelopment project in the Kakaako Community Development District for a term of ninety-nine years.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Hawai'i Community Development Authority; and Land Use Research Foundation of Hawaii. Your Committee received comments on this measure from the Office of Hawaiian Affairs.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1286, S.D. 1, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Nishimoto, Ward).

SCRep. 2118 Finance on S.B. No. 44

The purpose of this measure is to strengthen the State Water Code by:

- (1) Adding a minimum penalty of \$50 per violation and a maximum penalty of \$60,000 per violation of the State Water Code and making each day that a violation exists or continues to exist a separate offense;
- (2) Requiring the Commission on Water Resource Management to determine the amount of the penalty based on the circumstances of the violation; and
- (3) Appropriating funds for two full-time equivalent positions within the Commission on Water Resource Management.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and Hawai'i Reef and Ocean Coalition. Your Committee received testimony in opposition to this measure from one individual.

Your Committee has amended this measure by:

- (1) Changing the number of full-time equivalent positions funded by this measure to an unspecified number; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 44, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 44, S.D. 2, H.D. 3.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2119 Finance on S.B. No. 1064

The purpose of this measure is to facilitate the improvement or removal of deficient dams and appurtenances by:

- (1) Establishing and appropriating funds for a Dam and Appurtenance Improvement or Removal Grant Program to provide the owners of private dams and appurtenances with funds for plans, design, construction, and equipment to improve or remove deficient dams and appurtenances, as determined by the Department of Land and Natural Resources; and
- (2) Appropriating funds for certain operating expenses and the establishment of two full-time equivalent permanent positions in the Department of Land and Natural Resources.

Your Committee received testimony in support of this measure from the Land Use Research Foundation of Hawaii and Hawai'i Farm Bureau. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee has amended this measure by:

- (1) Changing the positions to an unspecified number; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1064, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1064, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2120 Finance on S.B. No. 1332

The purpose of this measure is to improve the State's and counties' ability to respond to emergency situations in Hawaii by:

- (1) Clarifying that the Governor's or mayors' emergency management powers must be consistent with the Hawaii State Constitution and clarifying the power of the Governor or mayors to extend or terminate a state of emergency;
- (2) Clarifying the scope of the Comprehensive Emergency Management Plan;
- (3) Specifying the status and allowable uses of Major Disaster Fund monies;
- (4) Shortening the duration of price control periods from ninety-six hours to seventy-two hours; and
- (5) Defining the term "severe warning" to recognize that entities other than the National Weather Service issue warnings that may require the activation of the emergency management system.

Your Committee received testimony in support of this measure from the Department of Defense, Hawai'i Emergency Management Agency, Hawai'i Community Development Authority, and Chamber of Commerce Hawaii. Your Committee received comments on this measure from the Grassroot Institute of Hawaii.

Your Committee has amended this measure by:

- (1) Changing the amount of additional funds that may be made available solely for the purpose of matching federal disaster relief funds when funds become available to the State following a federal disaster declaration to an unspecified amount;
- (2) Removing the status of certain Major Disaster Fund monies as trust funds to be deposited into a trust account of the Hawaii Emergency Management Agency;
- (3) Removing the appropriation for the planning and design of a new Hawaii Emergency Management Agency facility; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1332, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1332, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2121 Finance on S.B. No. 1296

The purpose of this measure is to:

- (1) Establish the Hawaii Economic Development District Planning Organization to implement the United States Economic Development Administration-approved comprehensive economic development strategy;
- (2) Establish temporary full-time equivalent positions to support the Organization; and
- (3) Appropriate funds for the Organization and hiring of necessary staff.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Office of Planning and Sustainable Development; and Hawai'i Island Economic Development Board Inc. Your Committee received comments on this measure from the Maui Chamber of Commerce.

Your Committee has amended this measure by:

- (1) Changing the number of positions to an unspecified number; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1296, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1296, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2122 Finance on S.B. No. 419

The purpose of this measure is to appropriate funds for the Hawaii Carbon Smart Land Management Assistance Pilot Program.

Your Committee received testimony in support of this measure from the Hawai'i Climate Change Mitigation and Adaptation Commission; The Nature Conservancy, Hawai'i and Palmyra; Citizens' Climate Lobby of Hawaii; Climate Protectors Hawaii; Hawaii Reef and Ocean Coalition; 350Hawaii.org; Hawai'i Farmers Union United; Kauai Climate Action Coalition - Capture the Carbon; and eight individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Agriculture and Department of Land and Natural Resources.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 419, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2123 Finance on S.B. No. 459

The purpose of this measure is to appropriate funds out of the Hydrogen Fueling System Subaccount within the Public Utilities Commission Special Fund for the Zero-Emission Vehicle Fueling System Rebate Program.

Your Committee received testimony in support of this measure from Servco Pacific Inc., Alliance for Automotive Innovation, and one individual. Your Committee received comments on this measure from the Public Utilities Commission.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 459, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2124 Finance on S.B. No. 1520

The purpose of this measure is to:

- (1) Require the Department Of Business, Economic Development, and Tourism to work with the University of Hawaii on workforce development activities that support the development of the Hawaii Pacific Hydrogen Hub and other related aspects of the State's hydrogen energy industry; and
- (2) Appropriate funds for the development of the Hawaii Pacific Hydrogen Hub.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Servco Pacific Inc.; Sustainable Energy Hawai'i; Hawaii Gas; and two individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the University of Hawai'i System and Hawaii State Energy Office.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1520, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2125 Finance on S.B. No. 445

The purpose of this measure is to:

- (1) Increase civil penalties for violation of various pollution provisions; and
- (2) Establish and appropriate funds for one full-time equivalent permanent environmental health specialist position within the Clean Water Branch of the Department of Health.

Your Committee received testimony in support of this measure from the Department of Health, Hawai'i Reef and Ocean Coalition, and Wild Kids.

Your Committee has amended this measure by:

- (1) Changing the number of permanent environmental health positions established and funded to an unspecified number; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 445, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 445, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Poepoe, Alcos).

SCRep. 2126 Finance on S.B. No. 458

The purpose of this measure is to:

- (1) Establish the Geothermal Energy Resources Development Special Fund to be used by the Hawaii State Energy Office to support projects that promote and advance geothermal energy resources development; and
- (2) Redistribute geothermal royalties to the counties for specific purposes, Geothermal Energy Resources Development Special Fund, Department of Land and Natural Resources, and Office of Hawaiian Affairs.

Your Committee received testimony in support of this measure from the Department of Research & Development of the County of Hawaii, one member of the Hawai'i County Council, Servco Pacific Inc., and Ulupono Initiative. Your Committee received testimony in opposition to this measure from the Office of Hawaiian Affairs. Your Committee received comments on this measure from the Department of Budget and Finance; Department of Land and Natural Resources; Department of Business, Economic Development, and Tourism; University of Hawai'i System; Hawaii State Energy Office; DaRubbahSlippahGroup; Sustainable Energy Hawai'i; and four individuals.

Your Committee has amended this measure by changing the percentage of geothermal royalties to be distributed among the counties for specific purposes and to the Geothermal Energy Resources Development Special Fund, Department of Land and Natural Resources, and Office of Hawaiian Affairs to unspecified percentages.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 458, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 458, S.D. 2, H.D. 3.

Signed by the Chair on behalf of the Committee.
Ayes, 16. Noes, none. Excused, none.

SCRep. 2127 Finance on S.B. No. 504

The purpose of this measure is to, beginning December 31, 2026, prohibit the manufacture, sale, offer for sale, distribution for sale, and distribution for use of any food packaging, food service ware, cosmetic, or personal care product that contains perfluoroalkyl and polyfluoroalkyl substances, with certain exceptions.

Your Committee received testimony in support of this measure from the Department of Health, Makakilo/Kapolei/Honokai Hale Neighborhood Board No. 34, Clean the Pacific, Iron Workers Stabilization Fund, Wild Kids, and numerous individuals. Your Committee received testimony in opposition to this measure from the Retail Merchants of Hawaii, Hawaii Food Manufacturers Association, and one individual. Your Committee received comments on this measure from the Chamber of Commerce Hawaii, Hawai'i Reef and Ocean Coalition, Climate Protectors Hawai'i, Hawai'i Sustainable Farms, Environmental Caucus of the Democratic Party of Hawai'i, Maui Chamber of Commerce, and four individuals.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 504, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 504, S.D. 1, H.D. 3.

Signed by the Chair on behalf of the Committee.

Ayes, 16; Ayes with Reservations (Aiu, Kila, Lamosao, Alcos, Ward). Noes, none. Excused, none.

SCRep. 2128 Finance on S.B. No. 393

The purpose of this measure is to establish, until June 30, 2025, the Pre-Litigation Mediation Pilot Program and Emergency Rent Relief Program.

Your Committee received testimony in support of this measure from the Hawaii Public Housing Authority, Hawai'i Children's Action Network Speaks!, Kūpuna Caucus of the Democratic Party of Hawai'i, and six individuals. Your Committee received comments on this measure from the Department of Human Services; Catholic Charities Hawai'i; Chamber of Sustainable Commerce; Hawai'i Association of REALTORS; Hawaii Appleseed Center for Law & Economic Justice; Ku'ikahi Mediation Center; and Mediation Center of the Pacific, Inc.

Your Committee has amended this measure by:

- (1) Changing the individual benefit amount, distribution amounts, and the aggregate maximum under the Emergency Rent Relief Program to unspecified amounts; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 393, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 393, S.D. 1, H.D. 3.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Nishimoto, Ward).

SCRep. 2129 Finance on S.B. No. 1442

The purpose of this measure is to:

- (1) Establish one position in the Office of the Governor to oversee the deployment of capital improvement funds appropriated by this measure;
- (2) Appropriate funds for the Ohana Zones Pilot Program; and
- (3) Make the Ohana Zones Pilot Program a government assistance program for the purposes of a general excise tax exemption for the development of affordable housing, under certain circumstances.

Your Committee received testimony in support of this measure from the Department of Human Services, Hawaii Housing Finance and Development Corporation, State Council on Mental Health, one member of the Kaua'i County Council, Partners in Care, and one individual. Your Committee received comments on this measure from the Governor's Coordinator on Homelessness.

Your Committee has amended this measure by:

- (1) Changing the number of positions to oversee the deployment of capital improvement funds appropriated by this measure to an unspecified number; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1442, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1442, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Nishimoto, Ward).

SCRep. 2130 Finance on S.B. No. 729

The purpose of this measure is to:

- (1) Require the Auditor to conduct a sunrise analysis on proposed regulatory controls for members of condominium association boards of directors; and
- (2) Require the Real Estate Commission to develop a curriculum to be made available to board members of a condominium association and submit a report to the Legislature on the progress on the development of the curriculum.

Your Committee received testimony in support of this measure from the Palahua Townhouse Association, Hawaii Council of Associations of Apartment Owners, Hui 'Oia'i'o, and three individuals. Your Committee received testimony in opposition to this measure from the Honolulu Tower Association of Apartment Owners Board of Directors and two individuals. Your Committee received comments on this measure from the Office of the Auditor; Hawai'i

Real Estate Commission; Chamber of Sustainable Commerce; AOA Lakeview Sands; Legislative Action Committee of the Community Associations Institute, Hawaii Chapter; and nine individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 729, S.D. 1, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Nishimoto, Ward).

SCRep. 2131 Finance on S.B. No. 865

The purpose of this measure is to establish and appropriate funds for the Ninety-Nine Year Leasehold Pilot Program to develop low-cost homes on state-owned land in urban redevelopment sites to be sold in leasehold by the Hawaii Community Development Authority to qualified residents.

Your Committee received testimony in support of this measure from the Church of the Crossroads and four individuals. Your Committee received comments on this measure from the Office of Hawaiian Affairs, Department of Land and Natural Resources, and Hawai'i Community Development Authority.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 865, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, 2 (Cochran, Kobayashi). Excused, 2 (Nishimoto, Ward).

SCRep. 2132 Finance on S.B. No. 898

The purpose of this measure is to:

- (1) Temporarily expand the State Rent Supplement Program to specifically target qualified individuals who are sixty-two years of age or older and are homeless or at imminent risk of becoming homeless;
- (2) Require the Hawaii Public Housing Authority to submit annual reports regarding the State Rent Supplemental Program for Kupuna to the Legislature; and
- (3) Appropriate funds for the State Rent Supplement Program for Kupuna.

Your Committee received testimony in support of this measure from the Hawaii Public Housing Authority, Executive Office on Aging, AARP Hawai'i, Partners in Care, Catholic Charities Hawai'i, Hawai'i Association of REALTORS, Kupuna Caucus of the Democratic Party of Hawai'i, and fifteen individuals. Your Committee received comments on this measure from the State Procurement Office and Chamber of Sustainable Commerce.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 898, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Nishimoto, Ward).

SCRep. 2133 Finance on S.B. No. 1357

The purpose of this measure is to make permanent the issuance of county affordable housing credits to the Department of Hawaiian Home Lands.

Your Committee received testimony in support of this measure from the Department of Hawaiian Home Lands, Hydroponics Alternatives LLC, Maui Chamber of Commerce, and one individual. Your Committee received comments on this measure from the Office of Housing and Community Development of the County of Hawai'i.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1357, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14. Noes, none. Excused, 2 (Nishimoto, Ward).

SCRep. 2134 Finance on S.B. No. 1596

The purpose of this measure is to:

- (1) Establish and appropriate funds for a Maui Campus Housing Pilot Program under the School Facilities Authority to make housing available to employees at schools in the Lahainaluna and Kulanihako'i complexes; and
- (2) Require the School Facilities Authority and Department of Education to submit reports to the Legislature on the Pilot Program.

Your Committee received testimony in support of this measure from the Hawaii Public Housing Authority; one member of the Maui County Council; Hawaii State Teachers Association; and Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1596, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 2135 Finance on S.B. No. 833

The purpose of this measure is to:

- (1) Authorize the Department of Agriculture, Department of Land and Natural Resources, and Agribusiness Development Corporation to acquire the Wahiawa Irrigation System, on terms negotiated and agreed upon by the Office of the Governor, and to purchase, repair, and maintain the associated spillway; and
- (2) Appropriate funds for:
 - (A) The Department of Agriculture to acquire a fee simple interest in the spillway associated with the Wahiawa Irrigation System;

- (B) The Department of Agriculture to repair and expand the spillway associated with the Wahiawa Irrigation System and to bring the spillway into compliance with all relevant dam safety requirements;
- (C) The Agribusiness Development Corporation to manage and maintain its acquired portion of the Wahiawa Irrigation System and the spillway and dam acquired by the Department of Agriculture; and
- (D) The Department of Land and Natural Resources to manage and maintain its acquired portion of the Wahiawa Irrigation System and the establishment of four full-time positions.

Your Committee received testimony in support of this measure from the Department of Agriculture; Honolulu Board of Water Supply; Land Use Research Foundation of Hawaii; North Shore Neighborhood Board No. 27; Hawai'i Farm Bureau; Sustainable Hawaii, LLC; Ulupono Initiative; Dole Food Company Hawaii; International Longshore & Warehouse Union Local 142; and numerous individuals. Your Committee received comments on this measure from the Department of Land and Natural Resources and Agribusiness Development Corporation.

Your Committee has amended this measure by:

- (1) Changing the number of positions to an unspecified number; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 833, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 833, S.D. 2, H.D. 3.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 2136 Finance on S.B. No. 1136

The purpose of this measure is to preserve and protect Makena State Park in the County of Maui by appropriating funds to the Office of Planning and Sustainable Development to conduct a carrying capacity study.

Your Committee received testimony in support of this measure from the Office of the Mayor of the County of Maui; Kihei Community Association; Sierra Club Maui; Maui Tomorrow Foundation, Inc.; and fifteen individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Department of Land and Natural Resources and Office of Planning and Sustainable Development.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1136, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 2137 Finance on S.B. No. 784

The purpose of this measure is to:

- (1) Require the Department of Transportation to establish and implement a two-year Airline Subsidy Pilot Program at Molokai Airport to assist airlines that operate in and out of Molokai Airport in offsetting their costs of operation;
- (2) Require the Department of Transportation to submit a report of its findings and recommendations to the Legislature; and
- (3) Appropriate funds for the Airline Subsidy Pilot Program.

Your Committee received testimony in support of this measure from the Department of Transportation, Ko'olau Foundation, Venture Physical Therapy LLC, and numerous individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Hawai'i Tourism Authority, Maui Chamber of Commerce, and two individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 784, S.D. 1, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.
Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 2138 Finance on S.B. No. 398

The purpose of this measure is to:

- (1) Require the Department of Human Services to collect and analyze data to determine the impact of expanding post-permanency services to families receiving benefits from the State's Adoption Assistance Program and report its findings and recommendations to the Legislature; and
- (2) Appropriate funds to the Department of Human Services for the procurement of contracted services to provide additional support, resources, and monitoring of families receiving benefits from the Adoption Assistance Program for the purpose of assisting with family strengthening and maintenance of a safe home environment for adopted children.

Your Committee received comments on this measure from the Department of Human Services.

Your Committee has amended this measure by:

- (1) Changing the number of full-time equivalent planner or project specialist positions established by this measure to an unspecified number;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 398, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 398, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 2139 Finance on S.B. No. 894

The purpose of this measure is to:

- (1) Extend the sunset date of the Trauma-Informed Care Task Force established by Act 209, Session Laws of Hawaii 2021, to June 30, 2025, and require it to serve as an advocacy board to the Office of Wellness and Resilience; and
- (2) Beginning July 1, 2025, transfer the Office of Wellness and Resilience from the Office of the Governor to the Department of Human Services and formalize the Trauma-Informed Care Task Force as an advocacy board to the Office of Wellness and Resilience, to be known as the Wellness and Resilience Advocacy Board.

Your Committee received testimony in support of this measure from the Department of Public Safety, Executive Office on Early Learning, Office of Wellness and Resilience, Hawaii Primary Care Association, Opportunity Youth Action Hawai'i, HawaiiKidsCAN, Hawai'i Community Foundation, Parents and Children Together, Kamehameha Schools, EPIC 'Ohana, Hawai'i Children's Action Network Speaks!, and three individuals.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 894, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 894, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 2140 Finance on S.B. No. 941

The purpose of this measure is to:

- (1) Authorize the School Facilities Authority to partner with public and private agencies to develop:
 - (A) Housing, including workforce housing, for teachers, educators, and staff; and
 - (B) Classrooms;
- (2) Authorize the School Facilities Authority to delegate authority to other state or county agencies to develop housing and classrooms, under certain conditions; and
- (3) Appropriate funds to the School Facilities Authority for the construction of housing and classrooms at Mililani High School, Nanakuli High & Intermediate School, and Waipahu High School, with housing location and tenant requirements.

Your Committee received testimony in support of this measure from the Executive Office on Early Learning; Nānākuli-Wai'anae Interim Complex Area Superintendent; Hawaii State Teachers Association; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and two individuals. Your Committee received comments on this measure from the School Facilities Authority.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 941, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 2141 Finance on S.B. No. 1044

The purpose of this measure is to appropriate funds to hire complex-based licensed behavioral health specialists for Hawaii's rural public schools.

Your Committee received comments on this measure from the Department of Education.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1044, S.D. 2, H.D. 2, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 2142 Finance on S.B. No. 764

The purpose of this measure is to:

- (1) Allow a bank to invest, in aggregate, up to fifteen percent of the bank's capital and surplus in limited partnerships, limited liability partnerships, limited liability companies, and corporations formed to invest in affordable housing residential properties with the approval of the Commissioner of Financial Institutions (Commissioner);
- (2) Authorize a bank to apply to the Commissioner to invest an additional five percent of the bank's capital and surplus for an aggregate of up to twenty percent in the aforementioned investments;
- (3) Specify the circumstances in which a bank may make an investment with an after-the-fact notice and when a bank must submit an investment proposal to the Commissioner; and
- (4) Allow eligible banks to make certain investments without prior notification to or approval of the Commissioner if they comply with after-the-fact notice procedures.

Your Committee received testimony in support of this measure from Hunt Development Group, LLC; Hunt Capital Partners, LLC; Catholic Charities Hawai'i; Housing Hawai'i's Future; EAH Housing; NAIOP Hawaii; HPM Building Supply; General Contractors Association of Hawaii; Ahe Group; Title Guaranty Hawaii; Hawai'i Gas; Building Industry Association of Hawaii; and two individuals. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs, Central Pacific Bank, Holomua Collaborative, Avalon Group, and Maui Chamber of Commerce.

Your Committee has amended this measure by:

- (1) Clarifying that a bank may invest an aggregate amount of up to fifteen percent of the bank's capital and surplus without the prior approval of the Commissioner or any after-the-fact notice;
- (2) Specifying that an eligible bank may either:
 - (A) Apply to the Commissioner for approval to invest an aggregate amount that exceeds fifteen percent but no more than twenty percent of the bank's capital and surplus; or
 - (B) Make an investment that exceeds fifteen percent but no more than twenty percent of the bank's capital and surplus without prior notification or approval by the Commissioner if the bank submits an after-the-fact notice to the Commissioner;
- (3) Removing the circumstances under which a non-eligible bank may make an investment that exceeds fifteen percent of the bank's capital and surplus with an after-the-fact notice or submit an investment proposal to the Commissioner; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 764, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 764, S.D. 1, H.D. 3.

Signed by the Chair on behalf of the Committee.
Ayes, 14. Noes, none. Excused, 2 (Nishimoto, Ward).

SCRep. 2143 Finance on S.B. No. 725

The purpose of this measure is to:

- (1) Require and appropriate monies for the Department of Human Resources Development to:
 - (A) Submit an annual report to the Legislature on the telework policies of the Executive Branch and various metrics on the adoption, usage, and productivity of teleworking by each department in the Executive Branch;
 - (B) Purchase and implement a pilot telework monitoring system to assess the productivity of telework employees within up to three state departments or portions of departments; and
 - (C) Also apply the pilot telework monitoring system to in-office employees in the selected departments to compare productivity levels of in-office versus teleworking employees; and
- (2) Appropriate funds for the annual report, pilot telework monitoring system, one position to manage the pilot telework monitoring system, and manager training.

Your Committee received testimony in support of this measure from the Department of Human Resources Development. Your Committee received testimony in opposition to this measure from the Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and one individual. Your Committee received comments on this measure from the Department of Human Services.

Your Committee has amended this measure by:

- (1) Changing the number of positions established to an unspecified number;
- (2) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 725, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 725, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.
Ayes, 15; Ayes with Reservations (Aiu, Chun, Garrett, Kahaloa, Kila, Lamosao, Poepoe, Takenouchi, Alcos). Noes, none. Excused, 1 (Nishimoto).

SCRep. 2144 Finance on S.B. No. 1522

The purpose of this measure is to:

- (1) Establish an Office of Destination Management within the Department of Business, Economic Development, and Tourism;
- (2) Require the Office of Destination Management to implement certain county destination management action plans;
- (3) Repeal the Hawaii Tourism Authority;
- (4) Appropriate funds to the Department of Business, Economic Development, and Tourism to support the Office of Destination Management and fund positions; and
- (5) Establish and appropriate funds for a tourism liaison officer within the Office of the Governor.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of Business, Economic Development, and Tourism; Department of Taxation; Hawai'i Tourism Authority; Grassroot Institute of Hawaii; Maui Hotel & Lodging Association; and Maui Chamber of Commerce.

Your Committee has amended this measure by:

- (1) Changing the appropriations to unspecified amounts;
- (2) Changing the number of positions established by this measure to unspecified numbers; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1522, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1522, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 2145 Finance on S.B. No. 483

The purpose of this measure is to update the Uniform Probate Code to adjust for inflation, provide additional clarity, resolve issues that have arisen in practice, and address societal changes.

Your Committee received testimony in support of this measure from the Judiciary's Committee on the Uniform Probate Code and Probate Court Practices. Your Committee received comments on this measure from one individual.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 483, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 483, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 2146 Finance on S.B. No. 627

The purpose of this measure is to allow an election candidate, treasurer, or candidate committee to use campaign funds for the candidate's child care or vital household dependent care costs under certain conditions.

Your Committee received testimony in support of this measure from the Campaign Spending Commission, Vote Mama Foundation, Hawai'i Children's Action Network Speaks!, Hawaii State Democratic Women's Caucus, American Association of University Women of Hawaii, and three individuals.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 627, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 627, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 2147 Finance on S.B. No. 682

The purpose of this measure is to prohibit the sale, offer for sale, display for sale, trade, or distribution of certain animal fur products in the State.

Your Committee received testimony in support of this measure from the Humane Society of the United States, Last Chance for Animals, Animal Rights Hawai'i, Animal Legal Defense Fund, People for the Ethical Treatment of Animals, Maui Humane Society, Humane Society Veterinary Medical Association, Animal Defenders International, Kaua'i Humane Society, Hawaiian Humane Society, Animal Rights Initiative, and numerous individuals. Your Committee received testimony in opposition to this measure from Anamoda, Inc.; Natural Fibers Alliance; Fur Commission USA; Retail Merchants of Hawaii; International Fur Federation; American Fur Council; and one individual.

Your Committee has amended this measure by:

- (1) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 682, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 682, S.D. 1, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Alcos, Ward). Noes, none. Excused, 1 (Nishimoto).

SCRep. 2148 Finance on S.B. No. 1076

The purpose of this measure is to:

- (1) Require the Office of Elections to prepare a digital voter information guide; post the guide on its website in compliance with certain accessibility standards; and mail each ballot with a notice that states a voter information guide may be found on its website;
- (2) Require the Attorney General and each county corporation counsel to draft explanations of proposed constitutional or charter amendment ballot questions and translate them into certain languages for purposes of the digital voter information guide; and
- (3) Appropriate funds.

Your Committee received testimony in support of this measure from the Stonewall Caucus of the Democratic Party of Hawai'i, Community Alliance on Prisons, League of Women Voters of Hawaii, Commission to Improve Standards of Conduct, and eight individuals. Your Committee received testimony in opposition to this measure from one individual. Your Committee received comments on this measure from the Office of Elections.

Your Committee has amended this measure by changing the effective date to June 30, 3000, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1076, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1076, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 2149 Finance on S.B. No. 1277

The purpose of this measure is to appropriate funds and approve payments for claims against the State, its officers, and its employees.

Your Committee received testimony in support of this measure from the Department of Transportation. Your Committee received comments on this measure from the Department of the Attorney General.

Your Committee has amended this measure by:

- (1) Inserting four additional settled claims as provided by the Department of the Attorney General;
- (2) Clarifying that certain judgments or settlements shall be paid from funds previously appropriated to and expended by the respective agency subject to the judgment or settlement;
- (3) Including a necessary declaration of procedures for making an appropriation in excess of the general fund expenditure ceiling for fiscal year 2022-2023 pursuant to section 9 of article VII of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (4) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1277, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1277, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 16. Noes, none. Excused, none.

SCRep. 2150 Finance on S.B. No. 1543

The purpose of this measure is to:

- (1) Establish a comprehensive system of public financing for all candidates seeking election to state and county public offices in the State, to begin with the 2026 general election year;
- (2) Require the Campaign Spending Commission to submit a progress report and final report to the Legislature; and
- (3) Appropriate funds.

Your Committee received testimony in support of this measure from the Commission to Improve Standards of Conduct, one member of the Hawai'i County Council, Sierra Club of Hawai'i, Hope Services Hawai'i, Common Cause Hawaii, Holomua Collaborative, Our Revolution Hawaii, HULI PAC, 350Hawaii.org, Kanalani Ohana Farm, Hawai'i Alliance for Progressive Action, Our Hawaii, Pono Hawaii Initiative, Indivisible Hawaii, Stonewall Caucus of the Democratic Party of Hawai'i, Kūpuna for the Mo'opuna, Hawai'i Workers Center, League of Women Voters of Hawaii, Maui Peace Action, Kauai Women's Caucus, and numerous individuals. Your Committee received comments on this measure from the Campaign Spending Commission, Chamber of Sustainable Commerce, and six individuals.

Your Committee has amended this measure by:

- (1) Changing the minimum amount of funds that must be in the Hawaii Election Campaign Fund to provide funding for the Comprehensive Public Funding Program to an unspecified amount;
- (2) Changing the number of temporary positions funded by this measure to an unspecified number;
- (3) Changing the effective date to June 30, 3000, to encourage further discussion; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1543, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Third Reading in the form attached hereto as S.B. No. 1543, S.D. 2, H.D. 2.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Alcos, Ward). Noes, none. Excused, 1 (Nishimoto).

SCRep. 2151 Finance on S.B. No. 51

The purpose of this measure is to increase the amount of fines that may be assessed against noncandidate committees for violations of organizational report and advertisement disclosure requirements.

Your Committee received testimony in support of this measure from the League of Women Voters of Hawaii and one individual. Your Committee received comments on this measure from the Campaign Spending Commission.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 51, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 2152 Finance on S.B. No. 182

The purpose of this measure is to:

- (1) Amend the filing deadline for disclosures of financial interests by candidates for state elective office or the constitutional convention;
- (2) Amend the penalty for the unauthorized release of confidential financial disclosure statement information; and
- (3) Amend the fines imposed and procedures relating to disclosures of financial interests.

Your Committee received testimony in support of this measure from the Hawai'i State Ethics Commission.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 182, S.D. 1, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15. Noes, none. Excused, 1 (Nishimoto).

SCRep. 2153 Finance on S.B. No. 1005

The purpose of this measure is to:

- (1) Establish presidential preference primary elections; and
- (2) Appropriate funds to the Office of Elections for the administration of the presidential preference primary election.

Your Committee received testimony in support of this measure from Indivisible Hawaii, Democratic Party of Hawai'i, and numerous individuals. Your Committee received testimony in opposition to this measure from the Stonewall Caucus of the Democratic Party of Hawai'i and one individual. Your Committee received comments on this measure from the Office of Elections, Office of the County Clerk of the County of Maui, Office of the City Clerk of the City and County of Honolulu, Office of the County Clerk of the County of Hawai'i, Office of the County Clerk of the County of Kaua'i, Democratic Party of Hawai'i Labor Caucus, and one individual.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1005, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 15; Ayes with Reservations (Alcos, Ward). Noes, none. Excused, 1 (Nishimoto).

SCRep. 2154 Finance on S.B. No. 1230

The purpose of this measure is to:

- (1) Prohibit the carrying or possessing of firearms in certain locations and premises;
- (2) Require possession and disclosure of a license to carry;
- (3) Prohibit leaving an unsecured firearm in a vehicle unattended;
- (4) Prohibit consuming or being under the influence of alcohol, an intoxicating liquor, or a controlled substance when carrying a firearm;
- (5) Prohibit carrying or possessing firearms on certain private property open to the public without express authorization;
- (6) Require annual reports from the Department of the Attorney General on licenses to carry;
- (7) Prohibit the failure to conceal a firearm by a concealed carry licensee where the failure to conceal results in alarm to another person;
- (8) Amend the requirements for, and revocation of, firearms permits and licenses;
- (9) Amend the criteria for disqualification of persons from owning, possessing, or controlling a firearm; and
- (10) Expand the qualified immunity for health care providers who provide information on firearms applicants to include physician assistants and advanced practice registered nurses.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; Department of the Attorney General; Department of Transportation; Office of Planning and Sustainable Development; one member of the Hawai'i County Council; Department of Transportation Services of the City and County of Honolulu; Brady Hawaii; Stonewall Caucus of the Democratic Party of Hawai'i; Hawai'i State Coalition Against Domestic Violence; Building Owners and Managers Association of Hawai'i; Hawaii Psychological Association; Everytown for Gun Safety; Moms Demand Action for Gun Sense in America; Students Demand Action for Gun Sense in America; Healthcare Association of Hawai'i; Indivisible Hawaii; League of Women Voters of Hawai'i; Hale Ola Spa & Apothecary; Hawaii Bankers Association; and numerous individuals. Your Committee received testimony in opposition to this measure from the Hawaii Firearms Coalition, DC Project/A Girl & A Gun Womens Shooting League, and numerous individuals. Your Committee received comments on this measure from the University of Hawai'i System, Honolulu Police Department, Hawaii State Association of Parliamentarians, and ten individuals.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1230, S.D. 2, H.D. 1, and recommends that it pass Third Reading.

Signed by the Chair on behalf of the Committee.

Ayes, 14; Ayes with Reservations (Lamosao, Alcos, Ward). Noes, 1 (Kila). Excused, 1 (Nishimoto).

SCRep. 2155 Judiciary & Hawaiian Affairs on S.C.R. No. 104

The purpose of this measure is to urge the United States Congress to pass the Hawaiian Home Lands Preservation Act to lower the required minimum blood quantum for certain Department of Hawaiian Home Lands successor lessee beneficiaries from one-quarter native Hawaiian blood to one thirty-second.

Your Committee received testimony in support of this measure from the Department of Hawaiian Home Lands, the Office of Hawaiian Affairs, the Democratic Party of Hawaii, Kupuna for the Mo'opuna, Waimea Hawaiian Civic Club, ILWU Local 142, Kailapa Community Association, and nineteen individuals. Your Committee received testimony in opposition to this measure from two individuals. Your Committee received comments on this measure from the United States Department of the Interior – Office of the Solicitor.

Your Committee finds that the Hawaiian Homes Commission Act of 1920, as amended, is meant for the rehabilitation of the native Hawaiian people through a government-led homesteading program. However, in the near future, the minimum blood quantum requirement of one-half native Hawaiian blood will essentially bar all new applicants and thus frustrate the purpose and intent of the Hawaiian Homes Commission Act of 1920, as amended. In realizing the dilutive effect of interracial marriages on the blood quantum, the State reduced the minimum blood quantum requirement of certain lessees' successors from one-quarter to one thirty-second by enacting Act 80, Session Laws of Hawaii 2017 (Act 80). Your Committee believes that the passage of the Hawaiian Home Lands Preservation Act will align the federal minimum blood quantum requirement with that established by Act 80 and satisfy the legal requirement that Act 80 receives the consent of the United States Congress to become effective. This measure will help to ensure that future successor lessees can continue to qualify as beneficiaries of the Hawaiian Homes Commission Act of 1920.

Your Committee has amended this measure by:

- (1) Incorporating the suggestion of the Department of Hawaiian Home Lands that the second WHEREAS clause be amended to read:
 - (A) WHEREAS, the Hawaiian Homes Commission Act of 1920, as amended, provides benefits to native Hawaiians such as the offering of ninety-nine-year homestead leases at an annual rent of one dollar; and
- (2) Incorporating the suggestion of the Department of Hawaiian Home Lands that the fifth WHEREAS clause be amended to read:

(A) WHEREAS, Congress and the State lowered the minimum blood quantum requirement for certain qualified lessee successors to one-quarter native Hawaiian blood; the State further reduced the minimum blood quantum requirement of certain lessee successors from one-quarter to one thirty-second by enacting Act 80, Session Laws of Hawaii 2017; and

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 104, S.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.C.R. No. 104, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 3 (Hashimoto, Ichiyama, Ilagan).

SCRep. 2156 Consumer Protection & Commerce on S.C.R. No. 91

The purpose of this measure is to request the Governor to convene a task force to examine and make recommendations on the existing procedures for the adoption of the State Building Code.

The Subcontractors Association of Hawaii, BIA Hawaii, RMA Sales, Hawaii Gas, D.R. Horton-Hawaii Division, Engineered Systems Inc., Pacific Home and Appliance Distribution, Allen's Plumbing, and 1 individual testified in support. IBEW Local 1185 offered comments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 91, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Belatti, Hussey-Burdick, Gates, Lowen).

SCRep. 2157 Consumer Protection & Commerce on S.C.R. No. 131

The purpose of this measure is to request that the Regulated Industries Complaints Office report the itemized total amount of fines or judgements collected and uncollected each year and to include that information in the Director of Commerce and Consumer Affairs' Annual Compliance Resolution Fund Report.

The Regulated Industries Complaints Office offered comments.

Your Committee amended this measure by removing the 1983-present timeframe.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 131, S.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.C.R. No. 131, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Belatti, Hussey-Burdick, Gates, Lowen).

SCRep. 2158 Consumer Protection & Commerce on S.C.R. No. 147

The purpose of this measure is to request that the Public Utilities Commission evaluate current rate structures and consider additional benefits for those communities that host renewable energy projects.

The Department of Commerce and Consumer Affairs, Division of Consumer Advocacy, Hawaii Public Utilities Commission, and Hawaiian Electric offered comments

Your Committee amended this measure by changing the words "revise" to "evaluate" and "provide" to "consider".

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 147, S.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.C.R. No. 147, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Belatti, Hussey-Burdick, Gates, Lowen).

SCRep. 2159 Consumer Protection & Commerce on S.C.R. No. 183

The purpose of this measure is to request the Department of Human Services to study providing certain health insurance coverage for all children and pregnant persons who would otherwise qualify for coverage if not for their immigration status.

The Hawaii Children's Action Network Speaks, and one individual testified in support. One individual testified in opposition. The Department of Human Services offered comments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 183, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, 1 (Pierick). Excused, 4 (Belatti, Hussey-Burdick, Gates, Lowen).

SCRep. 2160 Consumer Protection & Commerce on S.C.R. No. 188

The purpose of this measure is to urge the Department of Human Services' Med-Quest Division to advocate that the state increase Medicaid Reimbursements to dentists and, upon an increase approval, to proactively inform both dental service providers and Medicaid beneficiaries of new rate plans.

The Hawaii Dental Association, Hawaii Oral Health Coalition, and one individual testified in support. The Department of Human Services offered comments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 188 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Belatti, Hussey-Burdick, Gates, Lowen).

SCRep. 2161 Consumer Protection & Commerce/Legislative Management on S.C.R. No. 4

The purpose of this measure is to request that the Legislative Reference Bureau conduct an analysis of the regulation and licensure of Associate Physicians. The Hawaii Medical Board testified in support. The office of the Auditor offered comments.

Your Committees amended this measure by changing the Office of the Auditor to the Legislative Reference Bureau. Your committees also deleted references to section 26H-6 Hawaii Revised Statutes related to conducting a Sunrise Analysis as the measure no longer requests such analysis.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Legislative Management that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 4, S.D. 1, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as S.C.R. No. 4, S.D. 1, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Consumer Protection & Commerce: Ayes, 7. Noes, none. Excused, 4 (Belatti, Hussey-Burdick, Gates, Lowen).

Legislative Management: Ayes, 5. Noes, none. Excused, none.

SCRep. 2162 Consumer Protection & Commerce/Legislative Management on S.C.R. No. 15

The purpose of this measure is to request the Auditor to assess both the social and financial effects of proposed mandated health insurance coverage for a percentage of the costs of Ketamine Therapy to treat depression.

Beyond Mental Health, Kahala Clinic for Children and Family, and one individual testified in support. The Office of the Auditor offered comments.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Legislative Management that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 15, S.D. 1, and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Consumer Protection & Commerce: Ayes, 7. Noes, none. Excused, 4 (Belatti, Hussey-Burdick, Gates, Lowen).

Legislative Management: Ayes, 5. Noes, none. Excused, none.

SCRep. 2163 Consumer Protection & Commerce/Legislative Management on S.C.R. No. 17

The purpose of this measure is to request the Auditor to conduct a social and financial assessment of proposed mandatory health insurance coverage for services provided by Pharmacists.

The Board of Pharmacy, University of Hawaii, Hawaii Primary Care Association, KTA Superstores, The Hawaii Pharmacists Association, KTA Puainako Pharmacy, HMSA and 21 individuals testified in support. One individual testified in opposition. The Office of the Auditor offered comments.

Your Committees amended this measure by changing the referred Senate Bill to SB 165.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Legislative Management that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 17, S.D. 1, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as S.C.R. No. 17, S.D. 1, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Consumer Protection & Commerce: Ayes, 7. Noes, none. Excused, 4 (Belatti, Hussey-Burdick, Gates, Lowen).

Legislative Management: Ayes, 5. Noes, none. Excused, none.

SCRep. 2164 Consumer Protection & Commerce/Legislative Management on S.C.R. No. 18

The purpose of this measure is to request the Auditor to conduct a social and financial assessment of proposed mandatory health insurance coverage for various sexual and reproductive health care services.

The Stonewall Caucus of the Democratic Party of Hawaii, Rainbow Family 808, HMSA, Planned Parenthood Alliance Advocates, and one individual testified in support.

Your committees have amended the measure by omitting all references to HB 1180.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Legislative Management that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 18, S.D. 1, as amended herein, and recommend that it be referred to your Committee on Finance, in the form attached hereto as S.C.R. No. 18, S.D. 1, H.D. 1.

Signed by the Chairs on behalf of the Committees.

Consumer Protection & Commerce: Ayes, 6. Noes, 1 (Pierick). Excused, 4 (Belatti, Hussey-Burdick, Gates, Lowen).

Legislative Management: Ayes, 5; Ayes with Reservations (Matsumoto). Noes, none. Excused, none.

SCRep. 2165 Consumer Protection & Commerce/Legislative Management on S.C.R. No. 202

The purpose of this measure is to request the auditor to conduct a social and financial assessment of mandating parity in vitro fertilization health insurance coverage.

The Stonewall Caucus of the Democratic Party of Hawaii, Rainbow Family 808, and one individual testified in support. HMSA offered comments.

As affirmed by the records of votes of the members of your Committees on Consumer Protection & Commerce and Legislative Management that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 202, S.D. 1, and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.

Consumer Protection & Commerce: Ayes, 6. Noes, 1 (Pierick). Excused, 4 (Belatti, Hussey-Burdick, Gates, Lowen).

Legislative Management: Ayes, 5; Ayes with Reservations (Matsumoto). Noes, none. Excused, none.

SCRep. 2166 Higher Education & Technology on S.C.R. No. 27

The purpose of this measure is to urge 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.

Your Committee received testimony in support of this measure from the University of Hawai'i System, Ma'i Movement Hawai'i, PERIOD., and twelve individuals.

Your Committee finds that menstruating students unable to access menstrual products face a significant barrier to education that biologically male students do not, as a lack of access to menstrual products can limit full educational participation and negatively impact a student's access to learning. Your Committee believes that providing menstrual products free of charge to students attending University of Hawaii System campuses is part of an appropriate public health and education equity strategy that addresses economic disparities.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 27, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, 1 (Garcia). Excused, 2 (Quinlan, Todd).

SCRep. 2167 Higher Education & Technology on S.C.R. No. 79

The purpose of this measure is to urge 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.

Your Committee received testimony in support of this measure from the Inlandboatmen's Union of the Pacific Hawaii Region and International Longshore & Warehouse Union Local 142. Your Committee received comments on this measure from the University of Hawaii'i System.

Your Committee finds that the maritime industry is an important part of the State's critical supply chain and building capacity in the port, maritime, and marine workforce will bring added stability to resources the State depends upon. There is no maritime college in the State and maritime workers must leave the State for training in licensed and unlicensed maritime career pathways.

Your Committee further finds that the University of Hawaii has emerged as a leader in ocean-based education and research and adding an ocean-based workforce development program is a practical addition to this work. The establishment of a maritime college as part of the University of Hawaii System would encourage the development of a local workforce in maritime and related marine industries.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 79, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Quinlan, Todd).

SCRep. 2168 Higher Education & Technology on S.C.R. No. 137

The purpose of this measure is to request the University of Hawaii at Manoa College of Tropical Agriculture and Human Resources to convene a working group to evaluate updating its cooperative extension sites and to submit a report to the Legislature regarding its work.

Your Committee received testimony in support of this measure from the University of Hawaii'i at Mānoa College of Tropical Agriculture and Human Resources and Hawaii'i Farm Bureau.

Your Committee finds that modern agricultural research, extension, and education facilities provide the foundation for cutting-edge research and applied science solutions that address climate change, agricultural profitability, food safety, biosecurity, nutrition, and food security. Despite the recognized importance of these facilities and the work they pursue, the College of Tropical Agriculture and Human Resources is facing unprecedented infrastructure challenges due to years of underinvestment and deferred maintenance. Your Committee further finds that convening a working group to evaluate updating the college's extension sites will help to identify investments that will in turn spur new economic opportunities and innovations for farmers, ranchers, and producers across the State.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 137, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Quinlan, Todd).

SCRep. 2169 Higher Education & Technology on S.C.R. No. 179

The purpose of this measure is to urge Congress to begin a discussion considering the benefits and risks of artificial intelligence technologies.

Your Committee received testimony in support of this measure from one individual.

Your Committee finds that artificial intelligence has the potential to revolutionize the way individuals live, work, and interact with each other. Rapid advancements in artificial intelligence technology mean machines are becoming smarter and more autonomous. Potential dangers of artificial intelligence include the potential loss of jobs due to automation, the risk of bias and discrimination being perpetuated based on programming decisions, privacy and security concerns, and the risk of unintended consequences. Your Committee further finds that it would be prudent for Congress to begin an analysis of the risks and benefits associated with artificial intelligence technology and its use in the public sector.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 179 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 9. Noes, none. Excused, 2 (Quinlan, Todd).

SCRep. 2170 Higher Education & Technology on S.C.R. No. 185

The purpose of this measure is to urge the Executive Office on Aging to work with the Hawaii Broadband and Digital Equity Office, Hawaii Broadband Hui, and AARP Hawaii'i to develop a standard training workshop for kupuna and caregivers on how to select and purchase appropriate broadband connectivity equipment and audiovisual equipment to access telehealth services.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; and State Council on Developmental Disabilities. Your Committee received comments on this measure from the Executive Office on Aging.

Your Committee finds that telehealth and online doctor visits can increase access to health care for vulnerable populations. However, technologies to increase health care access are limited in rural areas of the State and for kupuna who lack familiarity with digital access options. A standard training workshop for kupuna and caregivers on selecting, purchasing, and operating equipment to enhance connectivity would enhance the availability of telehealth services to those most in need.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 185, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Quinlan, Todd).

SCRep. 2171 Transportation on S.C.R. No. 98

The purpose of this measure is to urge the Department of Transportation, Department of Accounting and General Services, and Hawaii State Energy Office to collaborate to develop, implement, administer, and manage various transportation system programs at public facilities that include but are not limited to construction or conversion of parking stalls to accommodate electric vehicle charging, secure bicycle storage lockers, and parking stall sharing between public employees.

Your Committee received testimony in support of this measure from the Department of Transportation, Climate Protectors Hawai'i, and Hawaii Bicycling League. Your Committee received comments on this measure from the Department of Accounting and General Services and Hawaii State Energy Office.

Your Committee finds that Hawaii residents pay among the highest cost to commute in the country due to increasingly expensive fossil fuels and lack of cheaper transit options. Your Committee therefore finds that ensuring future access to electric vehicle charging stations and secure bicycle storage in public facilities will encourage the use of electric vehicles and bicycles, thereby reducing the cost of transportation for public employees and residents of public housing.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 98, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 2172 Transportation on S.C.R. No. 62

The purpose of this measure is to request the Department of Transportation to create a second access point from Whitmore Village via Saipan Drive to Kamehameha Highway to alleviate traffic on Whitmore Avenue.

Your Committee received testimony in support of this measure from the Department of Transportation.

Your Committee finds that the population of Whitmore Village has increased by almost one thousand residents between 2000 and 2020. Further, Whitmore Village is also the site of the Naval Computer and Telecommunications Area Master Station Pacific and National Security Agency Hawaii, in addition to agricultural lands that are being developed for food production. Despite the increase of economic activity in the area, there is only one ingress and egress from Whitmore Village to Kamehameha Highway, creating traffic congestion within Whitmore Village. Your Committee therefore finds that if the Department of Transportation creates a second access point from Whitmore Village, this will help to alleviate traffic congestion and provide additional relief and traffic mitigation for those who work and reside there.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 62, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 2173 Transportation on S.C.R. No. 170

The purpose of this measure is to urge the Department of Transportation to establish a working group to evaluate options that provide additional air service to remote and underserved communities across the State.

Your Committee received testimony in support of this measure from the Department of Transportation, Hawaii Tourism Authority, State Council on Developmental Disabilities, and Arc of Maui County.

Your Committee finds that as an island state, Hawaii is reliant upon air travel to ensure residents and tourists have timely transportation options to navigate between islands. However, since January 2021, only one passenger airline has provided service to the general public out of Molokai Airport. Your Committee further finds that the limited service between Molokai Airport and other destinations has led to costly ticket prices and limited flights, leaving many residents who travel for essential reasons such as work, medical appointments, and family stranded without a way to and from Molokai. Your Committee therefore finds that this measure seeks to find ways to address ongoing limited air travel issues in underserved and rural communities across the State and provide residents with affordable, consistent options.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 170 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 2174 Transportation on S.C.R. No. 73

The purpose of this measure is to request the Department of Transportation to conduct an assessment report to evaluate the feasibility and practicality of implementing higher levels of commercial general liability insurance for the general aviation industry and helicopter operations at airports in the State.

Your Committee received testimony in support of this measure from the United States Congressman Ed Case, Blue Hawaiian Helicopters, and AeroPlex Group Partners. Your Committee received comments on this measure from the Department of Transportation.

Your Committee finds that the general aviation industry and operation of helicopters in a safe manner is of paramount importance to the State. Your Committee further finds that higher levels of required commercial general liability insurance may be associated with increased private sector incentives to adopt national or worldwide best practices. Your Committee therefore finds that this measure provides an opportunity for the Department of Transportation to collect valuable data to ensure the general aviation industry, particularly helicopters, hold sufficient levels of general liability insurance for the safety of operators and passengers.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 73 and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 2175 Transportation on S.C.R. No. 31

The purpose of this measure is to urge the Department of Transportation to construct an all-way crosswalk along the cross-streets of Kahualii Street, Waipio Point Access Road, and Farrington Highway.

Your Committee received testimony in support of this measure from the Department of Education, Department of Transportation, Ulupono Initiative, and five individuals.

Your Committee finds that pedestrian safety is an important issue for all communities in Hawaii and the crosswalk adjacent to Waipahu High School is of particular concern because of the many students who walk to and from school. The area surrounding Waipahu High School is heavily congested with pedestrians who are overflowing the pedestrian island in the morning when school begins and, in the afternoon, when school ends. Your Committee further finds that the construction of an all-way crosswalk or pedestrian scramble is an effective method of reducing the chance of vehicles and pedestrians colliding.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 31 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 2176 Transportation on S.C.R. No. 106

The purpose of this measure is to urge the Department of Transportation and Department of Transportation Services of the City and County of Honolulu to construct elevated crosswalks along Meheula Parkway near Mililani High School.

Your Committee received testimony in support of this measure from the Department of Transportation and Ulupono Initiative.

Your Committee finds that there are several high-traffic roadways around Mililani High School that pose a significant risk to students who walk to and from school. Your Committee further finds that raised crosswalks help make pedestrians more visible to drivers and can reduce the likelihood of vehicular collisions.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 106 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 2177 Transportation on S.C.R. No. 93

The purpose of this measure is to request the Department of Transportation, in coordination with the Department of Transportation Services of the City and County of Honolulu, to install speed bumps and other traffic calming structures on Ala Aolani Street in Moanalua Valley and other surrounding streets deemed appropriate to deter speeding.

Your Committee received testimony in support of this measure from the Department of Transportation.

Your Committee finds that Moanalua Valley is a residential area that is home to several thousand residents and also includes a golf course, neighborhood park, hiking trail, and nearby entrance and exit to Interstate H-201. Ala Aolani Street is the main roadway in the area and is utilized and shared by pedestrians, bicyclists, and drivers. Recently many people have expressed concerns about speeding on this street. Your Committee therefore finds that the installation of traffic calming methods will help regulate speeding in this area.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 93 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 2178 Transportation on S.C.R. No. 150

The purpose of this measure is to request the counties to update the design and format of vehicle registration plates in response to growing electric vehicle and hybrid vehicle sales.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that electric vehicle adoption is growing exponentially, with many major car manufacturers phasing out gasoline-powered cars completely by 2035. Additionally, hybrid vehicle sales have been increasing as consumers view these vehicles as a convenient middle ground between conventional gasoline-powered vehicles and electric vehicles. At the current pace of electric vehicle sales, the existing electric vehicle license plate scheme will last for only five years. Your Committee further finds that updating the present license plate schemes is necessary to accommodate shifting trends toward electric, hybrid, and gasoline-powered vehicle sales in the State. Your Committee therefore finds that this measure will allow the State to effectively manage the distribution and circulation of license plates as consumer trends in the automotive industry rapidly change.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 150 and recommends that it be referred to your Committee on Judiciary & Hawaiian Affairs.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 2179 Transportation on S.C.R. No. 59

The purpose of this measure is to urge the State of Hawaii, City and County of Honolulu, federal entities, and private land owners to work together to immediately open the section of the Waianae Coast Emergency Access Road extending Paakea Road out to Lualualei Naval Road for public use on a permanent basis.

Your Committee received testimony in support of this measure from the Department of Transportation and five individuals.

Your Committee finds that Farrington Highway is the main route of travel for communities of the Leeward Coast of Oahu and it is the only public highway that leads into and out of the region. Farrington Highway has experienced lane closures or complete shutdowns on numerous occasions due to traffic accidents,

severe weather, and construction work. Your Committee further finds that the system of roads known as the Waianae Coast Emergency Access Road consists of gated roads and can be opened when deemed necessary or when requested by the Honolulu Police Department. Your Committee therefore finds that it is critical for this alternate route to be opened permanently to alleviate traffic and improve public safety.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 59 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 2180 Transportation on S.C.R. No. 145

The purpose of this measure is to request the Department of Transportation to study the feasibility and advisability of eliminating the State's safety inspection requirements for motor vehicles.

Your Committee received testimony in support of this measure from the Department of Transportation and two individuals. Your Committee received comments on this measure from the Grassroot Institute of Hawaii.

Your Committee finds that motor vehicle safety inspections are a tool designed to ensure all motor vehicles meet minimum safety standards. Currently, it is unclear whether the costs of overseeing and enforcing motor vehicle safety inspections are justified by the benefits of inspection, as vehicle component failure is a factor in a very small percentage of motor vehicle accidents in the State and nationally. Other factors, such as alcohol, speed, and distracted driving, are the leading causes of fatal traffic accidents in the State. Your Committee therefore finds that a study should be conducted to determine the feasibility of eliminating the State's safety inspection requirements while also looking at alternatives to ensure the safety of all roadway users.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 145, S.D. 1, and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 2181 Water & Land on S.C.R. No. 52

The purpose of this measure is to request the convening of a Sunset Memorial Park Working Group to:

- (1) Study potential solutions for the legal and physical situation at Sunset Memorial Park and make recommendations for a long-term management plan; and
- (2) Follow up with the Department of Commerce and Consumer Affairs on any developments since the enactment of Act 193, Session Laws of Hawaii 2018, regarding the development of short-term and long-term strategies for the upkeep, repair, and maintenance of Sunset Memorial Park.

Your Committee received testimony in support of this measure from Pearl City Neighborhood Board No. 21. Your Committee received comments on this measure from the Department of Commerce and Consumer Affairs.

Your Committee finds that the company that owned Sunset Memorial Park involuntarily dissolved in 2006 and the company's owner passed away in 2011, leaving the property in legal limbo. As a result, Sunset Memorial Park has been in a state of disrepair and deterioration for many years, with little to no relief for the loved ones of those buried there.

Your Committee has amended this measure by:

- (1) Requesting the Department of Commerce and Consumer Affairs to prepare the report of the Sunset Memorial Park Working Group to be submitted to the Legislature and provide any necessary administrative support to the Working Group; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 52, S.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.C.R. No. 52, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Ganaden).

SCRep. 2182 Human Services on S.C.R. No. 6

The purpose of this measure is to request that the Department of Human Services Med-QUEST Division expand the types of qualified providers allowed to provide lactation consultant services for the Medicaid population of the State.

Your Committee received testimony in support of this measure from Lactation Access Transforming Communities in Hawai'i, Hawai'i Public Health Institute, The Academy of Lactation Policy and Practice, Hawai'i Medical Service Association, and one individual. Your Committee received comments on this measure from the Department of Human Services.

Your Committee has amended this measure by:

- (1) P2 Line 24-25 remove "expand the types of qualified providers,;"
P2 line 28 remove "credential" and replace with "expand access to" and;
P2 Line 29-30 delete "or Certified Lactation Counselor certification"

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 6, S.D. 1, as amended herein, and recommends that it be referred to your Committee on Consumer Protection & Commerce in the form attached hereto as S.C.R. No. 6, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 3 (Belatti, Nishimoto, Garcia).

SCRep. 2183 Human Services on S.C.R. No. 51

The purpose of this measure is to request the Department of Human Services to immediately cease intercepting Social Security payments for children in foster care and to deposit these Social Security payments into savings accounts that may be accessed by foster children when they return to their families, are adopted, or age out of foster care.

Your Committee received testimony in support of this measure from Children's Advocacy Institute, and one individual. Your Committee received comments on this measure from the Department of Human Services.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 51 and recommends that it be referred as is to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Nishimoto, Garcia).

SCRep. 2184 Human Services on S.C.R. No. 88

The purpose of this measure is to request the Office of Wellness and Resilience establish the Malama Ohana Working Group to identify, design, and recommend transformative changes to the Child Welfare System.

Your Committee received testimony in support of this measure from Hawai'i Youth Services Network and the Office of Wellness and Resilience. Your Committee received comments on this measure from the Department of Human Services.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 88 and recommends that it be referred as is to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Nishimoto, Garcia).

SCRep. 2185 Human Services on S.C.R. No. 132

The purpose of this measure is to request The Department of Human Services' Med-Quest Division to take steps necessary to ensure that adequate provider rates are established for Applied Behavior Analysis services.

Your Committee received testimony in support of this measure from Behavior Analysis No Ka Oi, Inc., Maui Learning Academy, Hawai'i Association for Behavior Analysis, BAYADA, Council of Autism Service Providers, and twenty-eight individuals. Your Committee received comments on this measure from the Department of Human Services.

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 132 and recommends that it be referred as is to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Nishimoto, Garcia).

SCRep. 2186 Energy & Environmental Protection on S.C.R. No. 135

The purpose of this measure is to request the Legislature to convene a working group with representation from all levels of government to develop a program to phase out the use of perfluoroalkyl and polyfluoroalkyl substances in the State.

Your Committee received testimony in support of this measure from the Makakilo/Kapolei/Honokai Hale Neighborhood Board No. 34, Hawai'i Reef and Ocean Coalition, Climate Protectors Hawai'i, Environmental Caucus of the Democratic Party of Hawai'i, and five individuals. Your Committee received comments on this measure from the Department of Health; Island Energy Services, LLC; and one individual.

Your Committee finds that perfluoroalkyl and polyfluoroalkyl substances (PFAS) are a group of chemicals used to make fluoropolymer coatings and products that resist heat, oil, stains, grease, and water. These "forever chemicals" do not break down in the environment, can move through soils and contaminate drinking water sources, and can bioaccumulate in fish and wildlife.

Your Committee further finds that various PFAS have been detected in soil and groundwater samples across the State that in some samples show levels that may pose a public health concern. While the State's efforts to minimize exposure to PFAS have been focused on locations where PFAS may be concentrated, including military bases, airports, landfills, and wastewater systems, this measure further protects the health and safety of the residents of Hawaii by looking to expand the gradual phasing out of the use of PFAS in all areas in the State.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 135 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 2187 Energy & Environmental Protection on S.C.R. No. 64

The purpose of this measure is to request the Department of Health's Solid Waste Section to investigate strategies for improved waste diversion by working with the counties to address each county's unique needs according to its geography, population, and industry make-up.

Your Committee received testimony in support of this measure from the International Association of Bridge, Structural, Ornamental, and Reinforcing Iron Workers Local Union No. 625; Iron Workers Stabilization Fund; and three individuals. Your Committee received comments on this measure from the Department of Health, Hawai'i Reef and Ocean Coalition, and Climate Protectors Hawai'i.

Your Committee finds that each county has autonomy in negotiating, collecting, recycling, reusing, or disposing of waste within the county in a manner that reflects the county's unique needs. Additionally, the State's role in waste processing is to integrate the counties' goals and provide a framework for what counties should accomplish, as well as to recognize challenges that each county faces. This measure encourages further collaborative efforts to reduce landfill waste in the State.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 64, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 2188 Energy & Environmental Protection on S.C.R. No. 77

The purpose of this measure is to request the Hawaii State Energy Office to conduct a study to determine the extent to which owners of multiple properties that are places of public accommodation within the State aggregate their required electric vehicle charging parking spaces and choose to designate and provide electrified parking spaces in a county that is not the same county where the majority of their parking spaces are located.

Your Committee received testimony in support of this measure from three individuals. Your Committee received comments on this measure from the Hawaii State Energy Office and Retail Merchants of Hawaii.

Your Committee finds that existing law requires that places of public accommodation with at least one hundred parking spaces have at least one parking space fitted with an electric vehicle charging system. Additionally, the law provides owners of multiple parking facilities within the State the option to aggregate the required spaces to a single location. This measure ensures a more equitable adoption of electric vehicle infrastructure for each county and reduces a major barrier to potential owners of electric vehicles across the State.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 77 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 2189 Labor & Government Operations on S.C.R. No. 87

The purpose of this measure is to request the Department of Accounting and General Services to provide menstrual products at no cost in state buildings under the jurisdiction of the Department of Accounting and General Services that are open to the public and contain public restrooms.

Your Committee received testimony in support of this measure from the Judiciary, State Council on Developmental Disabilities, PERIOD., Ma'i Movement Hawai'i, 'Ahahui o nā Kauka, and twelve individuals. Your Committee received comments on this measure from the Department of Accounting and General Services.

Your Committee finds that, as used in this measure, period poverty refers to individuals who are unable to buy and access menstrual products due to factors such as financial constraints, lack of menstrual health education, feelings of societal shame or stigma surrounding menstruation, and inadequate access to clean facilities to maintain property hygiene. Your Committee further finds that this measure is intended to address period poverty by helping members of the public access essential hygiene products that they may not otherwise have, thereby providing equitable access to public facilities and reducing barriers at state buildings.

Your Committee has amended this measure by:

- (1) Requesting that the Department of Accounting and General Services maintain signage in all restrooms of those covered public buildings without a gender-neutral restroom where free menstrual products are provided in at least one men's restroom, indicating the location of free menstrual products; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 87, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.C.R. No. 87, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 3 (Matayoshi, Sayama, Alcos).

SCRep. 2190 Labor & Government Operations on S.C.R. No. 117

The purpose of this measure is to request the Department of Labor and Industrial Relations to conduct a study of the exemptions to Hawaii's minimum wage law.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations, Democratic Party of Hawaii Labor Caucus, Imua Alliance, Democratic Party of Hawai'i Education Caucus, and one individual.

Your Committee finds that the exemptions to Hawaii's minimum wage law, including the exemptions from the definition of "employee" in section 387-1, Hawaii Revised Statutes, should be evaluated to determine if modifications are appropriate to ensure that working families are able to meet their basic needs as Hawaii's high cost of living continues to increase.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 117 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 3 (Matayoshi, Sayama, Alcos).

SCRep. 2191 Labor & Government Operations on S.C.R. No. 120

The purpose of this measure is to request the Department of Labor and Industrial Relations, in collaboration with the Department of Business, Economic Development, and Tourism and University of Hawaii, to collect data relating to the Development of an information technology workforce in Hawaii, evaluate the collected data, and develop a strategy to provide better information technology training.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations. Your Committee received comments on this measure from the University of Hawaii.

Your Committee finds that the information technology industry is crucial to the State of Hawaii's economic growth and diversifying our workforce to better suit the global economy. Moreover, the demand for such employees exceeds the supply as the information technology sector is needed in a wide range of industries. Your Committee recognizes that one of the drivers in building a robust workforce is to first have up to date data to highlight the areas where the State needs to improve programs and education. This measure would help the State to improve the workforce development program to allow for a thriving information technology industry pool of employees.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 120, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 4. Noes, none. Excused, 3 (Matayoshi, Sayama, Alcos).

SCRep. 2192 Agriculture & Food Systems on S.C.R. No. 46

The purpose of this measure is to request the Department of Agriculture to convene a Feral Game Mammal Working Group to find, solicit, and distribute grants for the control of feral game mammals to address the environmental, health, and safety concerns that they pose in the State.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that feral game mammals threaten the integrity and health of Hawaii's fragile environment. Feral goats, sheep, pigs, and axis deer accelerate erosion, spread weeds and diseases, and uproot native plants and agricultural crops.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 46 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 2193 Agriculture & Food Systems on S.C.R. No. 92

The purpose of this measure is to request the Department of Agriculture, Department of Land and Natural Resources, Department of Health, City and County of Honolulu, and County of Hawaii to collaborate to establish and implement a five-year pilot program to mitigate and control the significant increase in the population of feral chickens, roosters, and pigs.

Your Committee did not receive any written testimony on this measure.

Your Committee finds the populations of feral chickens and pigs, which present numerous hazards and nuisances to communities and farms across Hawaii, must be controlled.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 92 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 2194 Agriculture & Food Systems on S.C.R. No. 109

The purpose of this measure is to urge the Department of Agriculture to:

- (1) Designate Kunia, Leilehua Plateau, and Poamoho as the Central Oahu Agricultural Corridor; and
- (2) Establish a list prioritizing potential agricultural infrastructure improvement projects that would provide the most value to the State when considering certain factors.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that creating the Central Oahu Agricultural Corridor and prioritizing infrastructure improvement projects would have positive short-term and long-term impacts and could be valuable steps toward the State's goal to double local food production by 2030.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 109 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 2195 Agriculture & Food Systems on S.C.R. No. 110

The purpose of this measure is to urge the University of Hawaii West Oahu to establish baccalaureate degree programs in agricultural technology, food science, and education.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that by expanding its degree offerings, the University of Hawaii West Oahu would better provide its students with the tools they need to thrive in the twenty-first century job market while also supporting the growth and development of Hawaii's agricultural economy and food systems.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 110, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 2196 Agriculture & Food Systems on S.C.R. No. 138

The purpose of this measure is to request the Department of Agriculture to:

- (1) Study organic pesticides that are currently licensed or authorized for use in the State; and
- (2) Find organic pesticides that are not currently licensed or authorized for use, or otherwise prohibited, in the State, and test those organic pesticides for authorized use in the State.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that in recent years, organic pesticides have emerged as a popular alternative to conventional synthetic pesticides. Your Committee further finds that organic pesticides bolster Hawaii's agricultural sustainability while minimizing lasting environmental effects.

As affirmed by the record of votes of the members of your Committee on Agriculture & Food Systems that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 138 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Perruso).

SCRep. 2197 Health & Homelessness on S.C.R. No. 112

The purpose of this measure is to request the Hawaii State Center for Nursing to convene a working group to study the feasibility and impact of the state adopting the nurse licensure compact.

Your Committee received testimony in support of this measure from The Queen's Health System, the Hawaii Medical Service Association, and the Healthcare Association of Hawaii. Your Committee received testimony offering comments on this measure from the Board of Nursing, Hawaii State Center for Nursing, Grassroot Institute of Hawaii, and one individual.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 112 and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Mizuno).

SCRep. 2198 Health & Homelessness on S.C.R. No. 42

The purpose of this measure is to request the Blood Bank of Hawaii to expedite the process of removing the deferral for individuals previously considered to be exposed to Creutzfeldt-Jakob Disease and variant Creutzfeldt-Jakob Disease.

Your Committee received testimony in support of this measure from one individual.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 42 and recommends that it be referred to your Committee on Consumer Protection & Commerce.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Mizuno).

SCRep. 2199 Health & Homelessness on S.C.R. No. 32

The purpose of this measure is to request the Disability and Communication Access Board to convene an American Sign Language interpreter workforce working group.

Your Committee received testimony in support of this measure from the Department of Education, the Office of Language Access, and the Hawaii Disability Rights Center. Your Committee received testimony offering comments on this measure from the Disability and Communication Access Board.

Your committee recommends that when the working group is convened, the Disability and Communication Access Board invite the Office of Language Access to participate as a member.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 32, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Mizuno).

SCRep. 2200 Health & Homelessness on S.C.R. No. 44

The purpose of this measure is to urge the Hawaii Emergency Management Agency to include all live and recorded emergency alert system video broadcasts, an on-screen interpreter disseminating the emergency information in American Sign Language at all times.

Your Committee received testimony in support of this measure from the Hawaii Disability Rights Center and one individual.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 44, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Mizuno).

SCRep. 2201 Culture, Arts & International Affairs on S.C.R. No. 148

The purpose of this measure is to request the State Foundation on Culture and the Arts to establish a Museum of Modern Hawaii History Task Force.

Your Committee received testimony in support of this measure from the Judiciary, Department of Accounting and General Services, and State Foundation on Culture and the Arts.

Your Committee finds that the State has made national and global impact with groundbreaking public policy. Your Committee further finds that other institutions in the State share the histories and stories of Hawaii's history before the modern era, such as the Bernice Pauahi Bishop Museum, Iolani Palace, King Kamehameha V Judiciary History Center, and State Archives. Your Committee therefore finds that as history serves as a dialogue between past and present, this measure provides an additional opportunity for the State to share its history and story of the modern era with the world.

Your Committee has amended this measure by:

- (1) Changing the dissolution date of the task force to at will; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 148, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.C.R. No. 148, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Sayama).

SCRep. 2202 Culture, Arts & International Affairs on S.C.R. No. 175

The purpose of this measure is to encourage the State to build a partnership with the Kingdom of the Netherlands and collaborate on similar, shared challenges and goals.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, & Tourism.

Your Committee finds that the Netherlands is a northwestern European country notable for its economic, cultural, and ecological contributions to world history. The Netherlands serve as a model for the State in promoting local farms by its innovative and productive agricultural practices, as well as pioneering transportation solutions that have reduced costs, curbed emissions, and improved safety. Your Committee therefore finds that this measure encourages the creation of a partnership with the Netherlands to provide a foundation for cross-cultural exchange, opportunities to learn, and collaborative partnerships.

Your Committee has amended this measure by:

- (1) Adding the Governor as a recipient of a certified copy; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 175, S.D. 1, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.C.R. No. 175, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Sayama).

SCRep. 2203 Culture, Arts & International Affairs on S.C.R. No. 100

The purpose of this measure is to request the State Foundation on Culture and the Arts to collaborate with the Office of Veterans' Services to plan and construct memorials to honor the sacrifices and contributions of veterans from Hawaii.

Your Committee received testimony in support of this measure from the Department of Defense, Hawaii Air National Guard, Office of Veterans' Services, Hawai'i Army National Guard, and one individual. Your Committee received comments on this measure from the State Foundation on Culture and the Arts.

Your Committee finds that the freedom and security that United States citizens enjoy today are direct results of the sacrifices and continued vigilance of the United States armed forces over the course of the nation's history. Your Committee further finds that public memorials are an important form of recognition for veterans and military personnel. Your Committee therefore finds that this measure recognizes the sacrifices of veterans from Hawaii who have dedicated their lives to the freedom and security of the United States.

Your Committee has amended this measure by making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 100, as amended herein, and recommends that it be referred to your Committee on Finance in the form attached hereto as S.C.R. No. 100, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 5. Noes, none. Excused, 2 (Sayama, Alcos).

SCRep. 2204 Culture, Arts & International Affairs on S.C.R. No. 178

The purpose of this measure is to encourage local companies and industry partners to participate in the 2023 Asia-Pacific Economic Cooperation Events in Seattle and San Francisco.

Your Committee received testimony in support of this measure from one individual. Your Committee received comments on this measure from the Department of Business, Economic Development, & Tourism.

Your Committee finds that the Asia-Pacific Economic Cooperation (APEC) is a regional economic forum established in 1989 that aims to create greater prosperity by promoting sustainable, innovative, and secure growth and accelerating regional economic integration. For 2023, APEC events will be held in Seattle, Washington, to host the APEC Ministerial and United States Senior Official Meetings, and in San Francisco, California, to host the summit meetings. Your Committee further finds that the participation of local companies and industry partners in the 2023 APEC Events will expand Hawaii's international ties and further develop connections in the Asia-Pacific region to provide economic prosperity for Hawaii's people.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 178, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.
Ayes, 6. Noes, none. Excused, 1 (Sayama).

SCRep. 2205 Culture, Arts & International Affairs/Energy & Environmental Protection on S.C.R. No. 176

The purpose of this measure is to encourage the State's collaboration with sister-states on global environmental leadership.

Your Committees received testimony in support of this measure from the Department of Business, Economic Development, & Tourism; Blue Planet Foundation; Hawai'i Reef and Ocean Coalition; and Climate Protectors Hawai'i. Your Committees, received testimony in opposition to this measure from one individual.

Your Committees find that Act 97, Session Laws of Hawaii 2015, set a goal for the State to achieve one hundred percent renewable energy by 2045; and Act 15, Session Laws of Hawaii 2018, established a zero emissions clean economy target to sequester more carbon emissions than are produced annually by 2045. Your Committees additionally find that under other agreements such as the Under2 Coalition Memorandum of Understanding, United States Climate Alliance, and Paris Agreement, the State has further committed to its clean energy and sustainability goals. This measure encourages the State to also collaborate with sister-states on global environmental leadership and global meetings to learn about innovative solutions for climate change, build a clean economy, and expand environmental protections.

As affirmed by the records of votes of the members of your Committees on Culture, Arts & International Affairs and Energy & Environmental Protection that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 176, S.D. 1, and recommend that it be referred to your Committee on Finance.

Signed by the Chairs on behalf of the Committees.
Culture, Arts & International Affairs: Ayes, 6. Noes, none. Excused, 1 (Sayama).
Energy & Environmental Protection: Ayes, 4. Noes, none. Excused, 3 (Gates, Perruso, Ward).

SCRep. 2206 Education on S.C.R. No. 40

The purpose of this measure is to request the Department of Education, in collaboration with the Honolulu Police Department, to establish and operate a Junior Police Pilot Program.

Your committee received comments from the Department of Education and testimony in support from two individuals.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 40, S.D. 1, and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Kapela, Perruso). Noes, none. Excused, 3 (Matayoshi, Quinlan, Todd).

SCRep. 2207 Education on S.C.R. No. 56

The purpose of this measure is to request the Board of Education to review various programs and subject matter areas for implementation in public schools.

Your committee received testimony in support from one individual.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 56 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 8; Ayes with Reservations (Garcia). Noes, none. Excused, 3 (Matayoshi, Quinlan, Todd).

SCRep. 2208 Housing on S.C.R. No. 30

The purpose of this measure is to request each county to adopt an ordinance requiring, as a condition of its approval of a subdivision or issuance of a building permit for any new structure or unit within a structure, the subdivider or developer to obtain assurance of mail delivery to each parcel.

Your Committee did not receive any written testimony on this measure.

Your Committee finds that certain property development projects in the State lack a sufficient number of post office boxes and cluster box units to serve all residents in rural areas. This causes residents to have to drive over an hour to retrieve their mail from family or friends residing within the United States Postal Service's service area. Your Committee further finds that existing county ordinances do not require subdividers or developers to ensure that each lot, parcel, structure, or unit of a structure located within a subdivision or development project has a street address and mailbox. This measure seeks to ensure that all residents are able to receive mail at their place of residence rather than through other, inconvenient means.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 30, S.D. 1, and recommends that it be referred to your Committee on Water & Land.

Signed by the Chair on behalf of the Committee.

Ayes, 4; Ayes with Reservations (Kila). Noes, 2 (Evslin, Onishi). Excused, 3 (Marten, Todd, Matsumoto).

SCRep. 2209 Housing on S.C.R. No. 151

The purpose of this measure is to reaffirm the commitment to increase the State's affordable housing stock by not allocating special purpose revenue bonds and discouraging the use of special purpose revenue bonds.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation.

Your Committee finds that special purpose revenue bonds allow non-governmental entities serving a public purpose to use the name of the State to sell bonds whose interests are exempt from federal and state taxation. Your Committee further finds that while there is no aggregate ceiling on the amount of special purposes revenue bonds that the State can issue, private activity bonds, which are used in conjunction with the Low-Income Housing Tax Credit Program, have a volume cap that is determined by the Internal Revenue Service each year. Your Committee notes that even though special purpose revenue bonds have no cap, some are subject to the private activity bond volume cap, hindering the State's ability to build affordable housing. In recognition that certain special purpose revenue bonds can divert much needed private activity bonds that can address the State's housing crisis, the Legislature enacted Act 182, Session Laws of Hawaii 2022, which, among other things, established a moratorium on the issuance of special purpose revenue bonds unless requested by the Governor. Your Committee believes that it is important to reaffirm the State's commitment to build more affordable housing by not issuing special purposes revenue bonds, as a reminder of the severe housing crisis the State is experiencing.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 151 and recommends that it be referred to your Committee on Finance.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 3 (Marten, Todd, Matsumoto).

SCRep. 2210 Human Services on S.C.R. No. 55

The purpose of this measure is to urge Hawaii's Congressional Delegation to introduce and support legislation to amend title IV-A of the Social Security Act to allow Temporary Assistance for Needy Families funds to be used by states to build transitional supportive housing and affordable rental housing.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development & Tourism-Hawai'i Housing Finance and Development Corporation, AARP Hawai'i, Hawai'i Substance Abuse Coalition, and one individual. Your Committee received comments on this measure from the Department of Human Services.

Your Committee has amended this measure by:

- (1) Page 2 Line 14 " funds to be used" to be stricken and replaced with, "funds to be redirected to the Department of Housing and Urban Development to be used".

As affirmed by the record of votes of the members of your Committee on Human Services that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 55, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 55, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Nishimoto, Garcia).

SCRep. 2211 Higher Education & Technology on S.C.R. No. 74

The purpose of this measure is to request the Hawaii Broadband and Digital Equity Office to increase access to wi-fi in public parks throughout the State.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism.

Your Committee finds that the State has identified strengthening digital equity as a critical strategy in the development of a modern economy and public parks are a convenient and appropriate venue to accommodate digital access.

As affirmed by the record of votes of the members of your Committee on Higher Education & Technology that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 74 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 9. Noes, none. Excused, 2 (Quinlan, Todd).

SCRep. 2212 Transportation on S.C.R. No. 7

The purpose of this measure is to urge the City and County of Honolulu to improve access of TheBus in Oahu's rural communities.

Your Committee received testimony in support of this measure from the Disability and Communication Access Board, Malama Makua, and two individuals.

Your Committee finds that many people with disabilities rely on accessible public transit to participate in education, employment, health care, housing, and community life. Lack of accessible transportation is a significant barrier to community participation for many people with disabilities. Your Committee further finds that people living in rural areas face additional transportation barriers, such as longer travel distances and limited public transit options. Your Committee therefore finds that this measure focuses on improving public transit in Oahu's rural communities.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 7 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 2213 Transportation on S.C.R. No. 33

The purpose of this measure is to urge the counties to implement and enforce regulations that ensure car sharing services and operations do not negatively impact the traffic, parking, and character of residential neighborhoods.

Your Committee received comments on this measure from Turo Inc.

Your Committee finds that it is important to ensure that car sharing operations do not negatively impact residential neighborhoods, that residents' rights are protected, and that these operations comply with local zoning and business ordinances. Your Committee further finds that persons utilizing car sharing platforms may conduct business from their personal residence, creating traffic, noise, and safety concerns within neighborhoods. Your Committee therefore finds that this measure urges greater accountability and oversight of car sharing platforms to preserve the character of residential neighborhoods.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 33, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 2214 Transportation on S.C.R. No. 193

The purpose of this measure is to request the City and County of Honolulu to relocate the bus turnaround off Makau Street to Keaau Beach Park or the surrounding area.

Your Committee received testimony in support of this measure from numerous individuals.

Your Committee finds that Makau Street is located in a residentially zoned neighborhood in Waianae, Oahu, situated between the world famous Makaha Beach Park to the south and Keaau Beach Park to the north. Currently two public bus routes that service the area pass through Makau Street, a narrow, unmarked two-way street encompassed by curbside parking on both sides, which can require pedestrians to enter the street to bypass parked cars. Your Committee further finds that in addition to near accidents from speeding buses, Makau Street experienced approximately thirteen water main breaks. Your Committee therefore finds that this measure seeks to address safety and infrastructure concerns near Makau Street and alleviate ongoing issues in the area.

As affirmed by the record of votes of the members of your Committee on Transportation that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 193, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 8. Noes, none. Excused, 1 (Todd).

SCRep. 2215 Judiciary & Hawaiian Affairs on S.C.R. No. 204

The purpose of this measure is to strongly urge the Supreme Court of the United States to adopt a formal ethics code for the Justices.

Your Committee received testimony in support of this measure from two individuals.

Your Committee finds that in *Caperton v. A. T. Massey Coal Co.*, 556 U.S. 868 (2009), Justice Kennedy, writing for the court, stated that, "[judicial] codes of conduct serve to maintain the integrity of the judiciary and the rule of law". The code of conduct for United States judges is a set of ethical principles and guidelines adopted by the Judicial Conference of the United States and includes specific rules about ethics, integrity, and appearances of impropriety relating to outside business and political activities and the acceptance of gifts. The Judicial Conference, which promulgated the code of conduct, does not have the authority to bind the Supreme Court of the United States. Therefore, the nine justices of the Supreme Court of the United States are not bound by any code of conduct. This measure urges the Supreme Court of the United States to adopt a code of conduct, which will promote openness, transparency, and trust in the judicial system.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 204 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 3 (Hashimoto, Ichiyama, Ilagan).

SCRep. 2216 Energy & Environmental Protection on S.C.R. No. 82

The purpose of this measure is to support the Hawaii State Energy Office in establishing an integrated Hawaii Pacific Hydrogen Hub.

Your Committee received testimony in support of this measure from the Department of Business, Economic Development, and Tourism; University of Hawai'i System; Hawaii State Energy Office; Hawaii Technology Development Corporation; Servco Pacific Inc.; Hawai'i Gas; International Brotherhood of Electrical Workers Local 1260; and two individuals.

Your Committee finds that hydrogen energy has potential to serve as a source of clean, firm, dispatchable power and a method of energy storage, offering another pathway for decarbonization of the industrial sector and enabling energy security for critical infrastructure. This measure supports the efforts of the Hawaii State Energy Office in pursuing the establishment of a Hawaii Pacific Hydrogen Hub, which could provide greater energy security for the residents of Hawaii through the local production, processing, transport, storage, and use of clean hydrogen.

As affirmed by the record of votes of the members of your Committee on Energy & Environmental Protection that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 82, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Ward).

SCRep. 2217 Labor & Government Operations on S.C.R. No. 121

The purpose of this measure is to urge the Department of Labor and Industrial Relations to identify state job classifications for which a degree or career and technical education certificate from a community college may substitute for an associate of arts degree.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations, Hawai'i State Teachers Association and Hawai'i P-20 Partnerships for Education.

Your Committee finds that a Career and Technical Education (CTE) Certificate not only provides academic and technical skills but training that allows for success in future careers; Additionally, a CTE very closely resembles an Associate of Arts (AA) degree and that community college CTE programs are beneficial options for individuals who are from economically disadvantaged families, individuals experiencing homelessness and others who might otherwise be underemployed or unemployed. This measure supports and buoys these individuals and offers another avenue of education and thus future job positions.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 121, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 3 (Matayoshi, Sayama, Alcos).

SCRep. 2218 Labor & Government Operations on S.C.R. No. 134

The purpose of this measure is to request the Department of Labor and Industrial Relations to continue to recognize and accept the right of a provider of service to assign the right to participate in a workers' compensation billing dispute to a billing company; review the workers' compensation law for proposed amendments to ensure that service providers may assign the right to negotiate a bill dispute to a billing company; and include the proposed amendments in a report to the Legislature prior to the regular session of 2024.

Your Committee received testimony in support of this measure from the Department of Labor and Industrial Relations, Work Injury Medical Association of Hawaii and one individual.

Your Committee finds that the State has established a precedent of allowing assigned billing review companies to participate in workers' compensation billing disputes regarding prescription medical claims on behalf of the service providers. Your Committee further finds that attempts by service providers to participate in said billing disputes have been denied whereby having adverse results such as refusal to pay legitimate claims, delaying the reasonable return of injured employees to work and a backlog in workers' compensation billing disputes. Your Committee concludes that the State's Workers' Compensation Law are in need of amending to ensure that service providers have the legal right to assign their rights to negotiate a bill dispute to their billing agencies.

As affirmed by the record of votes of the members of your Committee on Labor & Government Operations that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 134, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 4. Noes, none. Excused, 3 (Matayoshi, Sayama, Alcos).

SCRep. 2219 Housing on S.C.R. No. 54

The purpose of this measure is to urge the Hawaii Housing Finance and Development Corporation to promote supportive housing in the State's Low-Income Housing Tax Credit Program.

Your Committee received testimony in support of this measure from the Hawaii Substance Abuse Coalition, Catholic Charities Hawai'i, and one individual. Your Committee received comments on this measure from the Hawaii Housing Finance and Development Corporation.

Your Committee finds that supportive housing combines affordable housing with access to services to help the special needs community live more stable and productive lives. Supportive housing has been demonstrated to decrease high use of emergency services and public systems, ultimately generating significant cost savings to taxpayers.

Your Committee further finds that the Low-Income Housing Tax Credit Program is a major financing tool for the construction or rehabilitation of low-income rental units. The Hawaii Housing Finance and Development Corporation is the administrator for the State of the Low-Income Housing Tax Credit Program and developed a Qualified Allocation Plan that sets forth criteria to evaluate and allocate the Low-Income Housing Tax Credit to certain projects. Your Committee believes it is in the best interest of the State to promote the development of supportive housing under the State's Low-Income Housing Tax Credit Program through an amendment to the Qualified Allocation Plan.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 54 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 3 (Marten, Todd, Matsumoto).

SCRep. 2220 Housing on S.C.R. No. 162

The purpose of this measure is to request the Office of Planning and Sustainable Development to convene a multiagency working group to identify sites that have the collective capacity to accommodate ten thousand new homes per year for the next fifty years.

Your Committee received testimony in support of this measure from the Hawaii Housing Finance and Development Corporation and Office of Planning and Sustainable Development.

Your Committee finds that there is a severe shortage of affordable housing in the State. The Hawaii State Planning Act states that the planning for housing shall be directed toward providing greater opportunities for Hawaii's people to secure safe, sanitary, and livable homes in a suitable location and a reasonable price. Your Committee further finds that the Hawaii Housing Finance and Development Corporation, Hawaii Community Development Authority, Hawaii Public Housing Authority, and Office of Planning and Sustainable Development work closely to coordinate the provision of housing. This measure seeks to achieve the Hawaii State Planning Act's goal for housing by requesting a collaborative working group to identify sites that can accommodate a large number of new homes.

As affirmed by the record of votes of the members of your Committee on Housing that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 162, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 3 (Marten, Todd, Matsumoto).

SCRep. 2221 Education on S.C.R. No. 186

The purpose of this measure is to urge the Department of Education and Hawaii Association of Independent Schools to expand the revitalization of the Future Farmers of America and 4-H youth programs to support pathways to agriculture careers in Hawaii.

Your committee received comments from the Department of Education, and testimony in support from Hawaii Food Industry Association, Hawaii Association of Independent Schools, Hawaii Farm Bureau, and one individual.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 186 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Matayoshi, Quinlan, Todd).

SCRep. 2222 Education on S.C.R. No. 34

The purpose of this measure is to urge the Department of Education to create a priority list for repairing public school fire alarm systems.

Your committee received testimony in support from the Department of Education and one individual.

As affirmed by the record of votes of the members of your Committee on Education that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 34, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 8. Noes, none. Excused, 3 (Matayoshi, Quinlan, Todd).

SCRep. 2223 Health & Homelessness on S.C.R. No. 94

The purpose of this measure is to urge retail stores and pharmacies doing business in the state to adopt a policy on a national and local level guaranteeing an individual's unhindered access to all United States Food and Drug Administration approved contraceptives.

Your Committee received testimony in support of this measure from AlohaCare, Planned Parenthood Alliance Advocates, and two individuals. Your Committee received testimony offering comments on this measure from Retail Merchants of Hawaii.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 94, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, 1 (Garcia). Excused, 1 (Mizuno).

SCRep. 2224 Health & Homelessness on S.C.R. No. 107

The purpose of this measure is to urge the City and County of Honolulu's Crisis Outreach Response and Engagement Program to provide regular care and services to individuals experiencing homelessness in the Central Oahu, North Shore, Leeward, and Windward regions of Oahu on a regular rotating schedule.

Your Committee received testimony in support of this measure from two individuals.

As affirmed by the record of votes of the members of your Committee on Health & Homelessness that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 107 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Mizuno).

SCRep. 2225 Consumer Protection & Commerce on S.C.R. No. 28

The purpose of this measure is designate the month of March as Hawaii Kidney Awareness Month.

The Department of Health, Queen's Health System, Chronic Disease Coalition, US Renal Care, Health Association of Hawaii, Hawaii Medical Association, Hawaii Pacific Health, and 2 individuals testified in support.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 28 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Belatti, Hussey-Burdick, Gates, Lowen).

SCRep. 2226 Consumer Protection & Commerce on S.C.R. No. 48

The purpose of this measure is to request that the Department of Commerce and Consumer Affairs compile pertinent data to determine the appropriate scope of a study analyzing whether implementation in this state of laws similar to captive insurance laws of Massachusetts would address this state's residential condominium property insurance needs.

The Department of Commerce and Consumer Affairs, and 4 individuals testified in support. 3 individuals offered comments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 48, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Belatti, Hussey-Burdick, Gates, Lowen).

SCRep. 2227 Consumer Protection & Commerce on S.C.R. No. 124

The purpose of this measure is to urge the Real Estate Commission to develop policies and programs to inform and educate condominium association owners and board members of certain matters to promote the efficient administration of condominium associations

The Real Estate Commission and 2 individuals testified in support.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 124 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Belatti, Hussey-Burdick, Gates, Lowen).

SCRep. 2228 Water & Land on S.C.R. No. 35

The purpose of this measure is to request the Hawaii County Department of Water Supply to convene a working group to examine opportunities for increasing water access and strengthening water infrastructure for underserved communities on Hawaii Island.

Your Committee received comments on this measure from Ku Pono Aloha Farms, LLC.

Your Committee finds that many communities located on the southwestern side of Hawaii Island lack access to county water infrastructure, posing a glaring example of structural inequality for that part of the island, which ranks below the state average in household income, educational attainment, and other key social and economic indicators. Your Committee further finds that lack of access to a consistent water supply prevents the development of basic infrastructure in rural and remote areas, including the establishment of public schools, medical and community health centers, grocery stores, and financial institutions. The working group contemplated by this measure would evaluate ways to address this water access inequity and involve key stakeholders in the process.

Your Committee has amended this measure by specifically requesting that the Hawaii County Department of Water Supply invite Native Hawaiian cultural practitioners and members of the Native Hawaiian community to participate in the working group.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 35, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 35, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 2 (Ganaden, Hashem).

SCRep. 2229 Water & Land on S.C.R. No. 219

The purpose of this measure is to request the Department of Land and Natural Resources to adopt administrative rules regulating vessel speeds near humpback whales.

Your Committee received testimony in support of this measure from Animal Rights Hawai'i and one individual. Your Committee received testimony in opposition to this measure from the Ocean Tourism Coalition. Your Committee received comments on this measure from the Department of Land and Natural Resources.

Your Committee finds that the majestic and much-loved humpback whale is not only an endangered species but the official marine mammal of the State. However, as humpback whale populations have slowly recovered, their increasing numbers have led to more frequent collisions with vessels. In response, in 2022, representatives from the Pacific Whale Foundation, National Oceanic and Atmospheric Administration, State of Hawaii, tour operators, private boaters, fishers, and other community members collaborated to develop a set of voluntary recommendations intended to keep whales and whale watchers safe. This measure, which requests the Department of Land and Natural Resources to adopt those voluntary recommendations as administrative rules, reaffirms the State's commitment to protecting the humpback whale.

Your Committee has amended this measure by:

- (1) Modifying some of the administrative rules requested to be adopted, including linking them to humpback whale season; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 219, S.D. 1, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 219, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 1 (Ganaden).

SCRep. 2230 Water & Land on S.C.R. No. 227

The purpose of this measure is to request the Department of Land and Natural Resources to implement an immediate fine for grounded vessels that have reasonably caused damage to the environment or created a material burden on the State for their removal.

Your Committee received testimony in support of this measure from the Department of Land and Natural Resources and one individual.

Your Committee finds that an immediate fine for grounded vessels could serve as a deterrent to irresponsible vessel owners and also provide a partial reimbursement to the State for the costs of removing the vessels.

Your Committee notes the suggestion of the Department of Land and Natural Resources that an exception be included for an unpredictable weather event akin to an "act of God" and that any fines collected should be deposited into the Boating Special Fund, which is the fund that the Department uses to remove vessels when necessary.

As affirmed by the record of votes of the members of your Committee on Water & Land that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 227, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 7. Noes, none. Excused, 1 (Ganaden).

SCRep. 2231 Water & Land/Energy & Environmental Protection on S.C.R. No. 41

The purpose of this measure is to designate Hawaii's coral reefs as critical natural infrastructure and strongly support nature-based solutions, such as coral reef restoration, for risk reduction.

Your Committees received testimony in support of this measure from the Office of Hawaiian Affairs; Department of Land and Natural Resources; Hawai'i Reef and Ocean Coalition; Friends of Hanauma Bay; The Nature Conservancy, Hawai'i and Palmyra; Animal Rights Hawai'i; Big Island Reef Keepers Hui; and eleven individuals.

Your Committees find that Hawaii's environmental resources include coral reefs, which can help mitigate the risks and related loss and damage from floods and the effects of climate change and natural disasters if the coral reefs are healthy, effectively managed, and functioning. Your Committees further find that the health of the State's coral reefs is threatened by global stressors related to climate change and by local stressors from land-based sources of pollution, unsustainable fishing practices, and invasive species. Designating Hawaii's coral reefs as critical natural infrastructure through this measure would demonstrate the Legislature's support for nature-based solutions to combat climate change impacts and increase the likelihood of the State receiving federal funding for coral reef protection and restoration.

As affirmed by the records of votes of the members of your Committees on Water & Land and Energy & Environmental Protection that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 41 and recommend its adoption.

Signed by the Chairs on behalf of the Committees.
Water & Land: Ayes, 6. Noes, none. Excused, 2 (Ganaden, Hashem).
Energy & Environmental Protection: Ayes, 4. Noes, none. Excused, 3 (Gates, Woodson, Ward).

SCRep. 2232 Water & Land/Energy & Environmental Protection on S.C.R. No. 57

The purpose of this measure is to urge the City and County of Honolulu to exempt from real property tax those property owners of residential units within one-half mile of an active municipal solid waste landfill or construction and demolition landfill or deemed to have been impacted by an active landfill to a degree that warrants such an exemption.

Your Committees received testimony in support of this measure from the Iron Workers Stabilization Fund, Hydroponics Alternatives LLC, and seven individuals.

Your Committees find that the scientific consensus is that landfills, specifically construction and demolition landfills, have adverse health effects for those who live, work, and play in close proximity. Your Committees further find that residents who live within one-half mile of an active operation of municipal solid waste landfills or construction and demolition landfills and some residents who live outside of the one-half-mile radius are disproportionately burdened and could apply savings from a property tax exemption to address their individual health and safety needs.

As affirmed by the records of votes of the members of your Committees on Water & Land and Energy & Environmental Protection that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 57, S.D. 1, and recommend its adoption.

Signed by the Chairs on behalf of the Committees.
Water & Land: Ayes, 6. Noes, none. Excused, 2 (Ganaden, Hashem).
Energy & Environmental Protection: Ayes, 4. Noes, none. Excused, 3 (Gates, Woodson, Ward).

SCRep. 2233 Water & Land/Energy & Environmental Protection on S.C.R. No. 113

The purpose of this measure is to urge the Department of Land and Natural Resources to determine priority locations around the State where minimizing human interaction immediately after cauliflower coral spawning may contribute to greater coral reef formation.

Your Committees received testimony in support of this measure from the Department of Land and Natural Resources, Hawai'i Reef and Ocean Coalition, Friends of Hanauma Bay, Big Island Reef Keepers Hui, and five individuals.

Your Committees find that cauliflower coral is a major reef-building coral that protects Hawaii's shorelines and provides habitats for fish and crab. Your Committees further find that efforts in Kahululu Bay and Waiakea Bay State Park to minimize human interference for several days after a spawning event have successfully increased the amount of juvenile corals in these areas. This measure requests the Department of Land and Natural Resources to expand on this success and take certain actions to support healthier coral reefs in Hawaii.

As affirmed by the records of votes of the members of your Committees on Water & Land and Energy & Environmental Protection that are attached to this report, your Committees concur with the intent and purpose of S.C.R. No. 113 and recommend its adoption.

Signed by the Chairs on behalf of the Committees.
Water & Land: Ayes, 6. Noes, none. Excused, 2 (Ganaden, Hashem).
Energy & Environmental Protection: Ayes, 4. Noes, none. Excused, 3 (Gates, Woodson, Ward).

SCRep. 2234 Culture, Arts & International Affairs on S.C.R. No. 72

The purpose of this measure is to request the establishment of a Hawaii-Taiwan Friendship Task Force to explore ways to strengthen, improve, and expand economic, cultural, and educational relations between Hawaii and Taiwan.

Your Committee received testimony in support of this measure from the Taipei Economic and Cultural Office and two individuals.

Your Committee finds that Taiwan and Hawaii have enjoyed a sister-state relationship since 1993 and sister-city and sister-county relationships between Honolulu and Kaohsiung City, Maui County and Pingtung County, Hawaii County and Hualien County, and Kauai County and Penghu County. The State of Hawaii Office in Taipei and the Taipei Economic and Cultural Office in Honolulu have worked together to promote cooperation and exchanges in tourism, agriculture, culture, education, and trade. Your Committee further finds in 2021, Taiwan was Hawaii's tenth-largest trade partner, with exports to Hawaii

totaling \$54,000,000 and imports from Hawaii totaling \$13,000,000. Your Committee additionally finds that this measure will help explore ways to strengthen, improve, and expand economic, cultural, and educational relations between Hawaii and Taiwan.

As affirmed by the record of votes of the members of your Committee on Culture, Arts & International Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 72 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 1 (Sayama).

SCRep. 2235 Consumer Protection & Commerce on S.C.R. No. 112

The purpose of this measure is to request that the Hawaii State Center for Nursing convene a working group to study the feasibility and impact of the state adopting the Nurse Licensure Compact.

The Queen's Health System, Healthcare Association of Hawaii, and HMSA testified in support. One individual testified in opposition. The Board of Nursing, Grassroot Institute of Hawaii, and Hawaii State Center for Nursing offered comments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 112 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Nakashima, Belatti, Hussey-Burdick, Gates).

SCRep. 2236 Consumer Protection & Commerce on S.C.R. No. 6

The purpose of this measure is to request that the Department of Human Services Med-Quest Division, in collaboration with the Department of Commerce and Consumer Affairs, expand the types of qualified providers allowed to provide lactation consultant services for the Medicaid population in the state.

The Academy of Lactation Policy and Practice, HMSA, and one individual testified in support. One individual testified in opposition. The Department of Commerce and Consumer Affairs-Professional and Vocational Licensing offered comments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 6, S.D. 1, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Nakashima, Belatti, Hussey-Burdick, Gates).

SCRep. 2237 Consumer Protection & Commerce on S.C.R. No. 42

The purpose of this measure is to request that the Blood Bank of Hawaii expedite the process of removing the deferral for individuals previously considered to be exposed to Creutzfeldt-Jakob Disease and variant Creutzfeldt-Jakob Disease to assist with the urgent demand for blood in the state.

One individual testified in opposition.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 42 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Nakashima, Belatti, Hussey-Burdick, Gates).

SCRep. 2238 Consumer Protection & Commerce on S.C.R. No. 73

The purpose of this measure is to request that the Department of Transportation conduct an Assessment Report to evaluate the feasibility and practicality of implementing higher levels of Commercial General Liability Insurance for the General Aviation Industry and Helicopter Operations at airports in the state.

Congressman Ed Case, and Blue Hawaiian Helicopters testified in support.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 73 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 7. Noes, none. Excused, 4 (Nakashima, Belatti, Hussey-Burdick, Gates).

SCRep. 2239 Consumer Protection & Commerce on S.C.R. No. 145

The purpose of this measure is to request that the Department of Transportation study the feasibility and advisability of eliminating the state's Safety Inspection Requirements for motor vehicles.

The Department of Transportation, and two individuals testified in support. The Grassroot Institute of Hawaii offered comments.

As affirmed by the record of votes of the members of your Committee on Consumer Protection & Commerce that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 145, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 6; Ayes with Reservations (Onishi, Tam). Noes, 1 (Pierick). Excused, 4 (Nakashima, Belatti, Hussey-Burdick, Gates).

SCRep. 2240 Finance on H.R. No. 43

The purpose of this measure is to request the Governor to convene a task force to examine and make recommendations on the existing procedures for the adoption of the State Building Code.

Your Committee has amended this measure by:

- (1) Adding one representative from the International Brotherhood of Electrical Workers and one representative from the Plumber and Fitters to the task force; and
- (2) Requesting the task force to review educational programs for stakeholders on the impact of building code changes.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 43, as amended herein, and recommends its adoption in the form attached hereto as H.R. No. 43, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 11. Noes, none. Excused, 5 (Kila, Kobayashi, Nishimoto, Alcos, Ward).

SCRep. 2241 Finance on S.C.R. No. 179

The purpose of this measure is to urge Congress to begin a discussion considering the benefits and risks of artificial intelligence technologies.

Your Committee has amended this measure by making a technical, nonsubstantive amendment for clarity.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 179, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 179, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 4 (Kila, Kobayashi, Nishimoto, Ward).

SCRep. 2242 Finance on S.C.R. No. 132

The purpose of this measure is to request the Department of Human Services' Med-Quest Division to take steps necessary to ensure that adequate provider rates are established for applied behavior analysis services.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 132 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 4 (Kila, Kobayashi, Nishimoto, Ward).

SCRep. 2243 Finance on S.C.R. No. 104

The purpose of this measure is to urge Hawaii's Congressional delegation to re-introduce and support the passage of the Hawaiian Home Lands Preservation Act, H.R. Res. 9614, 117th Cong. (2nd Sess. 2022), to lower the required minimum blood quantum for certain Department of Hawaiian Home Lands successor lessee beneficiaries from one-quarter Native Hawaiian blood to one thirty-second.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 104, S.D. 1, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 4 (Kila, Kobayashi, Nishimoto, Ward).

SCRep. 2244 Finance on S.C.R. No. 92

The purpose of this measure is to request the Department of Agriculture, Department of Land and Natural Resources, Department of Health, and the City and County of Honolulu, to create a working group to mitigate and control the significant increase in the population of feral chickens and roosters.

Your Committee has amended this measure by:

- (1) Changing the five-year pilot program to a working group, and removing language associated with the pilot program; and
- (2) Requesting that, should funding become available, an interim program be created to provide traps to capture feral chickens and roosters, as was the focus of the previous version's pilot program; and
- (3) Removing all references to feral pigs, since addressing the issue of feral pigs requires a very different approach than feral chickens and roosters and should be addressed in a separate resolution; and
- (4) Removing all references to the County of Hawai'i and Puna, since each county's challenges with feral chickens and roosters are unique to that county, and working groups should be created for each county to determine the best methods to address their specific issues; and
- (5) Removing the interim report request, and changing the requested submittal date for the final report from no later than twenty days prior to the convening of the Regular Session of 2028 to no later than thirty days prior to the convening of the Regular Session of 2024; and
- (6) Amending the measure title and report title to conform to the modified purpose of the resolution; and
- (7) Including technical and nonsubstantive amendments for consistency and clarity.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 92, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 92, H.D. 1.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 4 (Kila, Kobayashi, Nishimoto, Ward).

SCRep. 2245 Finance on S.C.R. No. 176

The purpose of this measure is to encourage the State's collaboration with sister-states on global environmental leadership.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 176, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 4 (Kila, Kobayashi, Nishimoto, Ward).

SCRep. 2246 Finance on S.C.R. No. 100

The purpose of this measure is to request the State Foundation on Culture and the Arts to collaborate with the Office of Veterans' Services to plan and construct memorials to honor the sacrifices and contributions of veterans from Hawaii.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 100, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 12. Noes, none. Excused, 4 (Kila, Kobayashi, Nishimoto, Ward).

SCRep. 2247 Finance on S.C.R. No. 44

The purpose of this measure is to urge the Hawaii Emergency Management Agency to include in all live and recorded emergency alert system video broadcasts, an on-screen interpreter disseminating the emergency information in American Sign Language at all times, including during graphic presentations.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 44, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 12. Noes, none. Excused, 4 (Kila, Kobayashi, Nishimoto, Ward).

SCRep. 2248 Finance on S.C.R. No. 64

The purpose of this measure is to request the Department of Health's Solid Waste Section to develop a plan of initiatives for improved waste diversion by working with the counties to address each county's unique needs according to its geography, population, and industry make-up.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 64, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 12. Noes, none. Excused, 4 (Kila, Kobayashi, Nishimoto, Ward).

SCRep. 2249 Finance on S.C.R. No. 56

The purpose of this measure is to request the Board of Education to review various programs and subject matter areas for implementation in public schools.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 56 and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 12. Noes, none. Excused, 4 (Kila, Kobayashi, Nishimoto, Ward).

SCRep. 2250 Finance on S.C.R. No. 40

The purpose of this measure is to request the Honolulu Police Department, in conjunction with the Department of Education, to establish and operate a Junior Police Program at Department of Education high schools.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 40, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 12. Noes, none. Excused, 4 (Kila, Kobayashi, Nishimoto, Ward).

SCRep. 2251 Finance on S.C.R. No. 17

The purpose of this measure is to request the Auditor to conduct a social and financial assessment of proposed mandatory health insurance coverage for services provided by pharmacists.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 17, S.D. 1, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 12. Noes, none. Excused, 4 (Kila, Kobayashi, Nishimoto, Ward).

SCRep. 2252 Finance on S.C.R. No. 91

The purpose of this measure is to request the Governor to convene a task force to examine and make recommendations on the existing procedures for the adoption of the State Building Code.

Your Committee has amended this measure by:

- (1) Adding one representative from the International Brotherhood of Electrical Workers and one representative from the Plumber and Fitters to the task force; and
- (2) Requesting the task force to review educational programs for stakeholders on the impact of building code changes.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 91, S.D. 1, as amended herein, and recommends its adoption in the form attached hereto as S.C.R. No. 91, S.D. 1, H.D. 1.

Signed by the Chair on behalf of the Committee.
Ayes, 11. Noes, none. Excused, 5 (Kila, Kobayashi, Nishimoto, Alcos, Ward).

SCRep. 2253 Finance on S.C.R. No. 183

The purpose of this measure is to request the Department of Human Services to study providing certain health insurance coverage for all children and pregnant persons who would otherwise qualify for coverage if not for their immigration status.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 183, S.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.
Ayes, 12. Noes, none. Excused, 4 (Kila, Kobayashi, Nishimoto, Ward).

SCRep. 2254 Finance on S.C.R. No. 18

The purpose of this measure is to request the Auditor to conduct a social and financial assessment of proposed mandatory health insurance coverage for various sexual and reproductive health care services.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 18, S.D. 1, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 4 (Kila, Kobayashi, Nishimoto, Ward).

SCRep. 2255 Finance on S.C.R. No. 106

The purpose of this measure is to urge the Department of Transportation and the Department of Transportation Services of the City and County of Honolulu to construct elevated crosswalks along Meheula Parkway near Mililani High School.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 106 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 4 (Kila, Kobayashi, Nishimoto, Ward).

SCRep. 2256 Finance on S.C.R. No. 170

The purpose of this measure is to urge the Department of Transportation to establish a working group to evaluate options that provide additional air service to remote and underserved communities across the State.

As affirmed by the record of votes of the members of your Committee on Finance that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 170 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 12. Noes, none. Excused, 4 (Kila, Kobayashi, Nishimoto, Ward).

SCRep. 2257 Judiciary & Hawaiian Affairs on S.C.R. No. 150

The purpose of this measure is to request the counties to update the design and format of vehicle registration plates in response to growing electric vehicle and hybrid vehicle sales.

Your Committee received testimony with comments from one individual.

Your Committee finds that electric vehicle adoption is growing exponentially, with many major car manufacturers phasing out gasoline-powered cars completely by 2035. Additionally, hybrid vehicle sales have been increasing as consumers view these vehicles as a convenient middle ground between conventional gasoline-powered vehicles and electric vehicles. At the current pace of electric vehicle sales, the existing electric vehicle license plate scheme will last for only five years. Your Committee further finds that updating the present license plate schemes is necessary to accommodate shifting trends toward electric, hybrid, and gasoline-powered vehicle sales in the State. Your Committee therefore finds that this measure will allow the State to effectively manage the distribution and circulation of license plates as consumer trends in the automotive industry rapidly change.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of S.C.R. No. 150 and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 4 (Holt, Ichiyama, Ilagan, Mizuno).

SCRep. 2258 Judiciary & Hawaiian Affairs on H.R. No. 104

The purpose of this measure is requesting the relocation of all live fire training and aviation activities away from the Pu'uloa Range Training Facility.

Your Committee received testimony in support of this measure from the 'Ewa Neighborhood Board, Hui o Ho'ohonua, Surfrider Foundation, Sierra Club of Hawai'i, Ulu A'e Learning Center, and eleven individuals. Your Committee received testimony in opposition to this measure from the United States Marine Corps and the Pu'uloa Rifle and Pistol Club. Your Committee received comments on this measure from CARES and one individual.

Your Committee finds that the Pu'uloa Range Training Facility located near the 'Ewa Beach and Iroquois Point communities serves as a small-arms training facility for the United States Marine Corps. Due to the incessant noise pollution from the firing of weapons throughout the day and the risk of stray bullet impact to nearby schools and homes, many community members have expressed concerns about the Pu'uloa Range Training Facility and its impact on the community and environment. To address community safety and environmental impact concerns, this measure requests that all live fire training and aviation activities at the Pu'uloa Range Training Facility be relocated to a more suitable location.

As affirmed by the record of votes of the members of your Committee on Judiciary & Hawaiian Affairs that is attached to this report, your Committee concurs with the intent and purpose of H.R. No. 104, H.D. 1, and recommends its adoption.

Signed by the Chair on behalf of the Committee.

Ayes, 6. Noes, none. Excused, 4 (Holt, Ichiyama, Ilagan, Mizuno).

Conf. Com. Rep. 1 on S.B. No. 228

The purpose of this measure is to:

- (1) Establish the offense of fraud as a class B felony;
- (2) Establish the offense of making a false, fictitious, or fraudulent claim against the State or a county as a class C felony; and
- (3) Establish the offense of the use of false statements or entries in matters within the jurisdiction of the executive, legislative, or judicial branches of the State as a class C felony.

Your Committee on Conference finds that it is of utmost importance to restore public trust in state government and increase the level of transparency in government operations and accountability of individuals. Your Committee on Conference also recognizes that to improve the standard of conduct within government, and to more effectively combat fraud, waste, and corruption, it is necessary to establish criminal offenses and penalties.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 228, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 228, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Takayama and Souza.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Rhoads, Gabbard and Awa.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 2 on S.B. No. 1381

The purpose of this measure is to repeal section 328-106, Hawaii Revised Statutes, which requires the Department of Health to regulate business practices between private entities engaged in the selling, billing, and reimbursement of pharmaceuticals.

Your Committee on Conference finds that section 328-106, Hawaii Revised Statutes, requires the Department of Health to police contractual relationships between pharmacy benefit managers and pharmacies. This regulatory burden is outside the scope of the Department of Health's purview, expertise, and mission to protect public health, and other existing state laws offer more appropriate regulatory frameworks for pharmacy benefit managers. Thus, repealing section 328-106, Hawaii Revised Statutes is appropriate.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to upon its approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1381, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1381, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Sayama and Pierick.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Keohokalole, San Buenaventura and Awa.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 3 on S.B. No. 109

The purpose of this measure is to replace gender-specific terminology used in certain parental and marital matters with gender-neutral terminology.

Your Committee on Conference finds that existing parental and marriage laws reflect outdated, cisheteronormative concepts of families, parenthood, parental rights, and relationships. Adopting gender neutral terminology is a necessary update to keep existing laws relevant to all marriages, divorces, and adoptions.

Your Committee on Conference has amended this measure by making it effective on January 1, 2024.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 109, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 109, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Takayama, Tam and Souza.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Rhoads, Elefante and San Buenaventura.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (San Buenaventura).

Conf. Com. Rep. 4 on S.B. No. 110

The purpose of this measure is to require gender-specific terminology used in adoption and annulment, divorce, and separation matters to be construed in a gender-neutral manner.

Your Committee on Conference finds that existing laws maintain gender-specific terminology that is not only exclusionary, but also erases the experiences and identities of individuals who do not fit into the gender binary. This measure will ensure that all individuals are recognized and respected in the legal system regardless of their gender identity.

Your Committee on Conference has amended this measure by making it effective on January 1, 2024.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 110, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 110, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Takayama, Tam and Souza.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Rhoads, Elefante and San Buenaventura.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 5 on S.B. No. 203

The purpose of this measure is to:

- (1) Allow the Campaign Spending Commission to treat a respondent's failure to explain or otherwise respond to a complaint alleging a violation of campaign spending laws as a rebuttable presumption that a violation has occurred; and
- (2) Provide the respondent with thirty days from the mailing of the complaint to explain or otherwise respond before the rebuttable presumption takes effect.

Your Committee on Conference finds that the Campaign Spending Commission is required to make repeated attempts to communicate with a respondent regarding a complaint alleging a violation of campaign spending laws before putting the matter on a meeting agenda for action. This measure will save the Campaign Spending Commission time and resources by allowing the Campaign Spending Commission to process complaints in cases where the Campaign Spending Commission has given notice of a complaint to the respondent and the respondent fails to respond.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 203, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 203, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Takayama and Souza.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Rhoads, Elefante and Gabbard.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 6 on S.B. No. 1189

The purpose of this measure is to require candidates, or the treasurer of their candidate committee, to file a preliminary campaign finance report on February 28 of the year of a general election.

Your Committee on Conference finds that campaign finance reporting requirements are an essential safeguard to prevent undue influence and allow voters to be better equipped to make informed decisions about who they choose to elect to public office. This measure will increase transparency by requiring an additional reporting date for a preliminary report.

Your Committee on Conference has amended this measure by making it effective on January 1, 2026.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1189, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1189, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Takayama and Souza.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Rhoads, Gabbard and Awa.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 7 on S.B. No. 1086

The purpose of this measure is to amend the composition and duties of the State Highway Safety Council.

Your Committee on Conference finds that the State Highway Safety Council provides valuable insight and advises the State on matters relating to highway safety and transportation infrastructure. As the State incorporates long-term goals such as zero emissions vehicles and clean transportation infrastructure, the scope, responsibilities, and membership of the State Highway Safety Council must also reflect these objectives. This measure amends the name, composition, and duties of the State Highway Safety Council to ensure that the Council provides effective guidance to help achieve state transportation goals and outcomes.

Your Committee on Conference has amended this measure by:

- (1) Renaming the State Highway Safety Council to the State Highway Safety and Modernization Council;

- (2) Adding two additional members to the Council to be appointed by the President of the Senate and Speaker of the House of Representatives, respectively;
- (3) Removing the State Public Charter School Commission Chairperson from the Council;
- (4) Inserting an effective date of July 1, 2023; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1086, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1086, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Todd, Tarnas, Evslin, Kila and Matsumoto.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Lee, Elefante and Keohokalole.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 8 on H.B. No. 986

The purpose of this measure is to establish the class C felony offense of official misconduct to prohibit a person, in the person's official capacity, from acting or refraining from performing an official duty with the intent to obtain a benefit other than the person's lawful compensation, or submitting or inviting reliance on any false statement, document, or record.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 986, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 986, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Takayama and Souza.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Rhoads, Elefante and Awa.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Awa).

Conf. Com. Rep. 9 on H.B. No. 494

The purpose of this measure is to deem an organization that receives a motor vehicle as a charitable donation, upon receipt of the motor vehicle, to be a transferee of title or interest, subject to certain rights, responsibilities, and liabilities.

Your Committee on Conference has amended this measure by changing the effective date to July 1, 2023.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 494, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 494, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Lamosao, Takayama and Souza.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Rhoads, Gabbard and Awa.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 10 on H.B. No. 710

The purpose of this measure is to:

- (1) Establish the class B felony offense of obstruction of justice to include intentionally influencing; obstructing; impeding; or endeavoring to influence, obstruct, or impede, the due administration of justice by means of force, threat of force, coercion, fraud, or deception; and
- (2) Prohibit a person charged with the class B felony offense of obstruction of justice from being eligible for a deferred acceptance of guilty plea or nolo contendere plea.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that would have prohibited a person charged with the class B felony offense of obstruction of justice from being eligible for a deferred acceptance of guilty plea or nolo contendere plea;
- (2) Changing the effective date to upon approval; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 710, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 710, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Takayama and Souza.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators McKelvey, Rhoads, Wakai and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, 1 (Fevella).

Conf. Com. Rep. 11 on H.B. No. 884

The purpose of this measure is to provide an exemption from state physician licensure requirements for out-of-state traveling team physicians who accompany a sports team to Hawaii, under certain conditions.

Your Committee on Conference has amended this measure by changing the effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 884, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 884, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Nakashima, Amato, Sayama and Pierick.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Keohokalole, Elefante and Awa.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 12 on H.B. No. 192

The purpose of this measure is to prohibit the sale of certain fluorescent lamps as a new manufactured product, with certain exemptions.

Your Committee on Conference has amended this measure by:

- (1) Specifying that the prohibition on the sale of a screw or bayonet base type compact fluorescent lamp and a pin-base type compact fluorescent lamp or linear fluorescent lamp as a new manufactured product shall begin on January 1, 2025, and January 1, 2026, respectively; and
- (2) Changing the effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 192, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 192, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lowen, Nakashima, Amato, Cochran, Hussey-Burdick and Ward.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, 1 (Ward).

Senators DeCoite, Keohokalole and Fukunaga.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 13 on H.B. No. 777

The purpose of this measure is to authorize the Department of Human Services to conduct background checks on current and prospective employees, volunteers, contractors and their employees and volunteers, and subcontractors and their employees and volunteers whose position places or would place them in close proximity to certain minors, young adults, or vulnerable adults.

Your Committee on Conference has amended this measure by:

- (1) Inserting language clarifying that any state law permitting a more extensive inquiry into an individual's criminal history by the State and any of its branches, political subdivisions, agencies, or semi-autonomous public bodies corporate and politic will prevail over conflicting conviction record inquiries under the State's employment practices law;
- (2) Changing the effective date to upon approval; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 777, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 777, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Tarnas, Amato, Ilagan and Garcia.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Aquino, Moriwaki and Elefante.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 14 on H.B. No. 541

The purpose of this measure is to require:

- (1) Vehicle safety inspections to include inspections for compliance with proper head lamp requirements and specifications; and
- (2) The Department of Transportation to amend its administrative rules to allow motor vehicle owners whose motor vehicle registration and safety inspection are both expired to obtain a motor vehicle safety inspection without evidence of the motor vehicle registration before registering the motor vehicle.

Your Committee on Conference has amended this measure by changing the effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 541, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 541, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Todd, Nakashima, Evslin, Hussey-Burdick, Kila and Matsumoto.

Managers on the part of the House.

Ayes, 6. Noes, none. Excused, none.

Senators Lee, Keohokalole and Awa.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 15 on H.B. No. 704

The purpose of this measure is to:

- (1) Exempt flatbed trucks from the registration requirements for motor carrier vehicles when the flatbed trucks are used as marine terminal equipment temporarily moving in or between certain terminals; and
- (2) Adding new terminal locales and roadways covered under the exemption.

Your Committee on Conference has amended this measure by changing the effective date to July 1, 2023.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 704, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 704, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Todd, Nakashima, Aiu, Evslin and Matsumoto.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Lee, Keohokalole and Elefante.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 16 on H.B. No. 973

The purpose of this measure is to repeal the requirement for the Department of Agriculture to adopt rules to address nuisance issues, including smell, noise, and excessive lighting arising out of the activities of hemp growers.

Your Committee on Conference has amended this measure by changing its effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 973, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 973, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Gates, Tarnas, Cochran, Kahaloa and Ward.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Gabbard, Keohokalole and Richards.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 17 on H.B. No. 692

The purpose of this measure is to establish minimum administrative penalties and increase maximum administrative and criminal penalties for violators of the Hawaii Pesticides Law.

Your Committee on Conference has amended this measure by:

- (1) Deleting the proposed minimum administrative penalties; and
- (2) Changing its effective date to July 1, 2023.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 692, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 692, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Gates, Tarnas, Kahaloha and Ward.
Managers on the part of the House.
Ayes, 4; Ayes with Reservations (Ward), Noes, none. Excused, none.

Senators Gabbard, Rhoads and Richards.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 18 on H.B. No. 695

The purpose of this measure is to allow for the use of battery-charged security fences for non-agricultural purposes, under certain circumstances.

Your Committee on Conference has amended this measure by changing its effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 695, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 695, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Gates, Nakashima, Cochran, Sayama and Ward.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Gabbard, Wakai, Rhoads and Richards.
Managers on the part of the Senate.
Ayes, 4. Noes, none. Excused, none.

Conf. Com. Rep. 19 on S.B. No. 497

The purpose of this measure is to prohibit certain oversized commercial vehicles from driving in the far left lane on roadways with three or more lanes for traffic moving in the same direction, subject to certain exceptions.

Your Committee on Conference finds that solutions to traffic congestion across the State will allow all roadway users to commute to and from their destinations in a safe manner. By improving traffic flow on state roadways, including the left lane on roadways, there is a reduced likelihood of motor vehicle collisions that cause serious injuries or death. This measure limits the usage of left lanes by large commercial vehicles to address traffic flow and safety concerns.

Your Committee on Conference has amended this measure by:

- (1) Inserting language to allow a commercial vehicle to be driven in the far left lane if:
 - (A) The commercial vehicle is able to maintain speed with existing traffic flow; and
 - (B) The commercial vehicle is in the process of overtaking and passing another vehicle proceeding in the same direction;
- (2) Inserting an effective date of January 1, 2024; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 497, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 497, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Takayama and Souza.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Lee, Rhoads and Elefante.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 20 on S.B. No. 214

The purpose of this measure is to:

- (1) Establish the offense of interference with the operation of a public transit vehicle; and
- (2) Make clarifying and conforming amendments to the offense of interference with the operator of a public transit vehicle.

Your Committee on Conference finds that public transit vehicles provide essential transportation services to thousands of residents and visitors across the State. While existing law establishes the offense of interference with an operator of a public transit vehicle, which includes injuries or threats to the operator, conduct that interferes with the public transit system is not similarly addressed. This measure establishes the offense of interference with the operation of a public transit vehicle to provide accountability and safer transportation for all users.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 214, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 214, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Kong, Takayama and Souza.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Lee, Rhoads and Elefante.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 21 on S.B. No. 746

The purpose of this measure is to:

- (1) Expand coffee labeling and advertising requirements to include ready-to-drink coffee beverages and the inner packages and inner wrapping labels of roasted coffee, instant coffee, and ready-to-drink coffee beverages;
- (2) Specify that the coffee labeling and advertising requirements apply if the applicable products are produced in whole or in part from Hawaii-grown and Hawaii-processed green coffee beans;
- (3) Require disclosure on the label of coffee blends of the respective geographic and regional origins and percent by weight of the blended coffees; and
- (4) Prohibit use of the term "All Hawaiian" in labeling or advertising for roasted coffee or instant coffee not produced entirely from green coffee beans grown and processed in Hawaii.

Your Committee on Conference finds that while existing law provides marketplace protections from fraudulent representations of the labeling or advertising of certain coffee products in the State, these protections require updates due to swiftly changing market conditions and emerging popularized new coffee products. Furthermore, Hawaii is the only coffee producing region where local laws allow for just ten percent of regional coffee content to qualify the product to be "locally produced". These products often contain up to ninety percent foreign-grown coffee bean of lower quality and production cost to benefit distributors and producers at the expense of local and out-of-state consumers. Therefore, this measure expands and requires additional labeling requirements to better inform consumers of locally grown and processed coffee product options and prohibits the term "All Hawaiian" in products that do not completely contain coffee beans grown and processed entirely in Hawaii.

Your Committee on Conference also finds that the results of the coffee labeling economic impact study of Act 222, Session Laws of Hawaii 2022, should be produced and its results shared with the Legislature before this measure is implemented. Accordingly, your Committee on Conference has amended this measure by inserting an effective date of July 1, 2024.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 746, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 746, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Gates, Nakashima, Kahaloa and Ward.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Gabbard, Keohokalole and Richards.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 22 on S.B. No. 516

The purpose of this measure is to:

- (1) Require that the identity statement used for labeling or advertising hemp products identify the percentage of Hawaii-grown and Hawaii-processed hemp and hemp of other origins contained in hemp products; and
- (2) Allow the use of the term "All Hawaiian" for hemp products in which one hundred percent of the hemp is grown and processed in the State.

Your Committee on Conference finds that there is no existing law that requires hemp producers to disclose the origin of the hemp in their products. While hemp in Hawaii is recognized as a versatile agricultural commodity with the potential to diversify the State's economy, hemp farming and production has proliferated across the nation and the State's hemp farmers faces fierce competition from out-of-state growers and producers. Therefore, this measure requires that hemp products advertise the percentage of Hawaii-grown and Hawaii-processed hemp as well as hemp of other origins. Furthermore, this measure allows for the use of the term "All Hawaiian" for hemp products that contain one hundred percent of hemp grown and processed in the State. This measure will enhance the appeal of products that contain Hawaii hemp by increasing transparency for consumers that are interested in supporting local businesses.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 516, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 516, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Gates, Nakashima, Onishi and Ward.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Gabbard, Keohokalole and Richards.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 23 on S.B. No. 1378

The purpose of this measure is to:

- (1) Clarify that it shall be unlawful for any person, corporation, or entity to negligently refer or transfer patients to an uncertified or unlicensed care facility; and
- (2) Repeal the provision that a landlord, under specified conditions, shall not be deemed to be providing home care services or operating a care facility that requires a license.

Your Committee on Conference finds that that unlicensed care homes endanger the health and safety of Hawaii's most vulnerable populations, including kupuna. Despite the dangers these care homes pose, licensed care operators and other persons continue to refer or transfer patients to care homes that, unbeknownst to the patient, are unlicensed. In addition, an existing statutory provision that waives the requirement for licensure for certain landlords that would otherwise qualify as providing home care services or operating a care facility prevents the Department of Health from regulating these unlicensed care providers. Further safeguards are therefore necessary to ensure quality care for, and to protect the welfare of, Hawaii's vulnerable populations.

Your Committee on Conference has amended this measure by:

- (1) Specifying that it shall be unlawful for any person, corporation, or entity to knowingly, rather than negligently, refer or transfer patients to an uncertified or unlicensed care facility;
- (2) Amending section 1 to reflect its amended purpose;
- (3) Inserting an effective date of July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1378, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1378, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Nakashima, Kobayashi, Lamosao and Pierick.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Aquino, Keohokalole and Rhoads.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 24 on S.B. No. 798

The purpose of this measure is to:

- (1) Require, as part of a developer's application for time share unit registration or annexation:
 - (A) A list of projects containing out-of-state time share units; and
 - (B) A statement that the developer has verified that those units are in compliance or not prohibited under the laws of the jurisdiction where the units are located; and
- (2) Clarify that a developer is not required to submit any other evidence of such compliance to register in the State.

Your Committee on Conference finds that the 1980 Hawaii Time Share Act's broad language has had the unintended consequence of causing the Department of Commerce and Consumer Affairs to require time share developers to provide evidence that its time share units located outside the State are compliant with the zoning and land use laws and regulations of the jurisdiction where the time share units are located. Therefore, this measure clarifies the intent of the existing law, preempts the Department's current practice, and instead requires only that a developer submit to the Department a list of projects containing out-of-state time share units and a statement that it has complied with the zoning and land use laws and regulations of the jurisdiction where its time share units are located.

Accordingly, your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 798, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 798, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Quinlan, Nakashima, Kong, Sayama and Pierick.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 2 (Kong, Pierick).

Senators Inouye, Keohokalole and Rhoads.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 25 on S.B. No. 691

The purpose of this measure is to:

- (1) Authorize the Chief Energy Officer of the Hawaii State Energy Office, instead of the Director of Business, Economic Development, and Tourism, to adopt rules to enforce minimum efficiency standards for certain products and adopt or amend minimum energy standards in certain situations; and
- (2) Regulate the minimum efficiency standards for portable electric spas, residential ventilating fans, toilets, urinals, and water coolers.

Your Committee on Conference finds that the State's consumers could save millions of dollars each year on utility bills by expanding the list of products requiring minimum efficiency standards. Efficiency standards require that products use less energy and water, while maintaining product quality, and are consistent with the State's clean energy and climate goals. This measure will benefit consumers in the State by reducing utility bill costs, closing any gaps left in federal standards, and preventing manufacturers from sending appliances that do not comply with other states' efficiency standards to Hawaii.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to June 30, 2023; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 691, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 691, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lowen, Nakashima, Cochran, Hussey-Burdick and Ward.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, 1 (Ward).

Senators DeCoite, Keohokalole and Kanuha.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Kanuha).

Conf. Com. Rep. 26 on S.B. No. 162

The purpose of this measure is to:

- (1) Add community health centers, rural health clinics, and mobile dental outreach programs to the list of eligible organizations at which persons with community service licenses may practice dental hygiene;
- (2) Allow dental hygiene and dental college graduates from educational programs that have a reciprocal agreement with the American Dental Association Commission on Dental Accreditation to apply for temporary or community service licenses; and
- (3) Expand eligibility for a community service license to practice dentistry to those candidates who have passed the Integrated National Board Dental Examination within five years of the date of request.

Your Committee on Conference finds that there is a critical need to address the significant shortage of health care professionals in the State, including dentists and dental hygienists. Your Committee on Conference further finds that it is especially crucial to increase the number of public health dentists and dental hygienists who primarily treat the State's underserved and vulnerable populations, including Medicaid recipients. This measure will improve access to dental care for these populations and alleviate the State's oral health disparities.

Your Committee on Conference has amended this measure by:

- (1) Making it effective upon its approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 162, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 162, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Nakashima, Sayama, Takenouchi and Pierick.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators San Buenaventura, Keohokalole and Aquino.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 27 on S.B. No. 602

The purpose of this measure is to:

- (1) Authorize pharmacists to order, perform, and report the results of certain Clinical Laboratory Improvement Amendments of 1988 (CLIA)-waived tests; and
- (2) Specify educational and permitting requirements for the ordering, performance, and reporting the results of certain CLIA-waived tests.

Your Committee on Conference finds that the coronavirus disease 2019 pandemic highlighted the critical need for improving access to health care testing. Your Committee on Conference further finds that while pharmacists possess the skills and knowledge necessary to perform CLIA-waived tests, which are simple tests that are non-technical and present a low risk for erroneous results, the scope of practice for pharmacists under existing state law does not explicitly authorize performance of these tests. This measure amends the definition of "practice of pharmacy" under state law to specify that pharmacists may order, perform, and report the results of certain CLIA-waived tests to improve access to health care across the State.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that, for any CLIA-waived tests performed, pharmacists shall follow all applicable state laws and rules regarding the reporting of all diseases, rather than just communicable diseases; and
- (2) Making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 602, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 602, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nakashima, Sayama and Pierick.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators San Buenaventura, Keohokalole and Aquino.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Aquino).

Conf. Com. Rep. 28 on S.B. No. 473

The purpose of this measure is to exempt manufacturers, wholesale distributors, manufacturers engaged in direct distribution to qualified persons, and third-party logistics providers of home dialysate drugs or devices from the license, registration, and permit requirements for pharmacies, under certain conditions.

Your Committee on Conference finds that home dialysis is the best option for treating kidney failure whenever possible, due to its greater scheduling flexibility, fewer food restrictions, and better outcomes. Due to its isolated location, it is crucial for the State to have a supply chain with sufficient and immediate inventory within the State to ensure that home dialysis patients receive timely delivery of needed drugs, medical devices, and other supplies. This measure will promote greater access to home dialysate drugs and devices for patients in the State.

Your Committee on Conference has amended this measure by:

- (1) Making it effective upon its approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 473, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 473, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Nakashima, Takenouchi and Pierick.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Shimabukuro, Keohokalole and Moriwaki.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Moriwaki).

Conf. Com. Rep. 29 on S.B. No. 1344

The purpose of this measure is to:

- (1) Replace the term "school health aides" with "school health assistants" to reflect recent changes to the job title; and
- (2) Authorize the administration of medication to public school students by health assistants with the approval of a health care professional within the Department of Education, Department of Health, or a health care service pursuant to a written agreement with the Department of Education.

Your Committee on Conference finds that the current procedure for administration of medication in public schools involves extensive oversight. While certain schools may have a medical professional such as a registered nurse, advanced practice registered nurse, or other specialized health care provider on campus, existing law prevents these health care professionals from performing the function of approving the administration of medication. This measure ensures the safety of students while also streamlining the process to administer medication.

Your Committee on Conference has amended this measure by:

- (1) Making it effective upon its approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1344, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1344, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Sayama, La Chica and Garcia.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Kidani, Keohokalole and Kanuha.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 30 on S.B. No. 1468

The purpose of this measure is to:

- (1) Authorize professional land surveyors, and any assistant under the direct supervision of a professional land surveyor, to enter onto private property to perform land surveying, subject to certain provisions regarding notice, objections, and identification; and
- (2) Shield professional land surveyors and their assistants from prosecution under criminal trespass laws when performing their duties.

Your Committee on Conference finds that professional land surveyors often require the right to access private property for the purposes of producing a thorough and complete land survey. However, without a right of entry, a professional land surveyor conducting a land survey is subject to trespass laws. In order to ensure the public's interest in maintaining a sound and uniform real property system, this measure seeks to mitigate certain risks while balancing property rights and protecting land surveying professionals.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to upon its approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1468, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1468, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Sayama, Tarnas, Hussey-Burdick, Ichiyama and Pierick.
Managers on the part of the House.
Ayes, 4; Ayes with Reservations (Hussey-Burdick). Noes, 1 (Pierick). Excused, none.

Senators Keohokalole, Rhoads and Richards.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 31 on S.B. No. 478

The purpose and intent of this measure is to repeal the telecommunications and cable industry information reporting requirements for broadband service providers and mobile radio service providers.

Your Committee on Conference finds that chapter 440J, Hawaii Revised Statutes (HRS), was enacted to meet a Federal Communications Commission (FCC) reporting requirement to determine the broadband service ability within each state. Specifically, chapter 440J, HRS, requires broadband service providers to annually report the percentage of each census block that does not have access to broadband service to the Department of Commerce and Consumer Affairs. Your Committee on Conference further finds that, not only does the FCC no longer require reporting of broadband service availability by census block, but now requires reporting broadband service availability by locations based on addresses and geographic coordinates. This housekeeping measure therefore repeals chapter 440J, HRS, as it is no longer necessary, and additionally reduces the administrative burdens of broadband service providers in the State.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Making conforming amendments to certain definitions rather than incorporating them by reference to section 206R-1, Hawaii Revised Statutes; and
- (2) Making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 478, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 478, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Perruso, Sayama, Evslin, Kapela and Pierick.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Moriwaki, Keohokalole, Rhoads and Fevella.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, 1 (Fevella).

Conf. Com. Rep. 32 on S.B. No. 1079

The purpose of this measure is to require courts to, upon application to the court, expunge records of convictions for first-time offenses involving:

- (1) Operating a vehicle after consuming a measurable amount of alcohol while under the age of twenty-one years; and
- (2) Certain property offenses,

if the sentencing occurred before 1998.

Your Committee on Conference finds that any individual who has committed the offense of operating a vehicle after consuming a measurable amount of alcohol while under the age of twenty-one before 1998 or committed certain property offenses before 1998, is now in a different place in their life. While the offenses occurred over twenty-five years ago, these individuals are otherwise forced to continue to suffer the harsh consequences of being burdened with a criminal record when engaging in common activities, such as finding employment, having educational opportunities, or being provided housing options. This measure will assist many people by improving their overall quality of life.

Your Committee on Conference has amended the measure by making it effective on July 1, 2025.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1079, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1079, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Takayama and Souza.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Rhoads, Gabbard and San Buenaventura.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 33 on S.B. No. 51

The purpose of this measure is to increase the amount of fines that may be assessed against noncandidate committees for violations of organizational report and advertisement disclosure requirements.

Your Committee on Conference finds that campaign spending and disclosure requirements are important to the electoral process. Increasing fines for violations of reporting laws will increase compliance with these laws. This measure will help restore public trust in the state government.

Your Committee on Conference has amended this measure by making it effective on July 1, 2023.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 51, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 51, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Nishimoto, Takayama and Alcos.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Rhoads, Elefante and Awa.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 34 on S.B. No. 1493

The purpose of this measure is to prohibit, during legislative sessions and shortly before and after, lobbyist contributions and expenditures, and promises of contributions or expenditures, to any elected official, candidate, candidate committee, or individual who is required to file an organizational report with the Campaign Spending Commission.

Your Committee on Conference finds that contributions made during legislative sessions, including extended sessions or special sessions, can create the perception that the contribution has the intent or effect of influencing decisions being taken on pending legislation. Restricting lobbyists from donating to an elected official during a legislative session will further the goal of reducing undue influence and its appearance.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1493, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1493, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Takayama and Souza.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Rhoads, Elefante and Awa.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Awa).

Conf. Com. Rep. 35 on S.B. No. 19

The purpose of this measure is to guarantee the vote of eligible voters who cast their ballot and then subsequently die or otherwise become ineligible before election day.

Your Committee on Conference finds that the State's vote by mail process does not have procedures for validating mail-in ballots cast by eligible voters who thereafter became ineligible. This measure ensures that voters who are eligible to vote and cast their ballot, then subsequently become ineligible to vote due to valid reasons, have their vote counted.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 19, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 19, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Holt, Kong, Takayama and Souza.
Managers on the part of the House.
Ayes, 4. Noes, 1 (Holt). Excused, none.

Senators Rhoads, Elefante and San Buenaventura.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 36 on S.B. No. 141

The purpose of this measure is to:

- (1) Update rules for certification of electors and their votes to be in full compliance with federal law;
- (2) Provide procedures for the replacement of electors;
- (3) Require presidential electors to take a pledge that they will vote for their party's nominee;
- (4) Invalidate the vote of any faithless elector; and
- (5) Remove any faithless elector from the position of elector.

Your Committee on Conference finds that electors who do not cast votes for the candidates they were elected to vote for, thereby acting faithlessly, are acting in violation of democratic values by subverting the will of the people. This measure will protect the choices for president and vice president made by the people of the State during a presidential general election.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 141, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 141, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Takayama and Souza.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Rhoads, Elefante and Gabbard.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 37 on S.B. No. 390

The purpose of this measure is to repeal the sunset date of section 2 of Act 119, Session Laws of Hawaii 2021 (Act 119), thereby making permanent:

- (1) The requirement that the Hawaii Medical Board issue licenses in four levels of emergency response practice in counties with a population of five hundred thousand or greater; and
- (2) The creation of an additional licensure category for Emergency Medical Technicians 1, who are certified at a higher practice level than Emergency Medical Technicians but do not provide ambulance services.

Your Committee on Conference finds that Emergency Medical Technicians certified by the National Registry of Emergency Medical Technicians provide on-the-scene, lifesaving care to critical care patients. However, until the enactment of Act 119, state law relating to the licensing or certification of emergency medical personnel contained no licensure category for Emergency Medical Technicians whose sole certification is that from the National Registry of Emergency Medical Technicians. Act 119, which temporarily established an additional licensure category for these Emergency Medical Technicians, is scheduled to sunset on July 1, 2027. This measure repeals this sunset date, thereby making permanent the authority given to the Hawaii Medical Board to license Emergency Medical Technicians, in recognition of their vital role in the comprehensive emergency medical system.

Your Committee on Conference has amended this measure by inserting an effective date of July 1, 2023.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 390, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 390, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Sayama, Hussey-Burdick and Pierick.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Pierick).

Senators Aquino, Keohokalole and Moriwaki.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 38 on S.B. No. 799

The purpose of this measure is to:

- (1) For time share plans that use title holding trusts, require the developer to submit a title report evidencing that the title is vested in the trustee;
- (2) For time share plans that use a notice of time share plan, require the recordation of the notice and its submission; and
- (3) For time share plans that use alternative arrangements, require the recordation of any alternative arrangement documents.

Your Committee on Conference finds that under existing law, a developer's application for registration of a time share plan is required to include a title report or other evidence of title. The State's law governing time sharing plans requires that the rights of time share owners be protected from blanket liens, such as mortgages, that could deprive the time share owners of the use of the time share units in the event of a foreclosure. Accordingly, the time share industry has implemented various means to ensure that a time share owner's right to use the time share is protected, such as title-holding trusts, notice of time share plan, and other alternative arrangements. In these cases, developers are required to submit an update to the title report; however, once a title report has sufficiently evidenced blanket protections are in place, further evidence of conveyance is not needed. This measure removes unnecessary regulatory burdens if a method of protecting buyers is satisfied.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that would have authorized the Director of Commerce and Consumer Affairs to require the submission of title reports for purposes other than to evidence protection against future blanket liens and replacing it with language that clarifies a time share developer shall not thereafter be required to submit additional title reports that meet certain requirements unless otherwise required by other sections of chapter 514E, Hawaii Revised Statutes; and
- (2) Changing the effective date to upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 799, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 799, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Quinlan, Nakashima, Kong, Sayama and Pierick.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Keohokalole, McKelvey and Awa.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (McKelvey).

Conf. Com. Rep. 39 on S.B. No. 930

The purpose of this measure is to:

- (1) Allow a landlord or landlord's agent to charge an application screening fee for certain applicants at the time a rental application is processed for a dwelling unit;
- (2) Require the landlord or landlord's agent to return any unauthorized fee amounts to the applicant; and

- (3) Beginning May 1, 2024, require the Office of Consumer Protection to produce and make available informational materials and publicize requirements regarding application fees and related rights and obligations.

Your Committee on Conference finds that existing law does not regulate the nature and amount of application fees that landlords may charge prospective tenants. The absence of such regulation has led to abuses by landlords who charge applicants more than the cost of an application screening fee. This measure will deter this deleterious conduct by directly addressing this inequity, while still enabling landlords and their agents to complete reference checks, tenant reports, and credit reports on applicants.

Your Committee on Conference has amended this measure by:

- (1) Inserting language that requires the landlord or the landlord's agent, upon request by an applicant, to provide a receipt of payment and a breakdown of the costs associated with the application screening fee;
- (2) Inserting an effective date of July 1, 2023; provided that section 1 of this measure shall take effect on May 1, 2024; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 930, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 930, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashimoto, Sayama, Aiu, Marten and Matsumoto.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Keohokalole, Richards and Awa.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 40 on H.B. No. 11

The purpose of this measure is to:

- (1) Clarify when the disclosure of pertinent provisions of condominium project instruments must occur;
- (2) Specify that primary plan documents be listed in the public disclosure statement of a time share plan; and
- (3) Provide that a consultant's review of encumbrances shall be waived upon the certification from the developer that the time share interest is free and clear of blanket liens or that identifies all blanket liens.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 11, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 11, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Quinlan, Nakashima, Kong, Lamosao, Sayama and Pierick.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, 2 (Kong, Pierick).

Senators Keohokalole, McKelvey and Awa.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Awa).

Conf. Com. Rep. 41 on H.B. No. 1091

The purpose of this measure is to require disclosure of all permitted and unpermitted erosion control structures on the parcel, expiration dates of any permitted structures, any notices of alleged violation associated with the parcel, any fines for expired permits or unpermitted structures associated with the parcel, and the annual coastal erosion rate for the zoning lot in real estate transactions when residential real property lies adjacent to the shoreline.

Your Committee on Conference has amended this measure by:

- (1) Removing the disclosure requirement for the annual coastal erosion rate for the zoning lot; and
- (2) Changing its effective date to November 1, 2023.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1091, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1091, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ichiyama, Tarnas, Poepoe and Souza.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Inouye, Keohokalole and Elefante.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 42 on H.B. No. 1088

The purpose of this measure is to amend the conditions, manner, and areas in which the Commission on Water Resource Management (Commission) of the Department of Land and Natural Resources can declare water shortages and emergencies.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that the Commission may declare an emergency if the Commission determines, in consultation with the appropriate county and the Department of Health, that there is an absence of sufficient quantity and quality of water in any area, whether within or outside of a water management area, that immediately threatens the public health, safety, and welfare;
- (2) Providing that an emergency order of the Commission expires no later than one year after it has been issued by the Commission, unless extended by a separate or supplementary order;
- (3) Changing its effective date to upon its approval; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1088, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1088, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ichiyama, Tarnas, Ilagan, Poepoe and Souza.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Inouye, Rhoads and Elefante.

Managers on the part of the Senate.

Ayes, 3; Ayes with Reservations (Elefante). Noes, none. Excused, none.

Conf. Com. Rep. 43 on H.B. No. 717

The purpose of this measure is to prohibit, under certain circumstances, state employees from taking or participating in certain actions related to the public employment of, or award of contracts to, relatives or household members.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that an employee cannot participate in an interview or discussion regarding the retention of a relative or household member;
- (2) Excluding employees or agencies of the legislative or judicial branch of the State from the prohibition; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 717, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 717, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Takayama and Souza.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Moriwaki, Rhoads and Fevella.

Managers on the part of the Senate.

Ayes, 2; Ayes with Reservations (Rhoads). Noes, none. Excused, 1 (Fevella).

Conf. Com. Rep. 44 on H.B. No. 463

The purpose of this measure is to lower the threshold for disclosure of campaign expenditures by noncandidate committees to \$100.

Your Committee on Conference has amended this measure by:

- (1) Amending the preamble;
- (2) Changing the disclosure threshold amount to \$500;
- (3) Changing the effective date to upon approval; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 463, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 463, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Kitagawa, Takayama and Souza.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Rhoads, Elefante and Awa.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 45 on H.B. No. 1294

The purpose of this measure is to require all candidates for public office in the State to use their legal name for election purposes.

Your Committee on Conference has amended this measure by:

- (1) Deleting its contents and inserting language that requires the Office of Elections and Campaign Spending Commission to include a candidate's legal name wherever the name requested to be printed on the ballot is used, except on the ballot;
- (2) Changing the effective date to upon approval; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1294, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1294, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Takayama and Souza.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Rhoads, Gabbard and San Buenaventura.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 46 on H.B. No. 1502

The purpose of this measure is to limit, with certain exceptions, the compelled disclosure of sources or unpublished information by journalists, newscasters, and persons participating in the collection or dissemination of news or information of substantial public interest.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1502, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1502, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Takayama and Souza.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Rhoads, San Buenaventura and Awa.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 47 on H.B. No. 1027

The purpose of this measure is to align the State's Money Transmitters Modernization Act with the provisions of the Model Money Transmission Modernization Act to enable the State to work within a network of states to license, supervise, and examine transglobal money transmission companies as a multi-state system of financial regulation.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to July 1, 2023; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1027, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1027, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Holt, Nakashima, Kong, Lamosao, Sayama and Pierick.

Managers on the part of the House.

Ayes, 6. Noes, none. Excused, none.

Senators Keohokalole, Fukunaga and Awa.

Managers on the part of the Senate.

Ayes, 2. Noes, 1 (Awa). Excused, none.

Conf. Com. Rep. 48 on H.B. No. 1509

The purpose of this measure is to:

- (1) Establish a Planned Community Association Oversight Task Force to examine the rights afforded to owners in condominium property regimes and determine the feasibility of extending any of those rights to members of planned community associations; and
- (2) Establish a Condominium Property Regime Task Force to examine and evaluate issues regarding condominium property regimes and conduct an assessment of the existing alternative dispute resolution systems for condominiums.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1509, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1509, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashimoto, Tam, Aiu, Onishi, Sayama and Matsumoto.

Managers on the part of the House.

Ayes, 6. Noes, none. Excused, none.

Senators Keohokalole, McKelvey and Awa.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 49 on H.B. No. 217

The purpose of this measure is to:

- (1) Update the cost valuations of work on certain residences to allow the work to qualify for an exemption from the requirement that plans and specifications for construction projects be prepared by a licensed engineer or architect; and
- (2) Clarify the types of work that are not exempt from the requirement that plans be prepared by a licensed engineer or architect.

Your Committee on Conference has amended this measure by:

- (1) Increasing the cost valuations to qualify for an exemption from the requirement that plans and specifications for construction projects be prepared by a licensed engineer or architect for privately owned or privately controlled one-storied residences and two-storied residences to \$180,000 and \$162,000, respectively;
- (2) Changing the effective date to upon approval; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 217, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 217, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashimoto, Sayama, Aiu, Evslin, Hussey-Burdick and Matsumoto.

Managers on the part of the House.

Ayes, 6. Noes, none. Excused, none.

Senators Chang, Keohokalole and Awa.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Awa).

Conf. Com. Rep. 50 on H.B. No. 781

The purpose of this measure is to require that when an officer has custody of a child under eighteen years of age for an alleged violation of law, the child shall have contact with legal counsel and, to the extent practicable, a parent, guardian, or legal custodian before the child waives any constitutional rights and before any custodial interrogation.

Your Committee on Conference has amended this measure by:

- (1) Amending its preamble; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 781, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 781, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Tarnas, Amato, Ilagan and Garcia.

Managers on the part of the House.

Ayes, 5; Ayes with Reservations (Garcia). Noes, none. Excused, none.

Senators Aquino, Rhoads and Shimabukuro.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 51 on H.B. No. 1045

The purpose of this measure is to:

- (1) Adjust the responsibility of producing a certificate of release when transferring schools from the minor student to the student's parent or legal guardian, unless the student is an emancipated minor; and
- (2) Exempt students eligible for assistance provided under the federal McKinney-Vento Homeless Assistance Act of 1987 from producing required student records when transferring schools.

Your Committee on Conference has amended this measure by changing the effective date to January 1, 2024.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1045, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1045, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Tarnas, La Chica, Marten and Garcia.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Kidani, Elefante and Kanuha.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 52 on H.B. No. 218

The purpose of this measure is to require:

- (1) Dispensing pharmacies to provide accessible prescription drug label information to individuals who have difficulty seeing or reading labels on prescription drug containers;
- (2) Dispensing pharmacies to make sustained, periodic, and reasonable efforts to inform the public that prescription drug label information is available in alternative accessible formats; and
- (3) The Board of Pharmacy to adopt rules by December 31, 2024, to carry out the purposes of this measure.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to July 1, 2023; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 218, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 218, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Nakashima, Amato and Pierick.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, 1 (Pierick).

Senators Shimabukuro, Keohokalole and Aquino.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 53 on H.B. No. 950

The purpose of this measure is to:

- (1) Extend the time period that the Family Court may order continued assisted community treatment; and
- (2) Reduce the time period that the Family Court needs to determine whether assisted community treatment should continue from one hundred eighty days to one hundred days.

Your Committee on Conference has amended this measure by:

- (1) Authorizing psychiatrists or advanced practice registered nurses, after examination of a person for assisted community treatment indication, to request assistance from the Attorney General to file an assisted community treatment petition;
- (2) Requiring the Family Court to set any subsequent hearing dates for an assisted community treatment petition as soon as possible;
- (3) Authorizing the Family Court to use online hearings for assisted community treatment petitions;
- (4) Extending the time period that the Family Court may order continued assisted community treatment to two years;
- (5) Clarifying provision of notice requirements for assisted community treatment petitions;
- (6) Authorizing any interested party to request assistance from the Attorney General to file a petition for an extension of assisted community treatment;
- (7) Changing the effective date to July 1, 2023; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 950, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 950, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Tarnas, Lamosao and Garcia.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, 1 (Lamosao).

Senators San Buenaventura, Rhoads and Shimabukuro.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 54 on S.B. No. 105

The purpose of this measure is to change the Department of Education's required quarterly report on autism spectrum disorder to an annual report.

Your Committee on Conference finds that Act 205, Session Laws of Hawaii 2018, mandates that the Department of Education create a quarterly report that includes information on students with autism spectrum disorder, staffing requirements, and Medicaid reimbursements. However, few changes are reflected between each period. This measure provides for a streamlined data reporting process to create a single comprehensive annual report.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 105, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 105, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Tarnas, La Chica, Marten and Garcia.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Kidani, Elefante and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 55 on S.B. No. 410

The purpose of this measure is to:

- (1) Prohibit the Director of Transportation and Traffic and Emergency Period Violations Bureaus of the District Courts from furnishing information related to dismissed traffic citations; and
- (2) Require the court to automatically seal or remove from the Judiciary's publicly accessible databases any information relevant to the arrest or case of a person for whom an expungement order has been entered and transmitted to the court.

Your Committee on Conference finds that court records that have been expunged from a person's record may still be accessed by others. Such information should not appear on an individual's record as they can be regarded negatively and have a significant and long-lasting impact on a person's future. However, there is no process currently available to request traffic citations that have been expunged to be excluded from a person's record. This measure will streamline the process for people who need their records to be expunged.

Your Committee on Conference has amended this measure by:

- (1) Removing language that would have prohibited the Director of Transportation and Traffic and Emergency Period Violations Bureaus of the District Courts from furnishing information related to dismissed traffic citations;
- (2) Amending section 1 to reflect its amended purpose; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 410, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 410, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nakashima, Tarnas, Hussey-Burdick, Takayama and Pierick.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Rhoads, San Buenaventura and Awa.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 56 on S.B. No. 933

The purpose of this measure is to:

- (1) Authorize the family courts to allow petitioners to attend temporary restraining order (TRO) hearings remotely upon request;
- (2) Require the courts to consider certain factors; and
- (3) Require the courts to allow petitioners who allege domestic abuse to attend TRO hearings remotely.

Your Committee on Conference finds that though TRO petitions are initially acted upon by a family court judge without a court hearing, a mandatory hearing is held within fifteen days of a TRO being granted in order to determine whether the TRO should remain in effect. The adversarial nature of the legal system requires petitioners who have received TROs to face their alleged abusers in court during these hearings. Your Committee on Conference also finds that, notwithstanding the safety protocols that the Judiciary takes to protect parties during in-person TRO hearings, the physical presence of the parties within the same room may allow for respondents to intimidate petitioners through words or body language. This measure allows petitioners who allege domestic abuse to attend TRO hearings remotely, which will promote greater safety, economic justice, and equitable access to the courts for victims of domestic abuse.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that the court shall allow the petitioner to attend the hearing remotely if the petitioner's allegations include at least one allegation of domestic abuse as defined in section 586-1, Hawaii Revised Statutes; and in cases where the petitioner's allegations do not include at least one allegation of domestic abuse, the court may allow the petitioner to attend the hearing remotely, with consideration of factors such as the petitioner's lack of transportation, child care, and paid time off, as well as the petitioner's fear of the respondent's presence; and
- (2) Making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 933, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 933, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Takayama and Souza.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Rhoads, Gabbard and Awa.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 57 on S.B. No. 944

The purpose of this measure is to:

- (1) Require the Department of the Attorney General to convene a task force to recommend amendments to update existing parentage laws that reflect cisheteronormative concepts of families, parenthood, and parental rights; and
- (2) Require an interim and final report to the Legislature.

Your Committee on Conference finds that existing parentage laws reflect outdated concepts of families, parenthood, conception and gestation, and parental rights. This measure establishes a new task force that builds upon the work of the task force previously established by Act 201, Session Laws of Hawaii 2021, to recommend amendments that update existing paternity laws, which will provide a more certain path and inclusion under the law for same sex couples, single parents, and children born through assisted reproductive technology and surrogacy.

Your Committee on Conference has amended this measure by:

- (1) Specifying that the Department of the Attorney General shall convene a task force to recommend amendments to the Hawaii Revised Statutes to update existing parentage laws that reflect outdated concepts of families, parenthood, conception and gestation, and parental rights;
- (2) Adding to the task force an individual with personal knowledge of surrogacy; and
- (3) Making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 944, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 944, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Tarnas and Matsumoto.
Managers on the part of the House.
Ayes, 3; Ayes with Reservations (Matsumoto). Noes, none. Excused, none.

Senators Rhoads, Elefante and San Buenaventura.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 58 on S.B. No. 1340

The purpose of this measure is to:

- (1) Beginning August 1, 2024:
 - (A) Reinstate and make permanent the exemption from the behavior analyst licensing requirements for certain teachers working in collaboration with a licensed behavior analyst or licensed psychologist;
 - (B) Expand the exemption for registered behavior technicians to implement applied behavior analysis services under the direction of a licensed psychologist; and
 - (C) Reinstate and make permanent the exemption from the behavior analyst licensing requirements for individuals who implement applied behavior analysis services to participants in the Medicaid Home and Community-Based Services Waiver Program; and
- (2) Require the Department of Education to report to the Legislature on the status of implementing Medicaid reimbursements for applied behavior analysis services.

Your Committee on Conference finds that the Department of Education is experiencing a shortage of licensed behavior analysts to provide adequate support to students in the public school system. This measure increases student access to applied behavior analysis services by expanding the types of individuals who may implement applied behavior analysis services in the State without obtaining a behavior analyst license under certain conditions.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that would have made the amendments to existing law that governs exemptions from the behavior analyst licensing requirements effective August 1, 2024;
- (2) Amending section 1 to reflect its amended purpose;
- (3) Making it effective upon its approval; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1340, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1340, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Belatti, Sayama, La Chica and Pierick.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, 1 (La Chica).

Senators San Buenaventura, Keohokalole and Shimabukuro.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Shimabukuro).

Conf. Com. Rep. 59 on S.B. No. 1057

The purpose of this measure is to:

- (1) Require certain job listings to disclose the hourly rate or salary range that reasonably reflects the actual expected compensation; and
- (2) Prohibit an employer from discriminating between employees because of any protected category established under state law by paying wages to employees in an establishment at a rate less than the rate at which the employer pays wages to other employees in the establishment for substantially similar work.

Your Committee on Conference finds that many employment listings are not transparent about the pay or salary to be offered to the prospective employee. Secrecy around compensation perpetuates the continued discrimination against all workers, and especially for women and people of color. Although requiring employers to disclose the hourly rate or salary range in a job listing would help reduce pay inequalities between employees in protected categories who perform substantially similar work as other employees, your Committee on Conference notes concerns that requiring pay rates in job listings may put smaller and local employers at a significant recruiting disadvantage.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Clarifying that the requirement to disclose the hourly rate or salary range that reasonably reflects the actual expected compensation does not apply to job listings for positions with employers having fewer than fifty employees; and
- (2) Making it effective on January 1, 2024.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1057, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1057, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Holt, Matayoshi, Tamas, Lamosao and Alcos.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Moriwaki, Keohokalole and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 60 on S.B. No. 966

The purpose of this measure is to subject to forfeiture any vehicle used in the commission of felony disposal of solid waste or petty misdemeanor disposal of solid waste.

Your Committee on Conference finds that vehicles are typically involved and required in the illegal dumping and transport of solid waste. Illegal and improper dumping, especially of hazardous materials and construction and demolition waste, can pollute the environment, thereby harming human health and incurring economic consequences. This measure therefore authorizes the forfeiture of any vehicle owned and operated by a person in the commission of an illegal dumping offense to curb, deter, and prevent further illegal dumping operations in the State.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 966, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 966, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lowen, Tamas, Cochran, Takayama and Ward.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Gabbard, Rhoads and DeCoite.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (DeCoite).

Conf. Com. Rep. 61 on S.B. No. 655

The purpose of this measure is to authorize the Department of Agriculture to align state hemp production administrative rules with federal exemptions for fiber, fuel, and seed grain hemp crops.

Your Committee on Conference finds that the hemp industry in Hawaii is overburdened by federal and state regulations that stifle growth and production, the extent to which consumers and retailers often resort to purchasing more readily available and affordable hemp overseas. Your Committee on Conference further recognizes that hemp is a viable and resourceful crop with a myriad of valuable uses and therefore, seeks to reduce the regulatory burdens that undermine the success of Hawaii's hemp industry. Therefore, this measure authorizes the Department of Agriculture to align state hemp production administrative rules with federal rules to reduce the regulation that burdens the industry in Hawaii.

Your Committee on Conference has amended this measure by:

- (1) Specifying that hemp shall not be grown within three hundred feet of a pre-existing playground, child care facility, or school;
- (2) Specifying that hemp shall not be grown within one hundred feet of a pre-existing house, dwelling unit, residential apartment, or other residential structure not owned by the grower; and
- (3) Making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 655, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 655, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Gates, Tarnas, Chun, Kahaloha and Ward.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Gabbard, Wakai, Rhoads and Richards.
Managers on the part of the Senate.
Ayes, 4. Noes, none. Excused, none.

Conf. Com. Rep. 62 on S.B. No. 637

The purpose of this measure is to require persons applying to register as hemp processors to include with their application documentation that the processing does not include heat or volatile compounds or gases under pressure, such as cold-water extraction and is exempt from certain building permit and building code requirements, or documentation that the planned hemp processing operation is in a food hub or agricultural park.

Your Committee on Conference finds that prior to 2021, hemp producers in the State processed small batches of hemp on their farms in structures that were exempt from certain building permit and building code requirements without adverse consequence. However, Act 14, Session Laws of Hawaii 2022, required hemp and hemp products to be processed within an enclosed indoor facility to prevent unauthorized entry, requiring hemp farmers to rely on off-site hemp processing, which has created additional processing and shipping costs while diminishing the overall quality of transported hemp crops. Therefore, the intent of this measure is to allow licensed hemp farmers to once again process hemp on their farms in agricultural structures and in food hubs and agricultural parks.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 637, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 637, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Gates, Nakashima, Kong, Sayama and Ward.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 2 (Kong, Ward).

Senators Gabbard, Rhoads and Richards.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 63 on H.B. No. 161

The purpose of this measure is to establish that the representative of labor on the Hawaii Labor Relations Board shall be a person selected by a majority of the exclusive representatives of the collective bargaining units.

Your Committee on Conference has amended this measure by changing the effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 161, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 161, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Tarnas, Garrett and Alcos.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Moriwaki, Rhoads and Fevella.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 64 on H.B. No. 978

The purpose of this measure is to amend the procurement laws relating to the purchase of health and human services by:

- (1) Clarifying the requirements for health and human services treatment services purchased by the State;
- (2) Transferring certain duties from the Administrator of the State Procurement Office to the heads of health and human services purchasing agencies; and
- (3) Changing the small purchase threshold for health and human services from less than \$25,000 to an amount less than the threshold established in section 103D-305(a), Hawaii Revised Statutes, for goods and services.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to upon approval; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 978, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 978, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Sayama, Garrett, Hussey-Burdick and Alcos.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, 1 (Hussey-Burdick).

Senators McKelvey, San Buenaventura, Moriwaki, Aquino and Awa.
Managers on the part of the Senate.
Ayes, 4. Noes, none. Excused, 1 (Awa).

Conf. Com. Rep. 65 on H.B. No. 369

The purpose of this measure is to exempt a public utility and water carrier from obtaining the required Public Utilities Commission authorization when the public utility or water carrier is:

- (1) Disposing of a fully depreciated asset or property with a zero net book value that is no longer used or useful, with certain conditions; or
- (2) Donating a fully depreciated asset or property with zero net book value to a charitable or nonprofit organization.

Your Committee on Conference has amended this measure by:

- (1) Deleting the condition that the fully depreciated asset or property be no longer used or useful when a public utility or water carrier disposes of the asset or property;
- (2) Changing the effective date to upon approval; and
- (3) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 369, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 369, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nakashima, Hashem, Onishi and Pierick.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Keohokalole, Fukunaga and Awa.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 66 on S.B. No. 193

The purpose of this measure is to add to the membership of the State Fire Council, and to the membership of advisory committees that the Council may appoint, representatives from the Hawaii State Aircraft Fire Fighting Unit and the Division of Forestry and Wildlife of the Department of Land and Natural Resources to reflect all non-federal fire fighting agencies in the State.

Your Committee on Conference finds that the Hawaii State Aircraft Firefighting Unit and the Department of Land and Natural Resources Division of Forestry and Wildlife cooperate and communicate with the county fire departments on a regular basis, providing specialty expertise and equipment in emergent and non-emergent environments. This measure will benefit the State Fire Council by allowing the Hawaii State Aircraft Firefighting Unit and the Department of Land and Natural Resources Division of Forestry and Wildlife to provide unique perspectives and greater insight into the protection of persons and property against fire in the State.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to upon its approval; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 193, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 193, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Poepoe, Garrett, Tam and Alcos.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Wakai, Inouye, Shimabukuro and Elefante.

Managers on the part of the Senate.

Ayes, 4. Noes, none. Excused, none.

Conf. Com. Rep. 67 on S.B. No. 732

The purpose of this measure is to designate the second Monday in October of each year as Indigenous Peoples' Day.

Your Committee on Conference finds that efforts to replace Columbus Day with Indigenous Peoples' Day or Native American Day began in 1990 and have since spread to seventeen states and the District of Columbia. Presently, Hawaii does not celebrate Columbus Day, but instead observes Discoverers' Day "in recognition of the Polynesian discoverers of the Hawaiian islands". Your Committee on Conference finds that by observing Indigenous Peoples' Day in Hawaii, the State can continue to recognize and celebrate the contributions made by the original inhabitants of Hawaii, honor the various cultures that form Hawaii today, and join in solidarity with the global community to honor indigenous peoples around the world.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Making it effective upon its approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 732, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 732, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tam, Kila, Kahaloa, Kapela, Poepoe and Alcos.

Managers on the part of the House.

Ayes, 6. Noes, none. Excused, none.

Senators Shimabukuro, Kanuha, Ihara and Fevella.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, 1 (Ihara).

Conf. Com. Rep. 68 on S.B. No. 182

The purpose of this measure is to:

- (1) Amend the filing deadline for disclosures of financial interests by certain candidates;
- (2) Amend the penalty for the unauthorized release of confidential financial disclosure information; and
- (3) Amend the fines imposed and procedures relating to disclosures of financial interests.

Your Committee on Conference finds that the failure of certain public officials, employees, and candidate to submit a financial disclosure results in administrative fines. However, collection of those fines is a lengthy process that can become cumbersome if there are multiple outstanding unfiled financial disclosures. This measure streamlines the enforcement process for financial disclosure penalties.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 182, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 182, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Nishimoto, Takayama and Souza.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Rhoads, Elefante and Awa.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 69 on H.B. No. 349

The purpose of this measure is to:

- (1) Expand the original jurisdiction of the Family Court to include proceedings concerning the emancipation of minors;
- (2) Specify the rights of an emancipated minor; and
- (3) Establishing procedures for the emancipation of minors.

Your Committee on Conference has amended this measure by:

- (1) Requiring any state agency, rather than a youth service organization recognized by the Department of Human Services, to file a petition on behalf of a minor seeking emancipation;
- (2) Removing the requirement that the Family Court require a minor petitioning for emancipation to undergo a mental health evaluation;
- (3) Removing the requirement that the minor or the minor's parents or guardian pay for the court-ordered mental health evaluation;
- (4) Changing the effective date to January 1, 2024; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 349, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 349, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Tarnas, Takenouchi, Amato and Garcia.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Rhoads, San Buenaventura and Awa.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 70 on H.B. No. 1184

The purpose of this measure is to provide a process by which agencies may procure professional services when fewer than three qualified persons respond to an additional solicitation.

Your Committee on Conference has amended this measure by:

- (1) Clarifying the process when fewer than three qualified persons respond;
- (2) Changing the effective date to upon approval; and
- (3) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1184, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1184, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Garrett, Kitagawa and Alcos.
Managers on the part of the House.

Ayes, 3. Noes, none. Excused, 1 (Kitagawa).

Senators McKelvey, Moriwaki and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 71 on S.B. No. 1151

The purpose of this measure is to exempt University of Hawaii community college students enrolled in certificate programs from the requirement to complete the Free Application for Federal Student Aid (FAFSA) each academic year to be considered eligible for the Hawaii Community College Promise Program.

Your Committee on Conference finds that the Hawaii Community College Promise Program increases access to the University of Hawaii for individuals otherwise unable to afford higher education. Currently, students must complete the FAFSA to qualify for the program. This requirement can present a challenge for students enrolled in certificate programs, including students with developmental disabilities. This measure therefore removes this barrier to accessing financial assistance to allow low-income students to pursue higher education.

Your Committee on Conference has amended this measure by:

- (1) Inserting an effective date of July 1, 2023; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1151, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1151, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Perruso, Kobayashi, Evslin, Kapela and Garcia.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Kim, Kanuha, Kidani and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, 1 (Kidani).

Conf. Com. Rep. 72 on S.B. No. 151

The purpose of this measure is to:

- (1) Require any department or agency employing a law enforcement officer to maintain a publicly available policy that provides a minimum standard on the use of force;
- (2) Allow use of force policies and training to be considered in legal proceedings involving a law enforcement officer's use of force;
- (3) Require a law enforcement officer who observes the use of force by another law enforcement officer to report the use of force; and
- (4) Require that law enforcement officers receive training designed to minimize the use of force.

Your Committee on Conference finds that ensuring that the force used by officers in the performance of duties is proper, lawful, and necessary is critical to maintain the trust of the public and for public safety. This measure will promote public trust in law enforcement and improve public safety by increasing accountability and transparency in law enforcement services.

Your Committee on Conference has amended this measure by inserting an effective date of January 1, 2024.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 151, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 151, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Nishimoto and Souza.

Managers on the part of the House.

Ayes, 3; Ayes with Reservations (Souza). Noes, none. Excused, none.

Senators Wakai, Rhoads and Elefante.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 73 on H.B. No. 1033

The purpose of this measure is to add to the State Building Code Council one member who represents the Hawaii Emergency Management Agency, to be appointed by the Director of Hawaii Emergency Management.

Your Committee on Conference has amended this measure by changing the effective date to July 1, 2023.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1033, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1033, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Sayama, Kitagawa, Hussey-Burdick and Pierick.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Wakai, Inouye and Elefante.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 74 on H.B. No. 660

The purpose of this measure is to authorize the issuance of special purpose revenue bonds to assist Hawaii Pacific Health and one or more of its nonprofit affiliates in financing the costs of the construction of, improvement to, and equipping of its health care facilities at Straub Medical Center.

Your Committee on Conference has amended this measure by:

- (1) Changing the special purpose revenue bond authorization from an unspecified amount to \$240,000,000; and
- (2) Changing the effective date to July 1, 2023.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 660, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 660, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nakashima, Kitagawa and Pierick.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Aquino, Keith-Agaran and Moriwaki.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 75 on H.B. No. 339

The purpose of this measure is to permanently exempt nine positions in the Department of Human Services from civil service.

Your Committee on Conference has amended this measure by changing the effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 339, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 339, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Garrett, Kobayashi, Amato and Garcia.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, 1 (Garrett).

Senators Moriwaki, Aquino, Shimabukuro and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, 1 (Fevella).

Conf. Com. Rep. 76 on H.B. No. 961

The purpose of this measure is to:

- (1) Appropriate funds into and out of the Preschool Open Doors Special Fund for the Preschool Open Doors Program and Executive Office on Early Learning to expand access to preschool and implement program changes required by law;
- (2) Expand the types of entities from which a Preschool Open Doors service provider may obtain accreditation;
- (3) Expand the Preschool Open Doors Program application process to eligible three-year-old children; and
- (4) Authorize the Preschool Open Doors Special Fund to accept federal funds.

Your Committee on Conference has amended this measure by:

- (1) Deleting language which would have:

(A) Appropriated funds for the Preschool Open Doors Program and Executive Office on Early Learning; and

(B) Authorized the Preschool Open Doors Special Fund to accept federal funds; and

- (2) Changing the effective date to upon approval; provided that the provisions expanding the Preschool Open Doors Program application process to eligible three-year-old children shall take effect on January 1, 2024.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 961, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 961, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Woodson, Kitagawa, Amato, Marten and Matsumoto.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, 1 (Marten).

Senators Kidani, Wakai and Kanuha.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 77 on H.B. No. 992

The purpose of this measure is to clarify that certain funds appropriated pursuant to Act 88, Session Laws of Hawaii 2021, as amended by Act 248, Session Laws of Hawaii 2022, shall be deposited into the Affordable Homeownership Revolving Fund for the purposes for which the revolving fund was established.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to upon approval; and

(2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 992, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 992, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashimoto, Aiu, Onishi and Matsumoto.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Chang, Keith-Agaran and Awa.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Awa).

Conf. Com. Rep. 78 on H.B. No. 674

The purpose of this measure is to repeal the percentage requirements for the Hawaii Public Housing Authority related to the admission of applicants, with or without preferences, into federal and state low-income public housing units.

Your Committee on Conference has amended this measure by changing the effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 674, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 674, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashimoto, Aiu, Marten and Matsumoto.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Chang, Wakai and Kanuha.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Kanuha).

Conf. Com. Rep. 79 on H.B. No. 675

The purpose of this measure is to require, if sufficient funding is available, the Hawaii Housing Finance and Development Corporation to open at minimum two application periods each year for the receipt of applications for affordable housing financing from the Low-Income Housing Tax Credit Program, Hula Mae Multi-Family Revenue Bond Program, Rental Housing Revolving Fund Program, and Dwelling Unit Revolving Fund Program.

Your Conference on Committee has amended this measure by changing the effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 675, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 675, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashimoto, Aiu, Onishi and Matsumoto.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Chang, Moriwaki and Awa.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Awa).

Conf. Com. Rep. 80 on H.B. No. 1000

The purpose of this measure is to appropriate or authorize funds for fiscal biennium 2023-2025 for collective bargaining cost items, including salary and other cost adjustments, for the members of collective bargaining unit (1) and their excluded counterparts.

Your Committee on Conference has amended this measure by:

- (1) Adding cost items for the members of collective bargaining unit (10) and their excluded counterparts;
- (2) Inserting the appropriate figures for fiscal biennium 2023-2025 based upon the ratified collective bargaining agreement for collective bargaining units (1) and (10) as indicated in Governor's Message No. 11, 2023;
- (3) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes; and
- (4) Changing the effective date to July 1, 2023.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1000, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1000, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Garrett and Alcos.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Moriwaki, Keith-Agaran and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 81 on H.B. No. 1001

The purpose of this measure is to appropriate or authorize funds for fiscal biennium 2023-2025 for collective bargaining cost items, including salary and other cost adjustments, for the members of collective bargaining unit (2) and their excluded counterparts.

Your Committee on Conference has amended this measure by:

- (1) Adding cost items for the members of collective bargaining units (3), (4), (6), (8), (9), (13), and (14) and their excluded counterparts;
- (2) Inserting the appropriate figures for fiscal biennium 2023-2025 based upon the tentative agreement reached for collective bargaining units (2), (3), (4), (6), (8), (9), (13), and (14) as indicated in Governor's Message No. 10, 2023, and the subsequent notification of ratification received for these bargaining units in Governor's Message No. 13, 2023;
- (3) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes; and
- (4) Changing the effective date to July 1, 2023.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1001, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1001, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Garrett and Alcos.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Moriwaki, Keith-Agaran and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 82 on H.B. No. 1004

The purpose of this measure is to appropriate or authorize funds for fiscal biennium 2023-2025 for collective bargaining cost items, including salary and other cost adjustments, for the members of collective bargaining unit (5) and their excluded counterparts.

Your Committee on Conference has amended this measure by:

- (1) Inserting the appropriate figures for fiscal biennium 2023-2025 based upon the tentative agreement reached for collective bargaining unit (5) as indicated in Governor's Message No. 9, 2023, and the subsequent notification of ratification received for the bargaining unit in Governor's Message No. 14, 2023;
- (2) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (3) Changing the effective date to July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1004, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1004, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Garrett, Kila and Alcos.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Moriwaki, Keith-Agaran and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 83 on H.B. No. 1006

The purpose of this measure is to appropriate or authorize funds for fiscal biennium 2023-2025 for collective bargaining cost items, including salary and other cost adjustments, for the members of collective bargaining unit (7) and their excluded counterparts.

Your Committee on Conference has amended this measure by:

- (1) Inserting the appropriate figures for fiscal biennium 2023-2025 based upon the ratified collective bargaining agreement reached for collective bargaining unit (7) as indicated in Governor's Message No. 8, 2023;
- (2) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (3) Changing the effective date to July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1006, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1006, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Garrett and Alcos.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Moriwaki, Keith-Agaran and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 84 on H.B. No. 1010

The purpose of this measure is to appropriate or authorize funds for fiscal biennium 2023-2025 for collective bargaining cost items, including salary and other cost adjustments, for the members of collective bargaining unit (11) and their excluded counterparts.

Your Committee on Conference has amended this measure by:

- (1) Inserting the appropriate figures for fiscal biennium 2023-2025 based upon the agreement reached for collective bargaining unit (11) as indicated in Governor's Message No. 7, 2023;
- (2) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (3) Changing the effective date to July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1010, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1010, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Garrett and Alcos.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Moriwaki, Keith-Agaran and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 85 on H.B. No. 1329

The purpose of this measure is to:

- (1) Require the Department of Education to work with certain organizations to develop and implement an active shooter training program in all public and charter schools; and
- (2) Allow public and charter school students to decline to participate in the active shooter training program.

Your Committee on Conference has amended this measure by changing the effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1329, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1329, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Tarnas, Nishimoto, Marten and Garcia.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, 2 (Tarnas, Garcia).

Senators Kidani, DeCoite and Kanuha.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 86 on H.B. No. 503

The purpose of this measure is to:

- (1) Require the Board of Education to work with the Department of Education to conduct an analysis on the need, impact, and feasibility of making computer science a graduation requirement;
- (2) Require the Board of Education to determine whether making computer science a graduation requirement would be in the best interests of public school students and the public and submit a report to the Legislature of its findings and recommendations; and
- (3) Appropriate funds for teacher professional development in computer science.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that the Board of Education is required to work with the Department of Education to conduct an analysis on the necessary timeline and appropriate process for implementation of making computer science a graduation requirement by no later than the 2030-2031 school year;
- (2) Requiring the Board of Education to make a determination on how students could be allowed to complete computer science courses as a substitute for core academic courses to satisfy graduation credit requirements, beginning with the 2024-2025 school year;
- (3) Deleting language which would have appropriated funds for teacher professional development in computer science;
- (4) Changing the effective date to July 1, 2023; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 503, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 503, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Perruso, Morikawa, Kapela and Garcia.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Kidani, Wakai and Kanuha.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 87 on S.B. No. 1166

The purpose of this measure is to authorize the renewal of driver's licenses online in addition to by mail.

Your Committee on Conference finds that driver's license renewals have become a tedious process for many Hawaii drivers. The current process for driver's license renewals requires individuals to be in-person at a driver's licensing center, a process that can take a considerable amount of time if there are many customers. This measure will make driver's license renewals more convenient and efficient while also reducing wait times and backlogs for certain drivers.

Your Committee on Conference has amended this measure by inserting an effective date of July 1, 2025.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1166, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1166, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Nishimoto, Takayama and Souza.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Lee, Kim and Elefante.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 88 on S.B. No. 1437

The purpose of this measure is to authorize certain pass-through entities to elect to pay Hawaii income tax at the entity level.

Your Committee on Conference finds that the federal Tax Cuts and Jobs Act of 2017 capped the state and local tax deduction for individuals at \$10,000 for the 2018-2025 taxable years, which deprived individual taxpayers of significant federal tax benefits. Your Committee on Conference also finds that, in response, several states have enacted laws to authorize certain pass-through entities to elect to pay state income tax at the entity level, thus bypassing the \$10,000 cap amount. Your Committee on Conference believes that this measure will help Hawaii's small businesses by allowing taxpayers to deduct Hawaii state income taxes paid on their federal income tax returns.

Your Committee on Conference has amended this measure by changing the effective date to January 1, 2024, and specifying that the measure shall apply to taxable years beginning after December 31, 2022.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1437, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1437, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Holt, Yamashita, Lamosao and Pierick.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Keith-Agaran, Kanuha and Fevella.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Kanuha).

Conf. Com. Rep. 89 on S.B. No. 712

The purpose of this measure is to appropriate funds to Windward Community College to support a level I trauma-informed certification program for adult corrections officers in the State.

Your Committee on Conference finds that a large number of the individuals in the corrections and rehabilitation system have experienced significant trauma during their lifetimes. Your Committee on Conference further finds that training in trauma-informed care for corrections professionals allows them to better connect with incarcerated individuals who have experienced trauma, which often results in improved rehabilitation outcomes and reduced recidivism rates. This measure will improve the rehabilitation of incarcerated individuals that have gone through traumatic experiences.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that would have appropriated funds to support a level I trauma-informed certification program at the University of Hawaii Windward Community College for adult corrections officers;
- (2) Establishing a trauma-informed certification program at the Windward Community College campus of the University of Hawaii for adult corrections officers;
- (3) Requiring the Department of Public Safety to collaborate and provide support to the University of Hawaii in establishing a trauma-informed certification program at Windward Community College;

- (4) Allowing the Department of Public Safety, as the designated expending agency for moneys appropriated for a level I trauma-informed certification program to be funded by operating funds authorized during the Regular Session of 2023, to delegate to the University of Hawaii Windward Community College projects related or similar to the level I trauma-informed certification program;
- (5) Clarifying the legislative findings to indicate that the need for the certification program is a matter of statewide concern;
- (6) Making it effective upon its approval; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 712, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 712, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashem, Chun, Ichiyama, Morikawa and Souza.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Wakai, Kim, Moriwaki and Elefante.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, 1 (Kim).

Conf. Com. Rep. 90 on S.B. No. 210

The purpose of this measure is to establish a criminal justice data sharing working group to make recommendations for a statewide criminal justice data repository to:

- (1) Facilitate collaborative decision-making, coordinated planning, and cooperative implementation among criminal justice agencies and relevant partners;
- (2) Support the fair, efficient, and effective operation of the criminal justice system;
- (3) Promote interoperability through the use of common elements;
- (4) Allow agencies to securely and efficiently share appropriate information; and
- (5) Support criminal justice and other purposes, including improved public safety and homeland security, while respecting the privacy of citizens.

Your Committee on Conference finds that the State lacks a common repository for tracking data related to the criminal justice system. Your Committee on Conference further finds that all state and county criminal justice agencies plan, design, procure, implement, and operate their own separate information systems. As such, data sharing frequently consists of one-off solutions and often requires grants and outside contractors. The working group established by this measure will improve the timely sharing of information between police, prosecutors, attorneys, and the courts.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 210, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 210, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Nishimoto, Takayama and Souza.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Wakai, Rhoads, Kidani and Elefante.

Managers on the part of the Senate.

Ayes, 4. Noes, none. Excused, none.

Conf. Com. Rep. 91 on S.B. No. 759

The purpose of this measure is to:

- (1) Require the Office of Primary Care and Rural Health to oversee and support community efforts to collaboratively address the health and wellness needs of the State's most underserved rural residents and develop plans that align with appropriate providers' goals and objectives; and
- (2) Appropriate funds for the establishment of permanent full-time equivalent positions within the Department of Health's Family Health Services Division.

Your Committee on Conference finds that rural residents often face barriers to accessing health care. To address these barriers, comprehensive health care coordination across preventative and primary health care, specialty care, and urgent and emergency care is necessary in medically underserved areas. To facilitate this coordination and the development of a strong health network, this measure provides governmental support to existing community efforts to respond to the health care needs of rural residents.

Your Committee on Conference has amended this measure by:

- (1) Removing language that would have appropriated funds for an unspecified number of permanent full-time equivalent Program Specialist IV positions within the Department of Health's Family Health Services Division;
- (2) Amending section 1 to reflect its amended purpose;
- (3) Making it effective upon its approval; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 759, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 759, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Takenouchi, Amato, Morikawa and Garcia.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, 1 (Morikawa).

Senators Shimabukuro, Inouye and Aquino.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Aquino).

Conf. Com. Rep. 92 on S.B. No. 1357

The purpose of this measure is to:

- (1) Make permanent Act 141, Session Laws of Hawaii 2009, as amended (Act 141), which requires the counties to issue affordable housing credits to the Department of Hawaiian Home Lands upon request; and
- (2) Make permanent Act 98, Session Laws of Hawaii 2012, as amended (Act 98), which requires the counties to issue affordable housing credits for each residential unit developed by the Department of Hawaiian Home Lands.

Your Committee on Conference finds that the affordable housing credit programs pursuant to Act 141 and Act 98 have enabled the Department of Hawaiian Home Lands to attract more developer-financed projects. Through these projects, the Department has been able to award and deliver homesteads to beneficiaries more affordably and at an accelerated rate. Your Committee on Conference finds that despite the success of Act 141 and Act 98, they are both set to sunset in 2024. Therefore, this measure extends the affordable housing credit programs pursuant to Act 141 and Act 98 for the Department of Hawaiian Home Lands.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Extending the sunset dates for Act 141 and Act 98 to July 1, 2030, rather than making them permanent;
- (2) Amending section 1 to reflect its amended purpose;
- (3) Making it effective upon its approval; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1357, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1357, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashimoto, Yamashita, Aiu, Kila and Matsumoto.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Shimabukuro, Rhoads, DeCoite and Fevella.
Managers on the part of the Senate.
Ayes, 4. Noes, none. Excused, none.

Conf. Com. Rep. 93 on H.B. No. 278

The purpose of this measure is to appropriate funds for the Executive Office on Aging to create an Alzheimer's disease and related dementias public health campaign.

Your Committee on Conference has amended this measure by:

- (1) Inserting an appropriation amount of \$1,000,000 for the Alzheimer's disease and related dementias public health campaign;
- (2) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (3) Changing the effective date to July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 278, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 278, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Kila, Chun, Kobayashi and Garcia.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Aquino, Kanuha and Moriwaki.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Moriwaki).

Conf. Com. Rep. 94 on H.B. No. 1255

The purpose of this measure is to authorize the issuance of special purpose revenue bonds to assist West Maui Hospital Foundation, Inc., in the construction of West Maui Hospital and Medical Center, including any necessary infrastructure.

Your Committee on Conference has amended this measure by:

- (1) Deleting the requirement that the County of Maui serve as a guarantor of any debt service on the special purpose revenue bonds;
- (2) Changing the effective date to July 1, 2023; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1255, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1255, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Cochran, Amato and Garcia.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Aquino, Kanuha and Moriwaki.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Moriwaki).

Conf. Com. Rep. 95 on H.B. No. 451

The purpose of this measure is to:

- (1) Amend Act 125, Session Laws of Hawaii 2022, to extend the time to expend appropriations for the establishment of a pilot visitation and family resource center at Waiawa Correctional Facility on Oahu;
- (2) Make conforming amendments related to the establishment of the Department of Corrections and Rehabilitation; and
- (3) Appropriate additional funds to implement the pilot visitation and family resource center at Waiawa Correctional Facility.

Your Committee on Conference has amended this measure by:

- (1) Restoring the appropriation amounts of \$305,000 and \$115,000, respectively, in Act 125, Session Laws of Hawaii 2022;
- (2) Deleting language that would have appropriated funds to operate the pilot visitation and family resource center at Waiawa Correctional Facility;
- (3) Deleting language that would have appropriated funds for additional improvements required by the pilot visitation and family resource center at Waiawa Correctional Facility;
- (4) Changing the effective date to June 29, 2023; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 451, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 451, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashem, Chun, Ganaden, Ichiyama, Mizuno and Souza.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, 2 (Ganaden, Mizuno).

Senators Wakai, Shimabukuro and Elefante.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 96 on H.B. No. 1037

The purpose of this measure is to update the statutes regarding the Statewide Interoperable Communications Executive Committee to reflect the transfer of the Office of Homeland Security from the Department of Defense to the Department of Law Enforcement on January 1, 2024.

Your Committee on Conference has amended this measure by changing its effective date to January 1, 2024.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1037, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1037, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ichiyama, Tarnas, Chun and Souza.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Wakai, McKelvey, Inouye and Elefante.

Managers on the part of the Senate.

Ayes, 4. Noes, none. Excused, none.

Conf. Com. Rep. 97 on H.B. No. 153

The purpose of this measure is to:

- (1) Amend the penalty amount per violation of the State Water Code, with the Commission on Water Resource Management to determine the amount of the penalty based on the circumstances of the violation; and
- (2) Appropriate funds for two full-time equivalent general professional positions within the Commission on Water Resource Management.

Your Committee on Conference has amended this measure by:

- (1) Deleting the appropriation of funds for positions within the Commission on Water Resource Management;
- (2) Changing the effective date to July 1, 2023; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 153, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 153, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ichiyama, Tarnas, Poepoe, Chun and Souza.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Inouye, Rhoads, DeCoite and Elefante.

Managers on the part of the Senate.

Ayes, 4. Noes, none. Excused, none.

Conf. Com. Rep. 98 on H.B. No. 1183

The purpose of this measure is to exempt parking lot operations at state parks and operation of concessions at certain state parks from the bidding requirements for concessions operating on public property.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to upon approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1183, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1183, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ichiyama, Matayoshi, Poepoe, Garrett and Souza.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, 1 (Matayoshi).

Senators Inouye, Wakai and Elefante.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 99 on S.B. No. 1391

The purpose of this measure is to authorize the Board of Land and Natural Resources to place a lien on a property for noncompliance with certain administrative enforcement actions related to land use violations and for certain unauthorized structures encroaching on public lands.

Your Committee on Conference finds that the Department of Land and Natural Resources has struggled to resolve problems related to encroaching erosion control structures that are typically unpermitted or have remained under an expired permit far beyond their allotted authorization. Therefore, this measure serves to aid the Department in addressing noncompliant and potentially hazardous structures by allowing the Board of Land and Natural Resources to attach a lien on an owner's property.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Making it effective upon its approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1391, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1391, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ichiyama, Tarnas, Poepoe, Evslin and Souza.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, 1 (Evslin).

Senators Inouye, Gabbard, Moriwaki and Elefante.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, 1 (Gabbard).

Conf. Com. Rep. 100 on S.B. No. 764

The purpose and intent of this measure is to:

- (1) Allow a bank to invest, in aggregate, up to fifteen per cent of the bank's capital and surplus in limited partnerships, limited liability partnerships, limited liability companies, and corporations formed to invest in affordable housing residential properties without the prior approval of the Commissioner of Financial Institutions (Commissioner) or an after-the-fact notice; and
- (2) Authorize an eligible bank to either:
 - (A) Apply to the Commissioner to allow the aggregate amount invested to exceed fifteen percent, but not more than twenty percent, of the bank's capital and surplus; or
 - (B) Make an investment exceeding fifteen percent, but not exceeding twenty percent, of the bank's capital and surplus without prior notification to, or approval by, the Commissioner if the eligible bank submits an after-the-fact notice.

Your Committee on Conference finds that the State is presently facing a housing shortage and is in need of creative options to promote investment in the development of low-income affordable housing rental units. Existing law limits the amount that a bank may invest in entities formed to invest in residential

properties that qualify for federal Low-Income Housing Tax Credits. This measure encourages the financing of affordable residential housing projects by increasing the low-income housing tax credit investment limit for local banks to a level already permitted by the federal government.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that would have authorized an eligible bank to apply to the Commissioner to allow the aggregate amount invested to exceed fifteen percent, but not more than twenty percent, of the bank's capital and surplus;
- (2) Making it effective upon its approval; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 764, S.D. 1, H.D. 3, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 764, S.D. 1, H.D. 3, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashimoto, Nakashima, Yamashita, Aiu and Matsumoto.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, 1 (Nakashima).

Senators Chang, Keohokalole and Aquino.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 101 on S.B. No. 1502

The purpose of this measure is to:

- (1) Authorize the Department of Transportation to regulate the parking of shared cars at state airports;
- (2) Authorize the counties to regulate the parking of shared cars on highways under their jurisdiction; and
- (3) Amend the required coverage for shared cars that are made available through a peer-to-peer car-sharing program during the car-sharing period.

Your Committee on Conference finds that the growing popularity of shared cars provides additional transportation options for residents and visitors. However, with the proliferation of shared cars across the State, there is a growing need for additional protections for consumers and drivers. This measure establishes additional insurance protections for shared cars.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that the Department of Transportation may regulate parking utilized by peer-to-peer car sharing at state airports;
- (2) Clarifying that the counties are authorized to, by ordinance, regulate parking utilized by shared cars;
- (3) Repealing the sunset date of June 30, 2025, thereby making permanent Act 56, Session Laws of Hawaii 2022, relating to peer-to-peer car sharing insurance requirements;
- (4) Inserting an effective date of January 1, 2024; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1502, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1502, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nakashima, Kitagawa and Ward.

Managers on the part of the House.

Ayes, 2. Noes, none. Excused, 1 (Ward).

Senators Lee, Keohokalole and Inouye.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 102 on S.B. No. 1373

The purpose of this measure is to clarify the allowable revenues to be deposited into the Executive Office on Aging Administrative Claiming Special Fund and the purposes for which the fund may be used.

Your Committee on Conference finds that Executive Office on Aging programs are authorized to use Medicaid administrative claiming funds. Despite this authorization, existing state law prevents the Executive Office on Aging from utilizing Medicaid administrative claiming funds other than for the operation of aging and disability resource centers. This measure removes this restriction to support the continued operation of the Executive Office on Aging's many beneficial programs.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1373, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1373, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Kitagawa, Chun, Garrett and Alcos.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, 1 (Garrett).

Senators Moriwaki, Inouye and Shimabukuro.

Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Shimabukuro).

Conf. Com. Rep. 103 on S.B. No. 696

The purpose of this measure is to:

- (1) Authorize the wages of other employees in comparable employment to be considered when computing the average weekly wages of an injured public board member, reserve police officer, police chaplain, reserve public safety law enforcement officer, sheriffs' chaplain, volunteer firefighter, volunteer boating enforcement officer, or volunteer conservation and resources enforcement officer; and
- (2) Clarify the computation of average weekly wages of an injured volunteer firefighter for workers' compensation benefits purposes.

Your Committee on Conference finds that under existing law, the Department of Labor and Industrial Relations is prohibited from considering the wages of other employees in comparable employment when computing the average weekly wages of various volunteer positions, including reserve police officers, volunteer firefighters, and volunteer boating enforcement officers. Your Committee on Conference recognizes that the work performed by these volunteers is both vital and potentially dangerous and further finds that it is appropriate for any of these volunteers who sustain injuries in the line of duty to be afforded equitable workers' compensation benefits. This measure ensures those who volunteer in certain volunteer positions are fairly compensated with sufficient coverage under workers' compensation laws for the services they perform.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 696, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 696, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Sayama, Garrett, Martinez and Alcos.

Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Moriwaki, Wakai, Lee and Fevella.

Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, 1 (Fevella).

Conf. Com. Rep. 104 on S.B. No. 1383

The purpose of this measure is to

- (1) Institute an unemployment insurance technology assessment to be imposed on employers at an unspecified rate of taxable wages;
- (2) Establish the Unemployment Insurance Technology Special Fund into which the assessment shall be deposited, and which shall be used to defray the costs of information technology infrastructure for the Unemployment Insurance Program; and
- (3) Clarify the order of priority to apply collections from delinquent employers to delinquent amounts under Hawaii's Employment Security Law.

Your Committee on Conference finds that federal funds are currently available for the infrastructure and equipment necessary to modernize the Unemployment Insurance Program, and the costs of operating and maintaining the information technology systems are not covered by federal funds. This measure would provide a permanent funding mechanism to support the necessary continued maintenance of the Unemployment Insurance Division's information technology infrastructure.

Your Committee on Conference has amended this measure by:

- (1) Specifying that the unemployment insurance technology assessment be at a rate of .01 percent of taxable wages as specified in section 383-61, Hawaii Revised Statutes; and
- (2) Making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1383, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1383, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Garrett, Martinez and Alcos.

Managers on the part of the House.
Ayes, 3. Noes, none. Excused, 1 (Alcos).

Senators Moriwaki, Shimabukuro and Fevella.

Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 105 on H.B. No. 478

The purpose of this measure is to:

- (1) Establish qualifications for membership on the State Foundation on Culture and the Arts Commission; and
- (2) Appropriate funds to the State Foundation on Culture and the Arts to award one-time fellowships to promising artists.

Your Committee on Conference has amended this measure by:

- (1) Adding as ex officio, nonvoting members to the State Foundation on Culture and the Arts Commission the chair of the Senate and House of Representatives standing committees with primary jurisdiction over culture and the arts;
- (2) Removing the appropriation of funds to the State Foundation on Culture and the Arts to award one-time fellowships to promising artists;
- (3) Changing the effective date to July 1, 2023; and

(4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 478, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 478, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tam, Kila, Garrett, Kapela and Alcos.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, 1 (Garrett).

Senators Lee, Kim and Awa.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 106 on H.B. No. 475

The purpose of this measure is to establish and appropriate funds for the Art in Private Places and Performing Arts Committee, within the State Foundation on Culture and the Arts, to establish and administer the Art in Private Places and Performing Arts Pilot Programs.

Your Committee on Conference has amended this measure by:

- (1) Deleting the establishment of the Art in Private Places and Performing Arts Committee and Performing Arts Pilot Program;
- (2) Establishing the Art in Private Places Pilot Program, which allows the Executive Director of the State Foundation on Culture and the Arts to loan state-owned art to non-state individuals, businesses, or entities for reasonable financial consideration;
- (3) Renaming the Performing Arts Special Account to the Art in Private Places Special Account and amending the funds that may be deposited into the special account;
- (4) Removing the appropriation;
- (5) Changing the effective date to July 1, 2023, with a sunset date of June 30, 2026; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 475, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 475, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tam, Yamashita, Garrett, Martinez and Alcos.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, 1 (Alcos).

Senators Lee, Wakai and Inouye.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 107 on H.B. No. 848

The purpose of this measure is to appropriate funds to establish new permanent support staff positions which are critical to sustaining daily operations for the initiatives at the Hawaii Institute of Marine Biology.

Your Committee on Conference has amended this measure by:

- (1) Inserting appropriation amounts for each position;
- (2) Clarifying that the full-time equivalent positions to be established are administrative, professional, and technical positions;
- (3) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (4) Changing the effective date to July 1, 2023; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 848, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 848, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Perruso, Kitagawa, Kapela, Marten and Garcia.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Kim, Kanuha, Fukunaga and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, 1 (Fukunaga).

Conf. Com. Rep. 108 on H.B. No. 933

The purpose of this measure is to appropriate funds to the Public Utilities Commission to provide free telecommunications access to certain information for individuals with a print disability.

Your Committee on Conference has amended this measure by:

- (1) Inserting an appropriation amount of \$150,000 to provide free telecommunications access to certain information for persons with a print disability;
- (2) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (3) Changing the effective date to July 1, 2023; and
- (4) Making a technical, nonsubstantive amendment for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 933, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 933, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Perruso, Sayama, Kobayashi, Kapela and Pierick.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, 1 (Pierick).

Senators Keohokalole, Lee and Awa.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 109 on H.B. No. 1200

The purpose of this measure is to:

- (1) Require and appropriate funds for the Department of Land and Natural Resources to establish an Unmanned Aircraft Systems Program that is compliant with federal and state laws;
- (2) Authorize the use of unmanned aircraft systems to monitor, investigate, and obtain admissible evidence of natural and cultural resource violations; and
- (3) Beginning January 1, 2026, require an annual report to the Legislature on the Unmanned Aircraft Systems Program.

Your Committee on Conference has amended this measure by:

- (1) Authorizing, rather than requiring, the Department of Land and Natural Resources to adopt rules related to the Unmanned Aircraft Systems Program;
- (2) Inserting an appropriation amount of \$125,000 for the Unmanned Aircraft Systems Program for fiscal year 2023-2024;
- (3) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (4) Changing the effective date to July 1, 2023; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1200, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1200, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Lowen, Tarnas, Cochran and Ward.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, 1 (Tarnas).

Senators Inouye, Shimabukuro and Gabbard.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Gabbard).

Conf. Com. Rep. 110 on S.B. No. 1254

The purpose of this measure is to:

- (1) Require the Department of Land and Natural Resources to petition the Board of Land and Natural Resources to designate certain lands as the "Kaiwi Coast State Park";
- (2) Establish certain conditions for the Kaiwi Coast State Park; and
- (3) Appropriate funds for the Kaiwi Coast State Park and Maunaloa-Makapuu Scenic Byway improvements.

Your Committee on Conference finds that the lands of the Kaiwi coast are an invaluable resource for the people of the State and its natural beauty should be preserved in perpetuity for the public benefit. Therefore, this measure helps kickstart the process of conserving those lands in their natural state by requiring the Department of Land of Natural Resources to petition for their designation as a state park.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Eliminating the appropriation for the establishment, planning, and design of the Kaiwi Coast State Park and Maunaloa-Makapuu Scenic Byway improvements;
- (2) Amending section 1 to reflect its amended purpose;
- (3) Making it effective upon its approval; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1254, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1254, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ichiyama, Tarnas, Nishimoto and Souza.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Inouye, Lee and Elefante.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 111 on S.B. No. 1232

The purpose of this measure is to:

- (1) Authorize the State Librarian, with approval from the Board of Education, to impose and collect rates, rents, fees, fines and charges for the use of state library facilities and revise rates, rents, fees, and charges as necessary without regard to chapter 91, Hawaii Revised Statutes; and
- (2) Sunset on June 30, 2028.

Your Committee on Conference finds that the State Public Library System provides thousands of residents in the State with free, convenient access to library materials. However, the current process to collect fees is cumbersome, requiring updates of fee schedules to follow the administrative rule process pursuant to chapter 91, Hawaii Revised Statutes. This measure provides the State Librarian with greater flexibility to collect fees that will provide additional funding to support and continue library services across the State.

Your Committee on Conference has amended this measure by:

- (1) Making it effective upon its approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1232, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1232, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Morikawa, Evslin, La Chica, Marten and Garcia.
Managers on the part of the House.
Ayes, 4. Noes, 1 (Garcia). Excused, 1 (Evslin).

Senators Kidani, Shimabukuro and Richards.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 112 on S.B. No. 483

The purpose of this measure is to update articles I through IV of the Uniform Probate Code to adjust for inflation, provide additional clarity, resolve issues that have arisen in probate practice, and address societal changes in familial relations.

Your Committee on Conference finds that it is necessary to update the Uniform Probate Code with appropriate amendments to reflect Hawai'i law and practice where relevant. The last update to the Uniform Probate Code was in 1996. This measure makes appropriate and necessary updates to the Uniform Probate Code.

Your Committee on Conference has amended this measure by making it effective upon its approval; provided that the section relating to the Uniform Estate Tax Apportionment Act shall take effect on July 1, 2023.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 483, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 483, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Nishimoto and Souza.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Rhoads, Elefante and San Buenaventura.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 113 on S.B. No. 211

The purpose of this measure is to ensure that employment, work, and pay eligibility for the purpose of calculating retirement benefits includes retroactive reinstatement, retroactive rescission of suspension, and retroactive payments that are restored to an employee as part of a judicial, administrative, or arbitral proceeding, or pursuant to a settlement of claims.

Your Committee on Conference finds that this measure seeks to codify the long-standing practice of the Employees' Retirement System of crediting a public employee's retroactive reinstatement, retroactive rescission of suspension, and retroactive payments for service credits and retirement benefits determination purposes. This measure will help to avoid potential uncertainties in the calculations of these amounts.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that made the definition of "final resolution of claims" apply to actions that became final on or after the effective date of this measure; and
- (2) Making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 211, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 211, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Tamas, Garrett and Alcos.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Moriwaki, Keith-Agaran, Rhoads and Ihara.
Managers on the part of the Senate.
Ayes, 4. Noes, none. Excused, none.

Conf. Com. Rep. 114 on S.B. No. 1313

The purpose of this measure is to enable the Hawaii Employer-Union Health Benefits Trust Fund Board of Trustees (Board) to establish appropriate salaries for the Administrator and Chief Investment Officer of the Trust Fund.

Your Committee on Conference finds that authorizing the Board to set an appropriate salary for its upper-management personnel, such as the Chief Investment Officer, will lead to an increase in the recruitment and retention of qualified individuals to administer the day-to-day activities of the Trust Fund.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1313, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1313, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Garrett and Alcos.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Moriwaki, Kim and Fevella.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 115 on H.B. No. 972

The purpose of this measure is to:

- (1) Add revenue generated by the State Veterinary Laboratory and Animal Disease Control Branch as sources for the Animal Industry Special Fund; and
- (2) Clarify that the funds from the Animal Industry Special Fund may be expended to make laboratory improvements.

Your Committee on Conference has amended this measure by changing the effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 972, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 972, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Gates, Kahaloa, Cochran and Ward.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Gabbard, Aquino and Richards.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 116 on H.B. No. 306

The purpose of this measure is to appropriate funds to the University of Hawaii for statewide research into ornamental ginger pathogens, prevention of the spread of ornamental ginger pathogens, production and distribution of pathogen-free ornamental ginger plants, and outreach to ornamental ginger producers.

Your Committee on Conference has amended this measure by:

- (1) Inserting an appropriation amount of \$125,000 for fiscal year 2023-2024 for statewide research regarding ornamental ginger pathogens and deleting the appropriation of the same sum for fiscal year 2024-2025;
- (2) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (3) Changing the effective date to July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 306, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 306, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Gates, Lamosao and Alcos.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators Gabbard, Kim, Aquino and Richards.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, 1 (Kim).

Conf. Com. Rep. 117 on H.B. No. 307

The purpose of this measure is to authorize the Department of Agriculture to extend the agricultural park lease of any lessee who holds a lease with a remaining term of fifteen years or less as long as the land covered by the lease is twenty-five acres or less and located in a county with a population of less than five hundred thousand.

Your Committee on Conference has amended this measure by changing the effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 307, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 307, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Gates, Ichiyama, Nakashima, Kahaloa, Hussey-Burdick and Ward.

Managers on the part of the House.

Ayes, 6; Ayes with Reservations (Hussey-Burdick). Noes, none. Excused, none.

Senators Gabbard, Aquino and Richards.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 118 on H.B. No. 133

The purpose of this measure is to appropriate funds for the operating costs of the Office of Hawaiian Affairs for the fiscal biennium beginning July 1, 2023, and ending June 30, 2025.

Your Committee on Conference has amended this measure by:

- (1) Appropriating \$3,000,000 for fiscal biennium 2023-2025 for the Office of Hawaiian Affairs;
- (2) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (3) Changing the effective date to July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 133, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 133, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Yamashita, Kitagawa, Takayama and Souza.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Shimabukuro, Kidani and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 119 on H.B. No. 1113

The purpose of this measure is to:

- (1) Allow monies in the State Highway Fund to be expended for the cost of maintaining a Drug and Alcohol Toxicology Testing Laboratory;
- (2) Require monies in the Drug and Alcohol Toxicology Testing Laboratory Special Fund to be administered and expended by the Department of Transportation or appropriated as a grant-in-aid to the emergency services department of a county with a population of five hundred thousand or more to support a Drug and Alcohol Toxicology Testing Laboratory;
- (3) Change the name of the State Drug and Alcohol Toxicology Testing Laboratory, and its special fund, to repeal reference to the "State" to reflect its expanded scope;
- (4) Appropriate funds from the State Highway Fund to the Drug and Alcohol Toxicology Testing Laboratory Special Fund;
- (5) Appropriate funds out of the Drug and Alcohol Toxicology Testing Laboratory Special Fund for the establishment and maintenance of a Drug and Alcohol Toxicology Testing Laboratory; and
- (6) Require reports to the Legislature on expenditures made from the Drug and Alcohol Toxicology Testing Laboratory Special Fund.

Your Committee on Conference has amended this measure by:

- (1) Appropriating \$2,000,000 for fiscal year 2023-2024 and \$400,000 for fiscal year 2024-2025 for the establishment and maintenance of a Drug and Alcohol Toxicology Testing Laboratory, including the costs of laboratory instrumentation, facility renovation and security upgrades, office furniture and supplies, laboratory equipment, and other purposes that support a Drug and Alcohol Toxicology Testing Laboratory;
- (2) Changing the effective date to July 1, 2023; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1113, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1113, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Nishimoto, Takayama and Souza.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.
 Senators Lee, Kanuha and Gabbard.
 Managers on the part of the Senate.
 Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 120 on H.B. No. 960

The purpose of this measure is to:

- (1) Include the development and construction of prekindergarten facilities among the powers of the School Facilities Authority;
- (2) Transfer general funds previously appropriated to the School Facilities Authority of the Department of Education to the School Facilities Special Fund for fiscal year 2023-2024; and
- (3) Appropriate funds out of the School Facilities Special Fund for the School Facilities Authority to construct new school facilities and renovate, improve, and expand existing school facilities to increase prekindergarten student capacity.

Your Committee on Conference has amended this measure by:

- (1) Appropriating \$200,000,000 out of the School Facilities Special Fund for the School Facilities Authority to construct new school facilities and renovate, improve, and expand existing school facilities to increase prekindergarten student capacity;
- (2) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (3) Changing the effective date to July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 960, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 960, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Kitagawa, Kapela, Marten and Garcia.
 Managers on the part of the House.
 Ayes, 4. Noes, none. Excused, 1 (Garcia).
 Senators Kidani, DeCoite and Fevella.
 Managers on the part of the Senate.
 Ayes, 2. Noes, none. Excused, 1 (Fevella).

Conf. Com. Rep. 121 on H.B. No. 1101

The purpose of this measure is to:

- (1) Prohibit the counties from charging against or collecting user fees for stormwater management systems or infrastructure from the Department of Transportation in excess of \$1,500,000 in the aggregate per year; and
- (2) Specify that no services shall be denied to the Department of Transportation by reason of nonpayment of the user fees for stormwater management systems or infrastructure.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to upon approval; and
- (2) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1101, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1101, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ichiyama, Yamashita, Kitagawa, Poepoe and Souza.
 Managers on the part of the House.
 Ayes, 4. Noes, none. Excused, 1 (Kitagawa).
 Senators Inouye, Gabbard, Rhoads, Lee and Elefante.
 Managers on the part of the Senate.
 Ayes, 5. Noes, none. Excused, none.

Conf. Com. Rep. 122 on H.B. No. 1090

The purpose of this measure is to specify the methods by which the Department of Land and Natural Resources can issue new ocean recreation commercial permits and renew existing ocean recreation commercial permits.

Your Committee on Conference has amended this measure by changing its effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1090, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1090, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ichiyama, Nishimoto, Ilagan, Poepoe and Souza.
 Managers on the part of the House.
 Ayes, 4. Noes, none. Excused, 1 (Ilagan).

Senators Inouye, Gabbard, DeCoite and Elefante.
Managers on the part of the Senate.
Ayes, 4. Noes, none. Excused, none.

Conf. Com. Rep. 123 on H.B. No. 1134

The purpose of this measure is to:

- (1) Prohibit commercial ocean use activities within Kaneohe Bay waters without a permit and the advertising of those unpermitted activities; and
- (2) Establish enforcement mechanisms for the prohibitions.

Your Committee on Conference has amended this measure by:

- (1) Removing the proposed requirement for the Department of Land and Natural Resources to adopt rules to prescribe any other procedures determined by the Department in its experience and discretion to effectuate the intent of the Boating Law under chapter 200, Hawaii Revised Statutes, and the Kaneohe Bay Master Plan;
- (2) Clarifying that no person can advertise or otherwise offer any equipment for a commercial ocean use activity without a permit from the Department of Land and Natural Resources;
- (3) Removing from the definition of "commercial ocean use activity" the transportation of customers for hire from any location on Oahu, including but not limited to Heeia Kea, the Kaneohe Yacht Club, or any private residence, to Kaneohe Bay;
- (4) Changing its effective date to July 1, 2023; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1134, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1134, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ichiyama, Tarnas, Kitagawa, Poepoe and Souza.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Inouye, Keohokalole and Lee.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 124 on H.B. No. 1079

The purpose of this measure is to amend sections in chapter 342D, Hawaii Revised Statutes (HRS), relating to water pollution, to:

- (1) Conform to definitions and civil penalty amounts pursuant to federal regulations and laws, including the Clean Water Act;
- (2) Consolidate separate water quality certification statutes into one section of law for clarity;
- (3) Clarify the authority of the Department of Health to conduct water quality certifications; and
- (4) Revise civil penalty amounts to ensure consistency within the Department of Health.

Your Committee on Conference has amended this measure by:

- (1) Adding a definition of "territorial seas";
- (2) Raising the maximum fine for any person who violates chapter 342D, HRS, any rule, or any term or condition of a permit, water quality certification, or variance issued pursuant to chapter 342D, HRS, to \$60,000 for each separate offense;
- (3) Raising the maximum fine for any person who denies, obstructs, or hampers the entrance or inspection by any duly authorized officer or employee of the Department of Health of any building, place, or vehicle that the officer or employee is authorized to enter and inspect to \$25,000 for each day of denial, obstruction, or hampering;
- (4) Changing its effective date to upon approval; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1079, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1079, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ichiyama, Lowen, Kitagawa, Evslin, Poepoe and Souza.
Managers on the part of the House.
Ayes, 6. Noes, none. Excused, none.

Senators Inouye, Gabbard, Moriwaki and Elefante.
Managers on the part of the Senate.
Ayes, 4. Noes, none. Excused, none.

Conf. Com. Rep. 125 on S.B. No. 968

The purpose of this measure is to:

- (1) Require the Department of Accounting and General Services to collaborate with the Department of Transportation to develop, implement, administer, and manage programs to enable parking stall sharing among public employees of the State;

- (2) Require the Department of Accounting and General Services to conduct a study to determine the demand for, and feasibility and costs of, installing electric vehicle charging stations at newly constructed state employee and public parking facilities and retrofitting existing state employee and public parking facilities to accommodate electric vehicle charging stations.

Your Committee on Conference finds that many public employees are opting for more environmentally friendly methods of commuting to work, such as carpooling. However, public employees who carpool to work together are prohibited from sharing the cost of a single stall by registering multiple vehicles to the same stall. Additionally, infrastructure for securely storing bicycles does not exist. This measure requires the Department of Accounting and General Services to develop solutions to accommodate and encourage carpooling and environmentally friendly commuting options.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that would have required the Department of Accounting and General Services to conduct a study regarding the installation of electric vehicle charging stations at state employee and public parking facilities;
- (2) Inserting language that requires the Department of Accounting and General Services to develop, implement, administer, and manage a pilot program to provide enclosed bicycle storage lockers at state employee and public parking facilities;
- (3) Amending section 1 to reflect its amended purpose;
- (4) Changing the effective date to upon its approval; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 968, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 968, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Todd, Matayoshi, Kila and Matsumoto.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators McKelvey, Lee, Inouye, Elefante and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, 2 (Lee, Fevella).

Conf. Com. Rep. 126 on S.B. No. 894

The purpose of this measure is to:

- (1) Transfer the Office of Wellness and Resilience from the Office of the Governor to the Department of Human Services on July 1, 2025;
- (2) Extend the Trauma-Informed Care Task Force dissolution date to June 30, 2025, and establish the Task Force as an advocacy board to the Office of Wellness and Resilience until its dissolution; and
- (3) Reconstitute the membership of the Trauma-Informed Care Task Force into a permanent advocacy board to the Office of Wellness and Resilience to be called the Wellness and Resilience Advocacy Board.

Your Committee on Conference finds that Act 291, Session Laws of Hawaii 2022, established the Office of Wellness and Resilience, the first of its kind in the nation, to be temporarily placed within the Office of the Governor. The Office was created to support and implement the statewide framework developed by the Trauma-Informed Care Task Force. Together, the Office and Task Force seeks to implement trauma-informed wellness and resilience policies to assist individuals and communities impacted by trauma and thereby reduce crime, substance abuse, suicide, and homelessness. Your Committee on Conference recognizes the continued need for the State to support children, families, and survivors of trauma and this measure reaffirms the State's commitments by permanently establishing the Office of Wellness and Resilience within the Department of Human Services and ensuring that the Task Force will continue its important work in an advisory capacity as the Wellness and Resilience Advisory Board.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Clarifying that the Trauma-Informed Care Task Force will serve as an "advisory board" to the current Office of Wellness and Resilience, as opposed to serving as an "advocacy board";
- (2) Replacing the Director of Public Safety with the Director of Corrections and Rehabilitation to serve on the Trauma-Informed Care Task Force, effective January 1, 2024;
- (3) Renaming the "Wellness and Resilience Advocacy Board", which will be established within the Department of Human Services on July 1, 2025, as the "Wellness and Resilience Advisory Board";
- (4) Replacing the Director of Public Safety with the Director of Corrections and Rehabilitation to serve on the Wellness and Resilience Advisory Board;
- (5) Inserting an effective date of January 1, 2024; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 894, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 894, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Belatti, Kobayashi, Amato and Garcia.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, 1 (Belatti).

Senators McKelvey, Shimabukuro, Kidani, Aquino and Awa.

Managers on the part of the Senate.

Ayes, 4. Noes, none. Excused, 1 (Awa).

Conf. Com. Rep. 127 on S.B. No. 811

The purpose of this measure is to:

- (1) Require state agencies to disaggregate data consistent with federal standards and to publish the data; and
- (2) Establish a task force to assess demographic data collection, processing, retention, and sharing procedures, needs, and challenges.

Your Committee on Conference finds that Asian Americans, Native Hawaiians, and other Pacific Islanders are often misrepresented as a homogeneous group, despite having ethnicities from over thirty different countries. Your Committee on Conference further finds that because not all state agencies keep, or make accessible to the public, demographic data in a standard or uniform manner that comports with the prevailing federal standards, requiring state agencies to disaggregate race data for collection, analysis, evaluation, access, and dissemination can aid in shaping programs and policies to advance more equitable outcomes for all communities in the State. Therefore, this measure establishes a Task Force on Twenty-First Century Data Governance to assess how the State currently collects demographic data and requires the Task Force to submit a report of its findings and recommendations to the Legislature.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Deleting the creation of a new section under chapter 27, Hawaii Revised Statutes, requiring state agencies, boards, or commissions to collect and disaggregate certain demographic data for Asian American, Native Hawaiian, and other Pacific Islander Groups consistent with federal standards and to publish the data;
- (2) Amending section 1 to reflect its amended purpose;
- (3) Making it effective upon its approval; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 811, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 811, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Garrett and Alcos.
Managers on the part of the House.
Ayes, 3. Noes, none. Excused, none.

Senators McKelvey, Inouye and Fevella.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 128 on S.B. No. 1230

The purpose of this measure is to:

- (1) Prohibit the carrying or possessing of firearms in certain locations and premises;
- (2) Require possession and disclosure of a license to carry;
- (3) Prohibit leaving an unsecured firearm in a vehicle unattended;
- (4) Prohibit consuming or being under the influence of alcohol, an intoxicating liquor, or a controlled substance when carrying a firearm;
- (5) Prohibit carrying or possessing firearms on certain private property open to the public without express authorization;
- (6) Require annual reports from the Department of the Attorney General on licenses to carry;
- (7) Prohibit the failure to conceal a firearm by a concealed carry licensee where the failure to conceal results in alarm to another person;
- (8) Amend the requirements for, and revocation of, firearms permits and licenses;
- (9) Amend the criteria for disqualification of persons from owning, possessing, or controlling a firearm; and
- (10) Expand the qualified immunity for health care providers who provide information on firearms applicants to include physician assistants and advanced practice registered nurses.

Your Committee on Conference finds that although the United States Supreme court held in *New York State Rifle and Pistol Association V. Bruen*, 142 S. Ct. 2111 (2022), that licenses to carry a firearm shall be granted unless there is an objective statutory basis requiring denial, states still retain the authority to enact a variety of gun regulations, such as prohibiting the carrying of firearms in sensitive locations and adopting laws to ensure that those who carry firearms are law-abiding, responsible citizens. This measure will update the State's existing firearms laws to ensure the safety and welfare of citizens as a result of *Bruen*.

Your Committee on Conference has amended this measure by:

- (1) Including tennis courts, golf courses, swimming pools, or other recreation areas or facilities under control, maintenance, and management of the State or a county as locations where carrying or possessing a firearm is prohibited;
- (2) Deleting language that would have included any space within one thousand feet from a public gathering, public assembly, or special event from being included as locations where carrying or possessing a firearm is prohibited;
- (3) Including the following as affirmative defenses to the crime of carrying or possessing a firearm in certain locations and premises:
 - (A) Walking through a public gathering, public assembly, or special event if necessary to access the person's residence, place of business, or vehicle; and
 - (B) Carrying a concealed firearm in accordance with title 18 United States Code section 926B or 926C in a location or premises within the State that is not a state or county property, installation, building, base, or park, and not a location or premises where a private person or entity has prohibited or restricted the possession of concealed firearms on their property;
- (4) Clarifying that any ordinance of any county establishing locations where the carrying of firearms is prohibited is inconsistent with state law, the ordinance shall be void to the extent of the inconsistency;

- (5) Requiring a person legally carrying a firearm to have government-issued photo identification in the person's immediate possession and present the identification to a law enforcement officer upon request;
- (6) Clarifying that the prohibition against unlawful conduct while carrying a firearm applies to any person carrying a firearm;
- (7) Amending the offense of carrying or possessing a firearm on private property open to the public without authorization to the offense of carrying or possessing a firearm on private property of another person without authorization;
- (8) Clarifying that express authorization to carry or possess a firearm on private property shall be signified by unambiguous written or verbal authorization or the posting of clear and conspicuous signage at the entrance of the building or on the premises by the owner, lessee, operator, or manager of the property, or agent thereof;
- (9) Inserting definitions for "private entity", "private property", and "private property of another person";
- (10) Clarifying that the Department of the Attorney General is required to publish certain data relating to firearms on its website only if the data is available to the Department;
- (11) Clarifying that the offense of failure to conceal a firearm by a concealed carry licensee applies to persons carrying a firearm pursuant to a license issued under section 134-9(a), Hawaii Revised Statutes;
- (12) Specifying that harassment as a "crime of violence" includes harassment under section 711-1106(1)(a), Hawaii Revised Statutes;
- (13) Specifying that certain amendments to the requirements for, and revocation of, firearms permits and licenses shall take effect on January 1, 2024;
- (14) Clarifying that a license to carry a firearm does not constitute a government-issued photo identification document under federal or state law;
- (15) Clarifying that a license issued by the chief of police of a county within the State to carry a pistol or revolver and ammunition concealed on the licensee's person is valid for use in each county within the State; and
- (16) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1230, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1230, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Yamashita, Kitagawa and Takayama.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Wakai, Rhoads and Elefante.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 129 on S.B. No. 7

The purpose of this measure is to make necessary amendments to clarify certain references to the School Facilities Authority used in section 302A-1151.1, Hawaii Revised Statutes.

Your Committee on Conference finds that Act 217, Session Laws of Hawaii 2021 (Act 217), replaced the terms "Department", "Board", or "Board of Education" with "School Facilities Authority" in section 302A-1151.1, Hawaii Revised Statutes. However, amendments made by Act 217 inadvertently contain redundant and confusing references that need clarification. This measure clarifies existing statutory language to effectuate Act 217's intended purpose.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 7, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 7, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Kitagawa, La Chica, Marten and Garcia.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Kidani, Rhoads and Kanuha.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 130 on H.B. No. 24

The purpose of this measure is to clarify that a common water carrier may enter into vessel leases longer than five years or enter into leverage leases for vessels upon prior approval of the Public Utilities Commission.

Your Committee has amended this measure by changing the effective date to upon approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 24, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 24, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Todd, Nakashima, Kitagawa, Kila and Matsumoto.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Lee, Keohokalole and Elefante.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 131 on H.B. No. 948

The purpose of this measure is to:

- (1) Establish a two-year Child and Adolescent Crisis Mobile Outreach Team Pilot Program to provide additional support and expansion of services for existing crisis response services, with one team to be located on Oahu and the other to be located at a site on a neighbor island; and
- (2) Appropriate funds for the pilot program, including the hiring and training of mental health professionals.

Your Committee on Conference has amended this measure by:

- (1) Inserting an appropriation amount of \$3,500,000 for fiscal years 2023-2024 and 2024-2025 for the Department of Health to establish the Crisis Mobile Outreach Team Pilot Program;
- (2) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (3) Changing the effective date to July 1, 2023; and
- (4) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 948, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 948, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Morikawa, Kapela, Marten and Garcia.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators San Buenaventura, Kidani and Moriwaki.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Moriwaki).

Conf. Com. Rep. 132 on H.B. No. 1363

The purpose of this measure is to:

- (1) Extend the period within which a county may adopt a surcharge on state tax, under certain conditions, from March 31, 2019, to December 31, 2023;
- (2) Authorize, in certain instances, the use of county surcharge revenues for housing infrastructure in counties having a population of 500,000 or less; and
- (3) Temporarily authorize counties that have previously adopted a surcharge on state tax to amend the uses of the surcharge.

Your Committee on Conference has amended this measure by:

- (1) Restoring "pedestrian paths or sidewalks on a county road near or around a public school," to the definition of "housing infrastructure" and removing the same language from section 46-16.8(g)(1)(E), Hawaii Revised Statutes, where it had previously been moved;
- (2) Adding water reuse to the definition of "housing infrastructure";
- (3) Changing the effective date to upon approval; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1363, H.D. 3, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1363, H.D. 3, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Hashimoto, Yamashita and Matsumoto.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Chang, Wakai and Keith-Agaran.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 133 on H.B. No. 968

The purpose of this measure is to appropriate funds for the University of Hawaii Pamantasan Council.

Your Committee on Conference has amended this measure by:

- (1) Specifying an appropriation amount of \$310,000;
- (2) Specifying that the appropriation is for one full-time equivalent faculty position at Leeward Community College, one full-time equivalent faculty position at the University of Hawaii Maui College, and one full-time equivalent academic, professional, and technical position at the University of Hawaii at Manoa;
- (3) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (4) Changing the effective date to July 1, 2023; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 968, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 968, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tam, Perruso, Lamosao, La Chica, Martinez and Alcos.

Managers on the part of the House.

Ayes, 6. Noes, none. Excused, none.

Senators Kim, Kanuha, Keith-Agaran and Fevella.

Managers on the part of the Senate.

Ayes, 4. Noes, none. Excused, none.

Conf. Com. Rep. 134 on H.B. No. 68

The purpose of this measure is to:

- (1) Require that ongoing staff support for the centralized statewide criminal pretrial justice data reporting and collection system be conducted by the Criminal Justice Research Institute's staff and not be contracted to another entity;
- (2) Require the Criminal Justice Research Institute to protect any information and data that may be shared;
- (3) Require the Criminal Justice Research Institute to submit an annual report regarding the creation of the centralized statewide criminal pretrial justice data reporting and collection system to the Legislature for two years; and
- (4) Appropriate funds to establish a centralized statewide criminal pretrial justice data reporting and collection system pursuant to state law.

Your Committee on Conference has amended this measure by:

- (1) Appropriating \$1,372,864 for fiscal year 2023-2024 and \$1,030,868 for fiscal year 2024-2025 to establish a centralized statewide criminal pretrial justice data reporting and collection system;
- (2) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (3) Changing the effective date to July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 68, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 68, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Nishimoto, Ganaden, Takayama and Souza.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, 1 (Ganaden).

Senators Rhoads, Moriwaki and Awa.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 135 on H.B. No. 954

The purpose of this measure is to:

- (1) Increase the amounts for the income tax brackets and personal exemption and standard deduction amounts for tax year 2023;
- (2) Adjust annually for tax years beginning after December 31, 2023, the income tax brackets and personal exemption, and standard deduction amounts by a cost-of-living adjustment factor; and
- (3) Amend the taxable income brackets and income tax rates for each filing status for taxable years beginning after December 31, 2022.

Your Committee on Conference has amended this measure by:

- (1) Deleting language which would have:
 - (A) Defined cost-of-living adjustment factor;
 - (B) Increased the amounts for the income tax brackets and personal exemption and standard deduction amounts;
 - (C) Adjusted annually the income tax brackets and personal exemption, and standard deduction amounts by a cost-of-living adjustment factor; and
 - (D) Amended the taxable income brackets and income tax rates for each filing status;
- (2) Inserting language which:
 - (A) Increases the household and dependent care services tax credit;
 - (B) Increases the refundable earned income tax credit; and
 - (C) Increases the income thresholds and credit amounts of the refundable food/excise tax credit;
- (3) Inserting a sunset date of December 31, 2027; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 954, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 954, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Holt, Yamashita, Evslin, Ilagan, Kitagawa, Lamosao, Morikawa, Nakamura, Nishimoto and Pierick.

Managers on the part of the House.

Ayes, 7. Noes, none. Excused, 3 (Kitagawa, Nishimoto, Pierick).

Senators Dela Cruz, Keith-Agaran and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 136 on H.B. No. 999

The purpose of this measure is to:

- (1) Establish state goals for economic growth fueled by innovation and technology;
- (2) Appropriate funds to the Hawaii Technology Development Corporation to implement specific projects that address the state goals;
- (3) Require the Hawaii Technology Development Corporation to submit annual reports to the Legislature on the progress, outcomes, and effectiveness of the projects;
- (4) Temporarily establish the Hawaii Office of Naval Research Grant Program to provide matching grants to Hawaii awardees of alternative energy research grants from the Department of Defense Office of Naval Research;
- (5) Establish the Alternative Energy Research and Development Revolving Fund and appropriate funds into and out of the Revolving Fund for the Hawaii Office of Naval Research Grant Program; and
- (6) Appropriate funds to establish one full-time equivalent asset manager position and one full-time equivalent aerospace development coordinator for the Hawaii Technology Development Corporation.

Your Committee on Conference has amended this measure by:

- (1) Amending the composition of the Hawaii Technology Development Corporation Board of Directors to include the Chairperson of the Board of Regents of the University of Hawaii, unless the Chairperson, with the approval of the Board of Regents and subject to quorum and majority requirements, designates another Regent to serve;
- (2) Inserting an appropriation amount of \$6,000,000 for fiscal years 2023-2024 and 2024-2025 for the purpose of economic diversification;
- (3) Clarifying that of the \$6,000,000 appropriated for the purpose of economic diversification, \$2,000,000 shall be used to support economic development opportunities with the defense sector, including aerospace, and to support companies conducting small business innovation research through matching grants;
- (4) Deleting language which would have appropriated funds:
 - (A) For the operations, administration, and award of grants by the Hawaii Small Business Innovation Research Program;
 - (B) For the operations, administration, and award of grants by the Manufacturing Assistance Program; and
 - (C) To reduce and mitigate climate change through renewable energy technology demonstration projects;
- (5) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (6) Deleting language which would have:
 - (A) Temporarily established the Hawaii Office of Naval Research Grant Program;
 - (B) Established the Alternative Energy Research and Development Revolving Fund and appropriated funds into and out of the Revolving Fund; and
 - (C) Appropriated funds to establish one full-time equivalent asset manager position and one full-time equivalent aerospace development coordinator;
- (7) Changing the effective date to July 1, 2023; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 999, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 999, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Holt, Lamosao, Chun, Hussey-Burdick, Onishi and Pierick.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, 1 (Hussey-Burdick).

Senators DeCoite, Kidani, Fukunaga and Wakai.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, 1 (Fukunaga).

Conf. Com. Rep. 137 on H.B. No. 1366

The purpose of this measure is to:

- (1) Require the Department of Human Services to establish and coordinate a voluntary three-year Return-to-Home Pilot Program (Pilot Program) to assist eligible homeless individuals in reuniting with families and relatives in their home states;
- (2) Appropriate funds for the implementation of the pilot program and require the funds to be matched on a dollar-for-dollar basis by a nonprofit organization, for-profit organization, or private foundation; and
- (3) Appropriate funds to establish an unspecified number of planner positions within the Department of Human Services to oversee the Pilot Program.

Your Committee on Conference has amended this measure by:

- (1) Authorizing the Governor's Coordinator on Homelessness to assist with the implementation of the Pilot Program;
- (2) Inserting a sunset date of January 1, 2026, for the Pilot Program;
- (3) Inserting an appropriation amount of \$100,000 to implement the Pilot Program and deleting the dollar-for-dollar matching funds requirement;
- (4) Deleting the appropriation for planner positions;
- (5) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (6) Updating the purpose section;
- (7) Changing the effective date to July 1, 2023; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1366, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1366, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Belatti, Kobayashi, Amato and Garcia.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Moriwaki, Lee and Shimabukuro.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 138 on H.B. No. 870

The purpose of this measure is to:

- (1) Require the Department of Human Services to:
 - (A) Establish a Neighbor Islands Blind and Visually Impaired Service Pilot Program (Pilot Program) to supplement existing statewide services;
 - (B) Establish a Neighbor Islands Blind and Visually Impaired Service Pilot Program Working Group (Working Group) to develop a pilot program implementation plan; and
 - (C) Report to the Legislature on the implementation plan and Pilot Program; and
- (2) Appropriate funds for the establishment and operation of the Pilot Program and Working Group.

Your Committee on Conference has amended this measure by:

- (1) Exempting contracts entered into by the Department of Human Services to fulfill the purposes of the Pilot Program from the requirements of the Hawaii Public Procurement Code and State requirements for the purchase of health and human services;
- (2) Exempting the Working Group from public agency open meeting requirements;
- (3) Requiring the Pilot Program to begin no later than January 1, 2024;
- (4) Sunsetting the Pilot Program on July 30, 2029, rather than July 30, 2027, and requiring the Department of Human Services to submit a report to the Legislature prior to the convening of the Regular Session of 2029, rather than 2027;
- (5) Inserting an appropriation amount of \$93,000 and clarifying that the appropriation may be used to contract for services to coordinate the convening of the Working Group and implementation of the Pilot Program;
- (6) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (7) Changing the effective date to July 1, 2023, and the sunset date to June 30, 2029; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 870, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 870, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Kobayashi, Amato and Garcia.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators San Buenaventura, DeCoite and Shimabukuro.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 139 on H.B. No. 1369

The purpose of this measure is to preserve access to health care for Medicaid recipients and strengthen the Nursing Facility Sustainability Program by:

- (1) Repealing the sunset dates of Act 156, Session Laws of Hawaii 2012, and Act 124, Session Laws of Hawaii 2014, thereby making the Nursing Facility Sustainability Program permanent and permanently exempting the Nursing Sustainability Program Special Fund from the central service and administrative expenses assessments;
- (2) Making various amendments to the Nursing Facility Sustainability Program;
- (3) Repealing the Nursing Facility Tax; and

(4) Appropriating funds out of the Nursing Facility Sustainability Program Special Fund.

Your Committee on Conference has amended this measure by:

- (1) Inserting an appropriation amount of \$27,000,000 out of the Nursing Facility Sustainability Program Special Fund for fiscal years 2023-2024 and 2024-2025 for the purposes of the Special Fund;
- (2) Changing the effective date to upon approval; provided that sections 14 and 15 shall take effect on July 1, 2023; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1369, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1369, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Belatti, Morikawa and Garcia.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators San Buenaventura, Lee and Aquino.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 140 on H.B. No. 953

The purpose of this measure is to:

- (1) Require the Department of Land and Natural Resources to develop and publish a website that includes the application processes for a permit, license, or reservation needed to conduct recreational and commercial activity in the State regulated by or under the jurisdiction of the Department;
- (2) Require the Department of Land and Natural Resources to convert existing application processes into a digital format to be used on the website; and
- (3) Appropriate funds for the establishment of the website.

Your Committee on Conference has amended this measure by:

- (1) Removing the deadline for the Department of Land and Natural Resources to develop and publish a website including all online application processes;
- (2) Requiring the Department of Land and Natural Resources to develop and publish a mobile application accompanying the website and include a means of collecting any fee through the website and mobile application;
- (3) Expanding the list of online application processes to be available on the website and mobile application to include licenses to visit a state-owned park, beach, forest, hiking trail, or other natural area on state land, as designated by rule by the Board Of Land And Natural Resources;
- (4) Deleting language that would have required the Department of Land and Natural Resources to submit a report regarding its implementation of the website to the Legislature;
- (5) Requiring the website and mobile application to be accessible to people with disabilities and available in multiple languages;
- (6) Inserting an appropriation amount of \$1,000,000 for the establishment of a website and mobile application for fiscal year 2023-2024 and deleting the appropriation for fiscal year 2024-2025;
- (7) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (8) Changing the effective date to July 1, 2023; and
- (9) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 953, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 953, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ichiyama, Quinlan, Morikawa, Chun, Poepoe and Souza.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, 1 (Quinlan).

Senators Inouye, Keith-Agaran and Elefante.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 141 on H.B. No. 923

The purpose of this measure is to:

- (1) Require counties with a private activity bond issuance program to exhaust their allotment of private activity bonds before applying to the State for a state allocation;
- (2) Require the State, if it receives a county allocation of private activity bonds, to award the amount of the county allocation to projects in that county before awarding the allocation to projects in other counties;
- (3) Require a project seeking private activity bond financing to first apply to the county in which the project is located for a portion of the county's allocation, if that county has a private activity bond issuance program, before applying to the State; and
- (4) Require the Director of Finance of each county to report to the Department of Budget and Finance and Hawaii Housing Finance and Development Corporation the amount of the county's unused or unassigned allocation of private activity bonds.

Your Committee on Conference has amended this measure by:

- (1) Clarifying that private activity bond allocations may be awarded to projects located in other counties pursuant to a cooperative agreement with the Department of Budget and Finance and Hawaii Housing Finance and Development Corporation;
- (2) Authorizing the Department of Budget and Finance and Hawaii Housing Finance and Development Corporation to enter into a cooperative agreement, which shall be exempt from all state and county laws and rules relating to the award of private activity bonds and Low-Income Housing Tax Credits, with a county to coordinate the award of private activity bonds and Low-Income Housing Tax Credits for new rental housing projects;
- (3) Deleting language that would have required a project seeking private activity bond financing to first apply to the county in which the project is located for a portion of the county's allocation, if that county has a private activity bond issuance program, before applying to the State;
- (4) Specifying that no special purpose revenue bonds requiring an allocation of annual state ceiling shall be authorized after June 30, 2023, and before December 31, 2028;
- (5) Changing the effective date to July 1, 2023; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 923, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 923, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashimoto, Yamashita, Aiu, Evslin and Matsumoto.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, 1 (Evslin).

Senators Chang, Keith-Agaran and Aquino.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 142 on H.B. No. 677

The purpose of this measure is to:

- (1) Change the computation of interest that a purchaser of certain real property is required to pay the Hawaii Housing Finance and Development Corporation upon the purchaser's sale or assignment of the real property after a specified period of time;
- (2) Require the Hawaii Housing Finance and Development Corporation to establish a five-year Dwelling Unit Revolving Fund Equity Pilot Program (Pilot Program) to address the high, unmet demand of for-sale units by certain residents;
- (3) Establish and appropriate funds for one full-time equivalent (1.00 FTE) Housing Development Specialist III position; and
- (4) Appropriate funds into and out of the Dwelling Unit Revolving Fund for the Pilot Program.

Your Committee on Conference has amended this measure by:

- (1) Authorizing, rather than requiring, the Hawaii Housing Finance and Development Corporation to:
 - (A) Establish the Pilot Program;
 - (B) Purchase equity in for-sale housing development projects;
 - (C) Establish rules for the Pilot Program; and
 - (D) Establish criteria for the prioritization of eligible buyers based on state goals and policies and submit a report on the criteria to the Legislature;
- (2) Clarifying that the Pilot Program shall be funded by the Dwelling Unit Revolving Fund;
- (3) Establishing new qualification requirements for residents to be eligible to participate in the Pilot Program;
- (4) Deleting appropriations for the Pilot Program and the establishment and hiring of the housing specialist;
- (5) Authorizing the Hawaii Housing Finance and Development Corporation to spend up to \$10,000,000 for fiscal year 2023-2024 from the Dwelling Unit Revolving Fund for the Pilot Program;
- (6) Changing the effective date to July 1, 2023; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 677, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 677, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashimoto, Aiu, Evslin and Matsumoto.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Chang, Keith-Agaran and Aquino.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 143 on H.B. No. 676

The purpose of this measure is to authorize the appropriate county land use decision-making authority to determine district boundary amendments involving land areas over fifteen acres but not over thirty acres, except for certain lands, without consideration by the Land Use Commission, if the county adopts an ordinance that meets certain requirements.

Your Committee on Conference has amended this measure by:

- (1) Specifying that an appropriate county land use decision-making authority may determine district boundary amendments as authorized by law;
- (2) Increasing the maximum acreage of certain lands for which a county land use decision-making authority may determine district boundary amendments from thirty acres to one hundred acres;
- (3) Authorizing an appropriate county land use decision-making authority to determine district boundary amendments wholly contained within a county-owned land area that is not greater than one hundred acres without approval by the Land Use Commission, under certain circumstances;
- (4) Requiring each county land-use decision making authority whose county has adopted a pertinent ordinance to submit a report on the effects of this measure to the Legislature prior to the convening of the Regular Session of 2028;
- (5) Changing the effective date to July 1, 2023; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 676, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 676, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashimoto, Ichiyama, Tamas, Yamashita, Aiu, Evslin and Matsumoto.

Managers on the part of the House.

Ayes, 7. Noes, none. Excused, none.

Senators Inouye, McKelvey, Rhoads and Elefante.

Managers on the part of the Senate.

Ayes, 3; Ayes with Reservations (Rhoads). Noes, 1 (McKelvey). Excused, none.

Conf. Com. Rep. 144 on H.B. No. 1397

The purpose of this measure is to provide supportive housing to certain vulnerable populations impacted by the State's ongoing homelessness crisis and housing shortage.

More specifically, the measure:

- (1) Establishes within the Statewide Office on Homelessness and Housing Solutions a supportive housing pilot program to provide and maintain affordable, permanent housing and services for individuals and families having special needs;
- (2) Requires the Hawaii Housing Finance and Development Corporation to assist in the development of rental housing that is targeted to special needs individuals or families who require supportive services and have household incomes at or below thirty percent of the area median income;
- (3) Requires the Hawaii Public Housing Authority to implement project-based rent supplement payments to assist project owners in maintaining rents at levels affordable to eligible households having incomes at or below thirty per cent of the area median income;
- (4) Requires the Statewide Office on Homelessness and Housing Solutions to administer payments for supportive services that assist residents participating in the pilot program and to develop an information system for the standardized collection of program data;
- (5) Requires interim and final reports to the Legislature; and
- (6) Appropriates funds to the Hawaii Housing Finance and Development Corporation, Hawaii Public Housing Authority, and Statewide Office on Homelessness and Housing Solutions for implementation of the pilot program.

Your Committee on Conference finds that a supportive housing pilot program will help the State determine the impacts of supportive housing for vulnerable populations and provide urgently needed housing during the State's ongoing homelessness crisis and housing shortage.

Your Committee on Conference also finds that the measure's granting to certain state agencies exemptions from Chapters 103D and 103F, Hawaii Revised Statutes (HRS), in selecting qualified nonprofit organizations having expertise in delivering specific services with a public purpose to administer components of the pilot program, is advantageous to the State and ensures an expeditious use of state funds to mitigate this critical problem.

Your Committee on Conference has amended the measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, HRS;
- (2) Authorizing, rather than requiring, the Hawaii Housing Finance and Development Corporation to assist in the development of rental housing, and deleting language that would have authorized the Corporation to establish rules and qualification criteria for the award of supportive housing projects without regard to the requirements of Chapter 91, HRS;
- (3) Authorizing, rather than requiring, the Hawaii Public Housing Authority to implement project-based rent supplement payments and clarifying that the payments are to assist owners of supportive housing projects;
- (4) Specifying that the first supportive housing project to be developed under the pilot program shall be located in a county having a population of more than five hundred thousand;
- (5) Deleting language that would have deposited general fund moneys into the rental housing revolving fund and appropriated moneys out of the rental housing revolving fund for expenditure by the Hawaii Housing Finance and Development Corporation;
- (6) Replacing the measure's previously unspecified appropriation amounts with specific appropriation amounts, and deleting certain nonlapsing provisions from the appropriation sections;
- (7) Changing the effective date from July 1, 2050, to July 1, 2023;
- (8) Specifying that the pilot program shall be repealed on June 30, 2025; and
- (9) Making technical nonsubstantive amendments for purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1397, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1397, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashimoto, Belatti, Aiu and Matsumoto.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Chang, Moriwaki and Wakai.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 145 on H.B. No. 600

The purpose of this measure is to:

- (1) Establish the Safe Routes to School Advisory Committee (Committee);
- (2) Require the Committee to develop a Safe Routes to School Plan;
- (3) Amend the responsibilities of the Safe Routes to School Program;
- (4) Deposit an unspecified amount of monies into the Safe Routes to School Special Fund; and
- (5) Appropriate an unspecified amount of monies out of the Safe Routes to School Special Fund.

Your Committee on Conference has amended this measure by:

- (1) Further clarifying the duties of the Committee, including specifying that the Committee need only review project proposals and select priority projects within one mile of any school or place of learning;
- (2) Further clarifying the responsibilities of the Safe Routes to School Program;
- (3) Inserting an appropriation amount of \$10,000,000 out of the State Highway Fund to be deposited into the Safe Routes to School Special Fund;
- (4) Inserting an appropriation amount of \$10,000,000 to be appropriated out of the Safe Routes to School Special Fund;
- (5) Changing the effective date to July 1, 2023; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 600, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 600, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Todd, Woodson, Kila, Evslin, Ganaden and Matsumoto.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, 1 (Ganaden).

Senators Lee, Keith-Agaran and Keohokalole.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 146 on H.B. No. 964

The purpose of this measure is to:

- (1) Establish a fee, to be assessed by the Lieutenant Governor, for the issuance of apostilles or non-apostille certifications;
- (2) Establish the Apostilles and Certifications Special Fund; and
- (3) Appropriate monies from the general fund into the Apostilles and Certifications Special Fund and authorize an appropriation out of the Apostilles and Certifications Special Fund for operational expenses.

Your Committee on Conference has amended this measure by:

- (1) Inserting a general fund appropriation of \$10,000 to the Apostilles and Certifications Special Fund for fiscal year 2023-2024;
- (2) Removing the appropriation for an unspecified amount out of the Apostilles and Certifications Special Fund;
- (3) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (4) Changing the effective date to January 1, 2024; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 964, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 964, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Garrett, Martinez and Alcos.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators McKelvey, Keith-Agaran and Fevella.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Fevella).

Conf. Com. Rep. 147 on H.B. No. 579

The purpose of this measure is to require the Department of the Attorney General to:

- (1) Establish a statewide Human Trafficking Prevention Program; and
- (2) Report to the Legislature on the State's efforts to address human trafficking and the commercial sexual exploitation of children.

Your Committee on Conference has amended this measure by:

- (1) Requiring the statewide strategies developed by the Department of the Attorney General to address offender accountability for child enticement, human trafficking, and commercial sexual exploitation;
- (2) Deleting the requirement that the statewide strategies address pimping;
- (3) Amending the types of data specific to the commercial exploitation of children that the Department of the Attorney General must analyze and report to the Legislature;
- (4) Amending its preamble;
- (5) Changing the effective date to upon approval; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 579, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 579, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Tarnas, Kitagawa, Amato, Ichiyama and Garcia.

Managers on the part of the House.

Ayes, 6. Noes, none. Excused, none.

Senators San Buenaventura, Rhoads and Kidani.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 148 on H.B. No. 554

The purpose of this measure is to:

- (1) Require that the University of Hawaii ensure that any individual who participates in implementing the University's disciplinary process has training or experience in handling sexual misconduct complaints and the University's disciplinary process;
- (2) Require that the University of Hawaii provide mandatory annual trauma-informed, gender-inclusive, LGBTQ+-inclusive sexual misconduct primary prevention and awareness programming for students and employees of the University;
- (3) Prohibit the University from taking certain disciplinary action against individuals reporting sexual misconduct unless certain exceptions apply; and
- (4) Establish positions and appropriate funds.

Your Committee on Conference has amended this measure by:

- (1) Inserting an appropriation amount of \$1,000,000 for fiscal year 2023-2024 and fiscal year 2024-2025 for the four full-time equivalent positions;
- (2) Clarifying that the positions being established are administrative, professional, and technical positions;
- (3) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (4) Changing the effective date to upon approval, with the appropriation to take effect on July 1, 2023; and
- (5) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 554, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 554, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Perruso, Tarnas, Kobayashi, Kapela, La Chica and Souza.

Managers on the part of the House.

Ayes, 6. Noes, none. Excused, none.

Senators Kim, Keith-Agaran, San Buenaventura, Fukunaga and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, 2 (Fukunaga, Fevella).

Conf. Com. Rep. 149 on H.B. No. 353

The purpose of this measure is to appropriate funds for the expansion of the Certified Nurse Aide to Practical Nurse Bridge Program at the University of Hawaii Maui College, including funding for instructional costs and student aid.

Your Committee on Conference has amended this measure by:

- (1) Inserting appropriation amounts for instructional costs for, and student aid to participants in, the Certified Nurse Aide to Practical Nurse Bridge Program at the University of Hawaii Maui College;

- (2) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (3) Changing the effective date to July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 353, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 353, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Perruso, Poepoe, La Chica, Martinez and Garcia.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, 1 (Martinez).

Senators Kim, Aquino, Keith-Agaran and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, 1 (Aquino).

Conf. Com. Rep. 150 on S.B. No. 1022

The purpose of this measure is to:

- (1) Amend the composition and qualifications of the Early Learning Board;
- (2) Establish general qualifications for the members of the Early Learning Board appointed by the Governor; and
- (3) Require the Early Learning Board to establish an Early Learning Stakeholder Advisory Council.

Your Committee on Conference finds that the Early Learning Board is comprised of industry experts and professionals that advise the State on early childhood education matters, including programs, inter-agency collaboration, and direction of policy. Representatives of the Early Learning Board reflect a diversity of professions, experiences, and leadership skills from across the education, human services, and early childhood care sectors. This measure continues to address the dire need for early childhood education while also ensuring effective leadership on education policy.

Your Committee on Conference has amended this measure by:

- (1) Clarifying the minimum and ideal qualifications of nominees for the Early Learning Board;
- (2) Deleting language that would have added a member who is a representative of Hawaiian medium early learning providers and a member who is a pediatrician with a child development focus;
- (3) Adding three members from the City and County of Honolulu, rather than one member;
- (4) Deleting language that would have created an Early Learning Stakeholder Advisory Council;
- (5) Making it effective upon its approval; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1022, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1022, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Kitagawa, Marten and Garcia.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Kidani, Kanuha and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 151 on S.B. No. 588

The purpose of this measure is to:

- (1) Require the Department of Transportation, in conjunction with counties having a population greater than 500,000, to develop and implement a pilot program until December 31, 2025, that uses noise detection traffic cameras to address excessive traffic noise in urban areas in each participating county;
- (2) Require the Department of Transportation to submit a report to the Legislature; and
- (3) Appropriate funds.

Your Committee on Conference finds that the rapid proliferation of noise pollution, especially in urban areas, can be detrimental to the overall health of Hawaii's people. As a prevalent issue in many neighborhoods, noise pollution can attribute to short- and long-term health impacts. This measure establishes a noise detection traffic camera pilot program to assist in reducing noise pollution across the State.

Your Committee on Conference has amended this measure by:

- (1) Inserting an appropriation amount of \$2,500,000 for FY 2023-2024 and FY 2024-2025 from the State Highway Fund for the implementation of the noise detection camera pilot program; and
- (2) Inserting an effective date of July 1, 2023.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 588, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 588, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Todd, Chun, Aiu and Matsumoto.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, 1 (Aiu).

Senators Lee, Kim and Moriwaki.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 152 on S.B. No. 814

The purpose of this measure is to:

- (1) Require the Office of Enterprise Technology Services, in consultation with the Office of Language Access and a working group comprising stakeholders, to develop and publish, and periodically review and update, electronic information technology multilingual accessibility standards to be implemented by all state entities; and
- (2) Appropriate funds for an unspecified number of positions.

Your Committee on Conference finds that developing statewide electronic information technology accessibility standards to assist persons having limited English proficiency will help residents navigate government programs and improve residents' engagement with public services. This measure establishes electronic information technology and multilingual accessibility standards, provides a critical link to communication, and makes government services accessible for all individuals regardless of their language proficiency.

Your Committee on Conference has amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (2) Inserting an appropriation amount of \$100,000 for fiscal year 2023-2024 for one full-time equivalent (1.00 FTE) position;
- (3) Inserting an effective date of July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 814, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 814, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Garrett, Martinez and Alcos.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators McKelvey, Aquino and Fevella.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Fevella).

Conf. Com. Rep. 153 on S.B. No. 855

The purpose of this measure is to:

- (1) Authorize a condominium association to provide a summary of the required information in its budget;
- (2) Authorize a condominium association's reserve study to forecast a loan or special assessment to fund life safety equipment or installations for any building located in a county with a population greater than five hundred thousand;
- (3) Authorize a condominium association to use a third party to conduct a reserves study on behalf of the condominium; and
- (4) Clarify the information to be included in the description of how the estimated replacement reserves assessments are computed.

Your Committee on Conference finds that certain condominiums are required to make fire safety upgrades. These upgrades can cost a condominium association millions of dollars, resulting in the condominium association drastically increasing its maintenance fees. This measure requires a condominium association to update its annual operating budget and reserve study to ensure that it provides complete and accurate information on required expenditures to allow association members to plan accordingly.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to upon its approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 855, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 855, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Nakashima, Kitagawa, Hussey-Burdick, Tam and Pierick.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, 1 (Tam).

Senators Keohokalole, Fukunaga and Awa.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Awa).

Conf. Com. Rep. 154 on S.B. No. 1518

The purpose of this measure is to:

- (1) Provide procurement exemptions for the Department of Education for certain goods, services, and construction;
- (2) Require the Department of Education to transition to the electronic procurement system maintained by the State Procurement Office no later than June 30, 2025; and
- (3) Sunset on July 30, 2025.

Your Committee on Conference finds that the Department of Education procures numerous goods, services, and construction to maintain effective daily operations. However, the Department of Education is mandated to adhere to the Hawaii Public Procurement Code for its purchases triggered by certain threshold amounts. Additionally, the Department of Education is also mandated to utilize the electronic procurement system, creating further delays and limitations to school administrators who urgently need to address campus-specific issues. This measure exempts the Department of Education from certain procurement requirements to allow for the timely purchasing and streamlined operations of the Department of Education.

Your Committee on Conference has amended this measure by:

- (1) Inserting language from the S.D. 2 version of this measure that authorizes the Department of Education to procure goods and services and construction below certain dollar amounts without using an electronic procurement system under certain conditions;
- (2) Deleting language that would have limited the exemption from the requirement to use an electronic procurement system for the procurement of certain goods and services and construction in a county having a population of less than five hundred thousand;
- (3) Clarifying that contracts for Department of Education educational materials shall be exempt from the Hawaii Procurement Code;
- (4) Inserting a sunset date of June 30, 2026;
- (5) Making it effective upon its approval; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1518, S.D. 2, H.D. 3, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1518, S.D. 2, H.D. 3, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Matayoshi, Kitagawa, La Chica and Garcia.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Kidani, Keith-Agaran and Kanuha.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 155 on H.B. No. 1382

The purpose of this measure is to:

- (1) Allow for the donation of wild game meat, under certain circumstances; and
- (2) Establish a Meat Processing Task Force to develop and implement a plan to expand the meat processing capacity in the State.

Your Committee on Conference has amended this measure by:

- (1) Inserting an appropriation amount of \$50,000 for fiscal year 2023-2024 for the Meat Processing Task Force to develop and implement a master plan to expand the meat processing capacity in the State;
- (2) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (3) Changing the effective date to July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1382, H.D. 2, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1382, H.D. 2, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Gates, Nakashima, Kitagawa and Ward.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Gabbard, Aquino and Richards.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 156 on H.B. No. 1359

The purpose of this measure is to amend the existing regulatory framework for hemp production in the State by:

- (1) Repealing redundant regulations;
- (2) Amending the hemp law in a manner that recognizes the unique constraints of Hawaii farmers, while protecting human health;
- (3) Allowing licensed hemp producers to sell hemp biomass;

- (4) Requiring transparency in labeling of hemp products to identify the percentage of Hawaii-grown hemp or hemp from outside the State in all hemp products;
- (5) Requiring and appropriating funds for the Department of Health to hire or consult a toxicologist or consultant familiar with hemp industry standards for the purpose of setting defined action limits or exposure levels for different types of hemp products;
- (6) Requiring the Department of Agriculture and Department of Health to jointly convene a Hawaii Hemp Task Force to gather data and information to understand industry needs and inform strategies and actions that support agriculture and a robust hemp industry in the State;
- (7) Requiring and appropriating funds for the Department of Agriculture to hire a third-party consultant to identify the infrastructure needs of Hawaii hemp farmers and the hemp industry on each island; and
- (8) Extending the State's hemp processor law through July 1, 2027.

Your Committee on Conference has amended this measure by:

- (1) Prohibiting hemp from being grown within three hundred feet, rather than five hundred feet, of pre-existing real property comprising a playground, childcare facility, or school, except for an individual or entity licensed to grow hemp in those areas under the state industrial hemp pilot program before August 27, 2020;
- (2) Prohibiting hemp from being grown within one hundred feet, rather than five hundred feet, of any pre-existing house, dwelling unit, residential apartment, or other residential structure that is not owned or controlled by the license holder, except for an individual or entity licensed to grow hemp in those areas under the state industrial hemp pilot program before August 27, 2020;
- (3) Amending the types of documentation that a person who applies to operate as a hemp processor must provide;
- (4) Further clarifying the labeling requirements to identify the percentage of Hawaii-grown hemp or hemp from outside the State in all hemp products;
- (5) Requiring the Hawaii Hemp Task Force to work with the Narcotics Enforcement Division of the Department of Public Safety or Department of Law Enforcement, as applicable, to streamline and harmonize definitions and regulations relating to hemp;
- (6) Inserting an appropriation amount of \$50,000 each for the hiring of the toxicologist or consultant to set defined action limits or exposure levels for different types of hemp products and for the hiring of the third-party consultant to identify the infrastructure needs of Hawaii hemp farmers and the hemp industry on each island;
- (7) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (8) Changing the effective date to July 1, 2023; and
- (9) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1359, H.D. 2, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1359, H.D. 2, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Gates, Belatti, Nakashima, Morikawa and Ward.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, 1 (Belatti).

Senators Gabbard, Keohokalole, Aquino and Rhoads.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, 1 (Rhoads).

Conf. Com. Rep. 157 on H.B. No. 1082

The purpose of this measure is to:

- (1) Authorize the Department of Health to allow written certifications for a qualifying patient with a chronic condition to be valid for three years;
- (2) Remove the requirement that a certifying physician or advanced practice registered nurse have a bona fide physician-patient or advanced practice registered nurse-patient relationship with a qualifying patient;
- (3) Define "waiting room" within a medical cannabis retail dispensing location and specifying who may have access to the waiting room;
- (4) Clarify the types of manufactured cannabis products that may be manufactured and distributed by medical cannabis dispensaries;
- (5) Clarify the Department of Health's rulemaking authority;
- (6) Authorize selling dispensaries to transport more than eight hundred ounces of cannabis or manufactured cannabis products to a purchasing dispensary with prior approval from the Department of Health;
- (7) Clarify that each day a violation of the medical cannabis dispensary program law occurs constitutes a separate violation;
- (8) Require medical cannabis dispensaries, in conjunction with certifying physicians and advanced practice registered nurses, to conduct the continuing education and training program for medical cannabis dispensaries, rather than the Department of Health; and
- (9) Establish the Medical and Adult Use Cannabis Working Group.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that would have removed the existing statutory requirement for bona fide physician-patient or advanced practice registered nurse-patient relationships;
- (2) Amending the medical cannabis dispensary program licensing fee structure;
- (3) Adding or clarifying requirements for the dispensary program related to signage, packaging, and supervision of certain personnel while onsite at retail dispensing locations or medical cannabis production centers;

- (4) Requiring the Department of Health to work in conjunction with medical cannabis dispensaries and certifying physicians and advanced practice registered nurses to conduct the continuing education and training program;
- (5) Deleting the Medical and Adult Use Cannabis Working Group;
- (6) Inserting a savings clause;
- (7) Changing the effective date to July 1, 2023; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1082, H.D. 3, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1082, H.D. 3, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Nakashima, Kitagawa and Pierick.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators San Buenaventura, Keohokalole, Rhoads, Lee and Shimabukuro.

Managers on the part of the Senate.

Ayes, 5. Noes, none. Excused, none.

Conf. Com. Rep. 158 on H.B. No. 388

The purpose of this measure is to:

- (1) Adopt the National Instructional Materials Accessibility Standard; and
- (2) Require the Department of Education to follow certain procedures to ensure that eligible students obtain instructional materials in an appropriate and accessible format.

Your Committee on Conference has amended this measure by:

- (1) Requiring an individualized education program for an eligible student to specify the supplementary aids and services the program reasonably anticipates the student will need to receive for the duration of the program for reasonable access to classroom materials and media that were not previously identified by the program;
- (2) Changing the effective date to upon approval; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 388, H.D. 1, S.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 388, H.D. 1, S.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Morikawa, Marten and Garcia.

Managers on the part of the House.

Ayes, 4; Ayes with Reservations (Garcia). Noes, none. Excused, none.

Senators Kidani, Lee and Kanuha.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 159 on S.B. No. 1076

The purpose of this measure is to:

- (1) Require the Office of Elections to prepare a digital voter information guide, post the guide on its website in compliance with certain accessibility standards, and mail each ballot with a notice that states a voter information guide may be found on its website;
- (2) Require the Attorney General and county corporation counsels to draft explanations of proposed constitutional or charter amendment ballot questions and translate them into certain languages for purposes of the digital voter information guide; and
- (3) Appropriate funds.

Your Committee on Conference finds that some states provide valuable information to registered voters such as candidate information or background information on constitutional amendments or ballot measures. This measure will provide for a digital voter information guide to registered voters of the State with similar information, which will create a more informed voting public and increase voter participation in elections.

Your Committee on Conference has amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (2) Inserting an appropriation amount of \$171,248 for fiscal year 2023-2024; and
- (3) Making the effective date July 1, 2023.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1076, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1076, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Nishimoto and Souza.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Rhoads, Lee and Gabbard.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 160 on S.B. No. 726

The purpose of this measure is to:

- (1) Repeal the administrative assistant position within the Department of Human Resources Development; and
- (2) Reassign the responsibilities for the administrative assistant to the Director of Human Resources Development.

Your Committee on Conference finds that although an Administrative Assistant position within the Department of Human Resources Development (DHRD) was statutorily created through Act 57, Session Laws of Hawaii 2019, this position is currently unbudgeted and unauthorized. Your Committee on Conference further finds that the Administrative Assistant VI position within DHRD was authorized through Act 248, Session Laws of Hawaii 2022, which has since been established and filled as of November 1, 2022. This measure would repeal the administrative assistant position referenced in section 26-5(f), Hawaii Revised Statutes, and reassign those critical responsibilities to the Director of Human Resources Development.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 726, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 726, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Garrett and Alcos.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Moriwaki, Kidani and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 161 on S.B. No. 1163

The purpose of this measure is to appropriate funds for civilian auxiliary aviation operations of the type performed by the Civil Air Patrol.

Your Committee on Conference finds that Civil Air Patrol personnel regularly serve in the Hawaii Emergency Management Agency Emergency Operations Center during emergency and disaster incident responses, and they assist in the field by spreading warnings in remote areas before an incident, providing pre-assessment aerial reconnaissance, and assessing the damages and impacts afterward. Your Committee on Conference believes that the Civil Air Patrol is critical to state emergency management. This measure ensures that critical auxiliary aviation services continue to be available to the State in the event of a disaster or emergency.

Your Committee on Conference has amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (2) Inserting an appropriation amount of \$150,000 for FY 2023-2024 for civilian auxiliary aviation services;
- (3) Inserting an effective date of July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1163, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1163, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashem, Chun, Ichiyama and Souza.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Wakai, Keith-Agaran and Elefante.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 162 on S.B. No. 1527

The purpose of this measure is to:

- (1) Change the governmental entity responsible for the administration of the Address Confidentiality Program from the Office of the Lieutenant Governor to the Department of Law Enforcement;
- (2) Authorize the Department of Law Enforcement to contract the services of a third party for the mail forwarding and acceptance of service of legal process aspects of the Address Confidentiality Program; and
- (3) Appropriate funds for the Address Confidentiality Program.

Your Committee on Conference finds that the Address Confidentiality Program is currently housed within the Office of the Lieutenant Governor; however, the open nature of the Office of the Lieutenant Governor and the State Capitol creates safety concerns. This measure will improve the security, safety, and relief for survivors of domestic abuse, sexual offenses, and stalking.

Your Committee on Conference has amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (2) Inserting an appropriation amount of \$170,000 for FY 2023-2024 and FY 2024-2025 for two full-time equivalent (2.0 FTE) positions, operating costs, and equipment to support the Address Confidentiality Program pursuant to chapter 801G, Hawaii Revised Statutes;
- (3) Inserting an effective date of January 1, 2024; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1527, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1527, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Nishimoto, Ichiyama and Souza.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Wakai, San Buenaventura, Inouye and Elefante.
Managers on the part of the Senate.
Ayes, 4. Noes, none. Excused, none.

Conf. Com. Rep. 163 on S.B. No. 821

The purpose of this measure is to establish an Illegal Fireworks Task Force to plan, coordinate, and engage in law enforcement operations to interdict illegal fireworks; develop a comprehensive strategic plan to stop the importation of illegal fireworks and explosives into the State; promote compliance with the state fireworks control laws; and ensure the safety and security of the airports, harbors, and other facilities and institutions in the State against the discharge of illegal fireworks and explosives.

Your Committee on Conference finds that the Fireworks Control Law and its associated penalties have proven to be an inadequate deterrent for the illegal use of fireworks in the State, with the use of illegal fireworks in the State increasing in recent years and fireworks going off in certain neighborhoods for months at a time. This measure will reduce the usage of illegal fireworks in the State and address the inadequacies of the Fireworks Control Law.

Your Committee on Conference has amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (2) Inserting an appropriation amount of \$1,250,000 for FY 2023-2024 for the Illegal Fireworks Task Force;
- (3) Inserting an effective date of July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 821, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 821, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Nishimoto, Takayama and Souza.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Wakai, Kidani and Elefante.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 164 on S.B. No. 941

The purpose of this measure is to:

- (1) Authorize the School Facilities Authority to partner with public and private agencies to develop housing, including workforce housing, for teachers, educators, and staff and develop classrooms;
- (2) Authorize the School Facilities Authority to transfer appropriated funds to partner state agencies for the development of housing and classrooms;
- (3) Appropriate funds to the School Facilities Authority for the construction of housing and classrooms; and
- (4) Specify Nanakuli High School, Waipahu High School, and Mililani High School as initial locations for the construction with location and tenant requirements.

Your Committee on Conference finds that Hawaii continues to suffer from a chronic shortage of licensed teachers. Providing financial incentives and affordable options for teacher housing are key strategies for teacher recruitment and retention. This measure aims to address the ongoing teacher shortage by constructing workforce housing for teachers, educators, and staff at certain Department of Education schools.

Your Committee on Conference has amended this measure by:

- (1) Inserting language authorizing the School Facilities Authority to:
 - (A) Subdivide real, personal, or mixed property;
 - (B) Partner with public and private development agencies to develop housing on or off campus;
 - (C) Request any state or county agency to render services to the Authority; and
 - (D) Transfer property to another public agency or contract to manage the leasing and property management of housing projects;
- (2) Deleting language that would have appropriated general revenues of the State of Hawaii into the School Facilities Special Fund;

- (3) Specifying that the general fund appropriation for the School Facilities Authority for fiscal year 2023-2024 for teacher housing in H.B. No. 300, H.D. 1, S.D. 1, C.D. 1 (2023), shall be deposited into the School Facilities Special Fund;
- (4) Inserting an appropriation amount of \$170,000,000 out of the School Facilities Special Fund for:
 - (A) The construction of housing prioritized for teachers, educators, and staff; and
 - (B) Other related expenses as deemed appropriate;
- (5) Deleting language that would have allocated the appropriation out of the School Facilities Special Fund for housing and classrooms at certain sites;
- (6) Authorizing the School Facilities Authority to adopt rules pursuant to chapter 91, Hawaii Revised Statutes, with respect to leasing housing developed by the School Facilities Authority;
- (7) Inserting an effective date of July 1, 2023; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 941, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 941, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashimoto, Woodson, Kitagawa, Aiu, Marten and Matsumoto.

Managers on the part of the House.

Ayes, 6. Noes, none. Excused, none.

Senators Kidani, Wakai and Kanuha.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 165 on S.B. No. 1327

The purpose of this measure is to authorize the Public Utilities Commission to use electronic filing processes, including electronic service of documents, under the statutory chapters regulating public utilities, motor carriers, and water carriers.

Your Committee on Conference finds that under existing law, public utilities, motor carriers, and water carriers must file or serve hard copies of documents with the Public Utilities Commission (PUC). These filings can often exceed ten thousand pages and fill ten to fifteen boxes. During the coronavirus disease 2019 pandemic, electronic filings to the PUC were temporarily allowed, dramatically streamlining the filing process. This measure makes those operational improvements permanent, thus enhancing the regulatory process for the PUC and its staff, as well as stakeholders, regulated utilities, and the public.

Your Committee on Conference has amended this measure by:

- (1) Changing the effective date to upon its approval; and
- (2) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1327, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1327, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Onishi, Kitagawa, Hussey-Burdick, Sayama and Pierick.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Keohokalole, Richards and Awa.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Awa).

Conf. Com. Rep. 166 on S.B. No. 1586

The purpose of this measure is to appropriate funds for the University of Hawaii at Manoa College of Tropical Agriculture and Human Resources to establish full-time equivalent (FTE) positions.

Your Committee on Conference finds that Hawaii's agricultural ranchers and growers rely on the research, outreach, and education of the University of Hawaii College of Tropical Agriculture and Human Resources' Cooperative Extension. To serve the many and evolving needs of the State's local producers, the Extension requires additional staff. This measure expands the capacity of the Extension to address entomological, livestock, and farm and consumer food safety needs across the islands.

Your Committee on Conference has amended this measure by:

- (1) Specifying that the funds shall be appropriated out of the University of Hawaii Tuition and Fees Special Fund;
- (2) Inserting an appropriation amount of \$500,000 for fiscal year 2023-2024 and the same sum for fiscal year 2024-2025 for five administrative, professional, and technical full-time equivalent (5.0 APT FTE) positions;
- (3) Inserting an effective date of July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1586, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1586, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Perruso, Kobayashi, Kapela, La Chica and Garcia.

Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Kim, Gabbard, Kanuha, Fukunaga and Fevella.
Managers on the part of the Senate.
Ayes, 5. Noes, none. Excused, none.

Conf. Com. Rep. 167 on S.B. No. 1024

The purpose of this measure is to:

- (1) Establish long-term goals for zero-emissions transportation in Hawaii to reduce and eliminate transportation emissions;
- (2) Establish the Clean Ground Transportation Working Group and the Interisland Clean Transportation Working Group; and
- (3) Require reports to the Hawaii Climate Change Mitigation and Adaptation Commission and the Legislature.

Your Committee on Conference finds that transportation accounts for the majority of the State's greenhouse gas emissions. As the growing popularity of zero emissions vehicles gains traction, identifying and planning for transportation infrastructure utilizing electricity or zero emissions may provide increased support for the State's population. This measure brings expert stakeholders together and allows each department to adopt rules to achieve zero emissions transportation, and positions the State to be a leader in innovative zero emissions transportation infrastructure and technology.

Your Committee on Conference has amended this measure by:

- (1) Establishing a new section, rather than amending existing statutory language, that creates zero emissions transportation goals that include a reduction of greenhouse gas emissions and achievement of zero emissions across all transportation modes in the State, including ground transportation and sea and air interisland transportation;
- (2) Placing certain requirements of the Department of Transportation, Office of Planning and Sustainable Development, and Hawaii State Energy Office in the Hawaii Revised Statutes, rather than session law;
- (3) Clarifying that the Clean Ground Transportation Working Group shall also include the Zero Emissions Clean Economy Target in the Working Group's scope;
- (4) Requiring the Clean Ground Transportation Working Group to submit annual interim reports to the Climate Change Mitigation and Adaptation Commission from 2024 to 2034, rather than from 2024 to 2026;
- (5) Requiring the Clean Ground Transportation Working Group to submit a final report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2035;
- (6) Dissolving the Clean Ground Transportation Working Group on January 1, 2035;
- (7) Requiring the Interisland Clean Transportation Working Group to identify not less than fifteen possible transportation hubs throughout the State with at least two in each county to support innovative point-to-point or island-to-island transportation options;
- (8) Clarifying that the Interisland Clean Transportation Working Group shall also include the Zero Emissions Clean Economy Target in the Working Group's scope;
- (9) Requiring the Interisland Clean Transportation Working Group to submit annual interim reports to the Climate Change Mitigation and Adaptation Commission from 2024 to 2034, rather than from 2024 to 2026;
- (10) Requiring the Interisland Clean Transportation Working Group to submit a final report to the Legislature no later than twenty days prior to the convening of the Regular Session of 2035;
- (11) Dissolving the Interisland Clean Transportation Working Group on January 1, 2035;
- (12) Inserting an effective date of July 1, 2023; and
- (13) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1024, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1024, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Todd, Lowen, Kila and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Lee, Gabbard and Inouye.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 168 on S.B. No. 945

The purpose of this measure is to:

- (1) Beginning January 1, 2024, establish a program for the licensure, regulation, and oversight of special purpose digital currency companies;
- (2) Extend operations of companies in the digital currency innovation lab under certain circumstances; and
- (3) Appropriate funds from the Compliance Resolution Fund for three full-time equivalent (3.0 FTE) permanent examiners.

Your Committee on Conference finds that digital currency is an asset that is primarily managed or stored electronically. Although digital currency has grown in popularity and acceptance worldwide, there is little regulation of the digital currency industry in the United States. The Division of Financial Institutions of the Department of Commerce and Consumer Affairs and the Hawaii Technology Development Corporation confirmed that a new regulatory framework for digital currency transactions is appropriate. This measure establishes a program for the licensure, regulation, and oversight of digital currency companies.

Your Committee on Conference has amended this measure by:

- (1) Inserting an appropriation amount of \$500,000 for three full-time equivalent (3.0 FTE) permanent examiners;
- (2) Inserting an effective date of July 1, 2023; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 945, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 945, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Sayama, Kitagawa, Chun, Hussey-Burdick and Pierick.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, 2 (Hussey-Burdick, Pierick).

Senators Keohokalole, Wakai and Fevella.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Fevella).

Conf. Com. Rep. 169 on S.B. No. 531

The purpose of this measure is to authorize the School Facilities Authority Board to appoint an Executive Director of the School Facilities Authority.

Your Committee on Conference finds that the School Facilities Authority is tasked with a mission to develop, plan, and construct all public schools in the State. Presently, other administratively attached agencies of the Department of Education, such as the Executive Office on Early Learning, State Public Charter School System, and State Library System, require their respective boards to appoint their Executive Director. However, the School Facilities Authority Executive Director is appointed by the Governor with the advice and consent of the Senate. This measure promotes uniformity and consistency among the administratively attached agencies of the Department of Education.

Your Committee on Conference has amended this measure by:

- (1) Inserting the language that requires the School Facilities Authority Board to appoint an Executive Director of the School Facilities Authority into section 302A-1704, Hawaii Revised Statutes, rather than section 302A-1702, Hawaii Revised Statutes;
- (2) Making it effective upon its approval; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 531, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 531, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Kitagawa, La Chica, Marten and Garcia.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Kidani, Kanuha and Fevella.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Fevella).

Conf. Com. Rep. 170 on S.B. No. 599

The purpose of this measure is to:

- (1) Allow certain physician assistants to sign orders for respiratory therapy and plans of care; and
- (2) Expand the class of health care providers under whom respiratory therapists may practice respiratory care to include physician assistants and advanced practice registered nurses.

Your Committee on Conference finds that patient access to high quality health care depends upon health care providers' scopes of practice reflecting the full extent of providers' training and capabilities. Although physician assistants and advanced practice registered nurses possess the necessary skills and training to issue orders for respiratory therapy and oversee the provision of respiratory care by respiratory therapists, and are allowed to do so under federal regulations, existing state law prohibits them from prescribing, ordering, or directing respiratory care services. This measure aligns state law with federal standards to provide greater access to respiratory health care services for the State's residents.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 599, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 599, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Nakashima, Takenouchi and Pierick.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, 1 (Nakashima).

Senators San Buenaventura, Keohokalole and Shimabukuro.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 171 on S.B. No. 729

The purpose of this measure is to:

- (1) Require the Auditor to conduct a sunrise analysis on the proposed regulatory controls for members of condominium association boards of directors (board members); and
- (2) Require the Real Estate Commission to develop a curriculum to be made available to board members.

Your Committee on Conference finds that existing law imposes a level of care and loyalty on board members to their associations to the level and extent required of an officer or director of a corporation. However, board members are volunteers who often do not have the proper training or education regarding their authority and duties. This measure takes important steps to ensuring that board members understand their authorities and duties to improve as leaders of their condominium associations.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that would have required the Auditor to conduct a sunrise analysis on the proposed regulatory controls for board members;
- (2) Clarifying that the Real Estate Commission shall develop a curriculum for leadership training for condominium boards of directors, including pertinent provisions of chapter 514B, Hawaii Revised Statutes; association governing documents; and the fiduciary duties of board members;
- (3) Inserting an effective date of July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 729, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 729, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashimoto, Nakashima, Kitagawa, Aiu, Tam and Matsumoto.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, 1 (Nakashima).

Senators Keohokalole, Fukunaga and McKelvey.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 172 on S.B. No. 295

The purpose of this measure is to:

- (1) Establish within the Office of Wellness and Resilience the Malama Ohana Working Group to seek, design, and recommend transformative changes to the State's existing child welfare system;
- (2) Allow the Office of Wellness and Resilience to contract with an administrative facilitator to provide necessary support for the Malama Ohana Working Group;
- (3) Require the Malama Ohana Working Group to report to the Legislature before the Regular Session of 2025; and
- (4) Appropriate funds for the Malama Ohana Working Group.

Your Committee on Conference finds that the problems faced by children and families in the State's child welfare system are extremely complex and cannot be resolved by the Department of Human Services alone. To address and resolve these diverse and multi-faceted problems, it is essential that the State work with the community and various stakeholders to determine solutions. This measure establishes a working group comprised of community members and stakeholders to develop recommendations to establish a child welfare system that is trauma-informed and responsive to the needs of children and families in the system and community.

Your Committee on Conference has amended this measure by:

- (1) Amending the composition, membership, and co-chairs of the Malama Ohana Working Group;
- (2) Removing language that would have appropriated funds for the Malama Ohana Working Group;
- (3) Amending section 1 to reflect its amended purpose;
- (4) Making it effective upon its approval; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 295, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 295, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Kobayashi and Alcos.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators San Buenaventura, Moriwaki and Shimabukuro.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 173 on S.B. No. 1592

The purpose of this measure is to appropriate funds for the establishment of additional program specialist positions within the Executive Office on Aging for the State's Senior Medicare Patrol Program.

Your Committee on Conference finds that the State's Senior Medicare Patrol Program, established in 1997, educates, assists, and protects Hawaii's most vulnerable population by providing one-on-one counseling, conducting community outreach, and working with other service providers to build a "help net" to assist kupuna statewide. While originally established to protect kupuna from Medicare fraud, the scope of the program's services has expanded to assist kupuna triage other health-related and non-health related fraud cases. Your Committee on Conference further finds that despite the significant expansion of its services

and increase in the reported number of fraudulent activities targeting the State's kupuna, the program continues to operate with just two full-time staff positions, relying on volunteers to provide the needed services. This measure will allow the program to retain additional staff to effectively meet the rising demand for its services for the State's kupuna.

Your Committee on Conference has amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (2) Appropriating \$186,288 for fiscal year 2023-2024 and \$192,408 for fiscal year 2024-2025 for the establishment of one full-time equivalent (1.0 FTE) Program Specialist III position, one full-time equivalent (1.0 FTE) Program Specialist IV position, and one full-time equivalent (1.0 FTE) Program Specialist V position within the Executive Office on Aging for the State's Senior Medicare Patrol Program;
- (3) Inserting an effective date of July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1592, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1592, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Kobayashi, Amato and Garcia.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Aquino, Moriwaki and Shimabukuro.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 174 on S.B. No. 67

The purpose of this measure is to:

- (1) Prohibit commercial vendors from presetting commercial beach equipment on certain beaches under the jurisdiction of the Department of Land and Natural Resources, unless the customer is physically present;
- (2) Require commercial vendors to expeditiously remove commercial beach equipment after the customer has finished using it;
- (3) Allow the Department of Land and Natural Resources to grant exemptions through rules; and
- (4) Establish administrative fines for violations.

Your Committee on Conference finds that the presetting of commercial beach umbrellas, chairs, and other beach equipment on beaches has been a long-standing issue that has generated many complaints. While officers of the Division of Conservation and Resources Enforcement have issued many citations to offenders, courts have often dismissed them due to concessionaires stating that they were setting up equipment for customers with prior reservations. Therefore, this measure seeks to strike a balance between the public's ability to freely enjoy Hawaii's beaches and the visitor industry's desire to provide amenities to their guests.

Accordingly, your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 67, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 67, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ichiyama, Tarnas, Nishimoto, Morikawa and Souza.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Inouye, Keohokalole and Keith-Agaran.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 175 on S.B. No. 1370

The purpose of this measure is to:

- (1) Establish a standard license to solemnize marriages, valid for one year from the date of issuance;
- (2) Establish a short-term license to solemnize marriages, valid for sixty days from the date of issuance;
- (3) Establish a fee of \$100 per year for the issuance of a standard license;
- (4) Establish a fee of \$25 per sixty-day period for a short-term license; and
- (5) Specify in what amount and to which fund the collected license fees shall be deposited.

Your Committee on Conference finds that prior to Act 211, Session Laws of Hawaii 2021 (Act 211), only individuals with religious affiliations or judicial appointments could obtain a license to solemnize marriages. While Act 211 authorized the issuance of civil licenses to solemnize marriages, it also established a fee for civil licenses. In contrast, no fee was established to obtain a religious or judicial license. This measure addresses this difference in fees to ensure equity among all persons licensed to solemnize marriages in the State.

Your Committee on Conference has amended this measure by:

- (1) Amending section 1 to clarify the purpose of this measure;
- (2) Inserting an effective date of July 1, 2023; and

(3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1370, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1370, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Takenouchi, Tam and Garcia.

Managers on the part of the House.

Ayes, 2. Noes, 1 (Garcia). Excused, 1 (Tam).

Senators Aquino, Keohokalole and Moriwaki.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (Moriwaki).

Conf. Com. Rep. 176 on S.B. No. 404

The purpose of this measure is to:

- (1) Make various updates to the Hospital Sustainability Program, including:
 - (A) Amending the definition of "private hospital";
 - (B) Clarifying the uses of the Hospital Sustainability Program Special Fund;
 - (C) Increasing various hospital sustainability fee caps;
 - (D) Requiring the Department of Human Services to consult and negotiate with the hospital trade association regarding fee participation and rates; and
 - (E) Clarifying when the hospital sustainability fee shall be discontinued and the method by which any remaining moneys in the Hospital Sustainability Program Special Fund shall be distributed;
- (2) Repeal the sunset dates of Act 217, Session Laws of Hawaii 2012, and Act 123, Session Laws of Hawaii 2014, to make the program permanent and permanently exempt the program from the central service and administrative expenses assessments; and
- (3) Appropriate funds out of the Hospital Sustainability Program Special Fund for the purposes of the Hospital Sustainability Program.

Your Committee on Conference finds that the Hospital Sustainability Program and Hospital Sustainability Program Special Fund, established in 2012, have played a major role in protecting hospital access for Medicaid beneficiaries by assessing hospital sustainability fees on the hospitals, using the fee revenues to obtain matching federal funds, and returning more moneys to the hospitals than were assessed in fees, which are then used to supplement the cost of providing services for Medicaid recipients. Your Committee on Conference further finds that the Hospital Sustainability Program is scheduled to be repealed on December 31, 2023, with funding provisions scheduled to be repealed on June 30, 2024. This measure will enhance and make the program permanent, thereby preserving and improving access to quality health care for Medicaid recipients in the State.

Your Committee on Conference has amended this measure by:

- (1) Inserting an appropriation amount of \$173,000,000 out of the Hospital Sustainability Program Special Fund for fiscal year 2023-2024 and the same sum for fiscal year 2024-2025 for the Hospital Sustainability Program;
- (2) Making it effective upon approval; provided that the appropriation shall take effect on July 1, 2023; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 404, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 404, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Belatti, Morikawa, Amato and Garcia.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators San Buenaventura, Inouye and Aquino.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 177 on S.B. No. 1534

The purpose of this measure is to:

- (1) Create a mileage-based road usage charge to replace state motor fuel taxes beginning on July 1, 2025, for electric vehicles;
- (2) Eliminate the \$50 annual state vehicle registration surcharge for electric vehicles;
- (3) Authorize electric vehicle owners to pay a registration surcharge or a per-mile road usage fee until June 30, 2028;
- (4) Require certificates of inspection to state the odometer reading of vehicles;
- (5) Require motor vehicle registration applications to specify whether the type of fuel for which the vehicle is adapted is battery electricity;
- (6) Require the Department of Transportation to plan for the deployment of a state mileage-based road user charge program by 2033 and submit a report to the Legislature; and
- (7) Appropriate funds.

Your Committee on Conference finds that state fuel tax revenues are declining, creating a smaller source of revenue for transportation infrastructure improvements and maintenance. However, the establishment of a state mileage-based road usage charge for certain fuel-efficient and zero emissions motor vehicles can be incorporated into existing motor vehicle safety inspections, creating a sustainable source of revenue to support roadway maintenance costs.

This measure establishes a state mileage-based road usage charge to reduce overall vehicle miles traveled while incentivizing motor vehicles that are fuel-efficient and zero emissions.

Your Committee on Conference has amended this measure by:

- (1) Inserting a rate of 0.8 cents per mile traveled to be used in the calculation of the state mileage-based road usage charge;
- (2) Limiting the state mileage-based road usage charge to not more than \$50 per year;
- (3) Assessing the first registration renewal at \$50 for new motor vehicles that do not require a certificate of inspection;
- (4) Authorizing owners of electric vehicles to be offered a choice to pay a \$50 registration surcharge in lieu of the state mileage-based road usage charge until June 30, 2028;
- (5) Requiring the Department of Transportation to also include in the implementation plan recommendations for ensuring:
 - (A) Compatibility with the deployment of a mileage-based road usage charge by any county; and
 - (B) Broad implementation continues to account for and incentivize fuel-efficient vehicles;
- (6) Inserting an appropriation amount of \$1,300,000 for FY 2023-2024 from the State Highway Fund for the initial implementation of the state mileage-based road user charge;
- (7) Inserting an effective date of July 1, 2023;
- (8) Providing that sections 3, 4, and 5 shall not take effect until July 1, 2025; and
- (9) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1534, S.D. 2, H.D. 3, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1534, S.D. 2, H.D. 3, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Todd, Sayama, Kila and Matsumoto.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Lee, DeCoite and Keohokalole.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 178 on S.B. No. 900

The purpose of this measure is to:

- (1) Require the Executive Office on Aging to submit annual progress reports to the Legislature on the Hawaii State Health Insurance Assistance Program; and
- (2) Appropriate funds for the establishment of full-time equivalent Program Specialist positions within the Executive Office on Aging for the Hawaii State Health Insurance Assistance Program.

Your Committee on Conference finds that the Hawaii State Health Insurance Assistance Program helps individuals, especially kupuna, understand and access Medicare benefits. As the State's Medicare population continues to grow, so too does the need and demand for the program's services. This measure increases the capacity of the Hawaii State Health Insurance Program to ensure all individuals receive the support they need to access health insurance.

Your Committee on Conference has amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (2) Appropriating \$186,288 for fiscal year 2023-2024 for the establishment of one full-time equivalent (1.0 FTE) Program Specialist III position, one full-time equivalent (1.0 FTE) Program Specialist IV position, and one full-time equivalent (1.0 FTE) Program Specialist V position within the Executive Office on Aging for the Hawaii State Health Insurance Assistance Program;
- (3) Inserting an effective date of July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 900, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 900, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Takenouchi, Kobayashi and Garcia.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators San Buenaventura, Moriwaki and Aquino.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 179 on S.B. No. 674

The purpose of this measure is to:

- (1) Adopt the Interstate Medical Licensure Compact;
- (2) Allow the Department of Commerce and Consumer Affairs to adopt rules to implement and administer the Compact;

- (3) Allow the Department of Commerce and Consumer Affairs to conduct criminal history record checks on applicants for physician licensure under the Compact; and
- (4) Appropriate funds for the Hawaii Medical Board's implementation of the Compact.

Your Committee on Conference finds that the State faces a significant shortage in the number of health care professionals, especially in neighbor islands and rural areas. Your Committee on Conference further finds that the Interstate Medical Licensure Compact creates a comprehensive process that complements the existing licensing and regulatory authority of state medical boards and provides a streamlined process that allows physicians to become licensed in multiple states. This measure will increase access to health care for individuals in rural and medically underserved areas of the State and alleviate the State's health disparities by authorizing the Governor to enter into the Interstate Medical Licensure Compact on behalf of the State.

Your Committee on Conference has amended this measure by:

- (1) Deleting language that is not in the model Compact language, which would have excluded from the immunity granted to the Interstate Commission's officers and employees, suit or liability for damage, loss, injury, or liability caused by negligence or gross negligence of such person;
- (2) Requiring, rather than allowing, the Department of Commerce and Consumer Affairs to adopt rules for the purpose of implementing and administering the Compact;
- (3) Deleting section 2 of the measure, which would have allowed the Department of Commerce and Consumer Affairs to conduct criminal history record checks on physician licensure applicants through the Interstate Medical Licensure Compact;
- (4) Deleting section 3 of the measure, which would have appropriated funds out of the Compliance Resolution Fund for the Hawaii Medical Board's implementation of the Interstate Medical Licensure Compact;
- (5) Making it effective upon its approval; provided that section 1 of the measure, which adds a new chapter to the Hawaii Revised Statutes governing the Interstate Medical Licensure Compact, shall take effect on January 1, 2025; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 674, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 674, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Sayama, Takenouchi and Pierick.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators San Buenaventura, Keohokalole and Keith-Agaran.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 180 on S.B. No. 865

The purpose of this measure is to establish and appropriate funds for the Ninety-Nine Year Leasehold Pilot Program to develop low-cost homes on state-owned and county-owned land in urban redevelopment sites to be sold in leasehold by the Hawaii Community Development Authority (HCDA) to qualified residents.

Your Committee on Conference finds that the State has a severe lack of affordable housing, resulting in residents leaving Hawaii in hopes of cheaper living conditions. Your Committee on Conference further finds that there are significant barriers to the development of affordable housing in Hawaii and that the State needs innovative solutions to address the housing crisis and keep families in Hawaii. This measure is intended to increase homeownership and the affordability of leasehold housing units by increasing the term of the lease of certain state lands for a term of ninety-nine years.

Your Committee on Conference has amended this measure by:

- (1) Making the Ninety-Nine Year Leasehold Pilot Program a Ninety-Nine Year Leasehold Program;
- (2) Deleting:
 - (A) The definitions for "commercial project", "pilot program", "public agency", "public facilities", "redevelopment project", and "residential project";
 - (B) Language that would have required HCDA to:
 - (i) Adopt certain administrative rules;
 - (ii) Consider certain general principles regarding actions on urban redevelopment sites;
 - (iii) Recoup expenses through the sales of the leasehold interest of homes within an urban redevelopment site and other revenue sources;
 - (iv) Establish a waitlist for eligible buyers; and
 - (v) Use the price at which the owner purchased the home as the cost basis to determine the buyback price; and
 - (C) Language that would have created a tax exemption for the sale of leasehold interest for homes within an urban redevelopment site;
- (3) Inserting:
 - (A) The requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes; and
 - (B) Language that:
 - (i) Requires that development be revenue-neutral to the greatest extent possible;
 - (ii) Requires urban redevelopment sites to maximize walkability; and
 - (iii) Allows HCDA to establish administrative rules that authorize the Executive Director to waive compliance with respect to the occupancy and residency requirements established in this measure;

- (4) Authorizing, rather than mandating, HCDA to require that at least fifty per cent of the residential condominium units be sold to an individual or household with an income of up to one hundred forty per cent of the area median income;
- (5) Amending:
 - (A) References to "home" or "homes" to "residential condominium unit" or "residential condominium units"; and
 - (B) A reference to "multipurpose project" to "mixed-use project"; and
 - (C) The definitions of "project" and "public transit station";
- (6) Clarifying that HCDA:
 - (A) Has the right of first refusal to purchase residential condominium units for a certain period of time and for a buyback price to be determined by HCDA; and
 - (B) May lease all or any portion of the real or personal property constituting a commercial project without recourse to the Hawaii Public Procurement Code; and
- (7) Inserting the following appropriation amounts:
 - (A) \$1,500,000 for fiscal year 2023-2024 for HCDA to adopt rules, engage the community, and conduct site and predevelopment planning for the Ninety-Nine Year Leasehold Program; and
 - (B) \$190,000 for fiscal year 2023-2024 and the same sum for fiscal year 2024-2025 for the establishment of two full-time equivalent (2.0 FTE) positions within HCDA;
- (8) Amending section 2 to reflect its amended purpose;
- (9) Inserting an effective date of July 1, 2023; and
- (10) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 865, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 865, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashimoto, Ichiyama, Aiu, Todd and Matsumoto.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Chang, Inouye, McKelvey, Wakai and Kanuha.

Managers on the part of the Senate.

Ayes, 5. Noes, none. Excused, none.

Conf. Com. Rep. 181 on S.B. No. 1064

The purpose of this measure is to establish the Dam and Appurtenance Improvement or Removal Grant Program to provide the owners of private dams and appurtenances with funds for plans, design, construction, and equipment to improve or remove deficient dams and appurtenances.

Your Committee on Conference finds that many privately owned dams and appurtenances — often constructed during the plantation era — have not been properly maintained and may be hazardous to public health and safety. Your Committee on Conference further finds that because the costs to improve or remove these deficient dams and appurtenances are often prohibitive, a grant program to provide funding for these costs could provide a viable solution for both owners and the public. Therefore, this measure establishes the Dam and Appurtenance Improvement or Removal Grant Program.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (2) Deleting the provision that would require grants awarded under the Dam and Appurtenance Improvement or Removal Grant Program to not exceed an unspecified amount;
- (3) Deleting the unspecified appropriation for fiscal year 2023-2024 and fiscal year 2024-2025 for the purposes of the Dam and Appurtenance Improvement or Removal Grant Program;
- (4) Inserting an appropriation in the amount of \$10,000,000 for fiscal year 2023-2024 as one-time seed funding for the Dam and Appurtenance Improvement or Removal Grant Program;
- (5) Inserting an appropriation in the amount of \$220,000 for fiscal year 2023-2024 and fiscal year 2024-2025 for operating expenses and the establishment of two full—time equivalent (2.0 FTE) permanent positions within the Department of Land and Natural Resources;
- (6) Inserting an effective date of July 1, 2023; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1064, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1064, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ichiyama, Lamosao, Chun, Morikawa and Souza.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Inouye, Keith-Agaran and Elefante.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 182 on S.B. No. 813

The purpose of this measure is to:

- (1) Beginning in 2026 and every three years thereafter, require the Judiciary to conduct a study on interpreter fees;
- (2) Require the Judiciary to increase the hourly fees, mileage reimbursement rate, and commuter-time compensation rate for court interpreters; and
- (3) Appropriate funds.

Your Committee on Conference finds that court interpreters are independent contractors of the Judiciary, who play an integral role in the administration of justice and provide critical language access in the State's courts. The compensation for court interpreters has remained unchanged for the most part since it was established in 2007. This measure will help determine whether to increase the fees and rates for court interpreters.

Your Committee on Conference has amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (2) Removing language that would have required the Judiciary to increase the hourly fees, mileage reimbursement rate, and commuter-time compensation rate for court interpreters;
- (3) Inserting an appropriation amount of \$20,000 for fiscal year 2023-2024 to fund the study for annual adjustments of fees for court interpreters;
- (4) Amending section 2 to reflect its amended purpose;
- (5) Making it effective on July 1, 2023; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 813, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 813, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Nishimoto, Ganaden and Souza.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, 1 (Ganaden).

Senators Rhoads, Shimabukuro and Awa.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 183 on S.B. No. 898

The purpose of this measure is to:

- (1) Establish the State Rent Supplement Program for Kupuna, which temporarily expands the State Rent Supplement Program to provide state rent supplement assistance and other services to qualified persons who are sixty-two years of age or older and are homeless or at imminent risk of becoming homeless;
- (2) Require the Hawaii Public Housing Authority to submit annual reports to the Legislature regarding State Rent Supplement Program for Kupuna; and
- (3) Appropriate funds for the State Rent Supplement Program for Kupuna; provided that the appropriated funds shall be in addition to the Hawaii Public Housing Authority's base budget for the State Rent Supplement Program.

Your Committee on Conference finds that as housing costs and inflation rise, kupuna who rely on retirement income from Social Security or are on fixed incomes are struggling to pay for basic necessities, thereby being forced to cut back on essential expenses, such as food, transportation, and medication. This measure will provide vulnerable kupuna with state rent supplement assistance and other services, thereby preventing them from being displaced from their residence and becoming homeless.

Your Committee on Conference has amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (2) Deleting language that would have required a person who qualifies for the State Rent Supplement Program for Kupuna to participate in the continuum of care coordinated entry system for homeless services;
- (3) Clarifying that under the State Rent Supplement Program for Kupuna, the Hawaii Public Housing Authority shall:
 - (A) Provide housing counseling to assist qualified kupuna in obtaining or retaining permanent housing; and
 - (B) Coordinate with mental health services providers and other supportive services providers to assist qualified kupuna;
- (4) Deleting language that would have exempted the Hawaii Public Housing Authority from chapter 103D, Hawaii Revised Statutes, in selecting an organization to administer the program;
- (5) Inserting an appropriation amount of \$1,000,000 for fiscal year 2023-2024 for the State Rent Supplement Program for Kupuna;
- (6) Deleting language that would have allowed the appropriated funds to be used for an unspecified number of full-time equivalent (FTE) Public Housing Specialist positions within the Hawaii Public Housing Authority;
- (7) Inserting an effective date of July 1, 2023; and
- (8) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 898, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 898, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Hashimoto, Aiu, Kila and Matsumoto.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Moriwaki, Chang and Inouye.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 184 on S.B. No. 1141

The purpose of this measure is to:

- (1) Transfer the rights, powers, functions, duties, and resources of the Department of Education relating to workers' compensation for the Hawaii State Public Library System and its employees to the Department of Human Resources Development (DHRD);
- (2) Establish an unspecified number of positions within the DHRD for the management and administration of workers' compensation for the Hawaii State Public Library System and its employees; and
- (3) Appropriate an unspecified amount of funds for the workers' compensation costs of the Hawaii State Public Library System and its employees.

Your Committee on Conference finds that the Legislature enacted Act 51, Session Laws of Hawaii 2004, which, in part, transferred certain functions of executive branch agencies that pertained to education personnel to the Department of Education (DOE). Your Committee on Conference further finds that the Legislature enacted Act 61, Session Laws of Hawaii 2012, to clarify that when it passed Act 51 (2004), it had not intended to include the personnel of the Hawaii State Public Library System (HSPLS). Your Committee on Conference recognizes that although DHRD has been managing and administering the workers' compensation claims of HSPLS employees since 2012 through memoranda of agreement and the use of a loaned position, DHRD has not received any additional staff or funding to address its increased administrative responsibilities to HSPLS and its employees. This measure transfers the appropriate resources necessary to officially designate DHRD as the administrator of workers' compensation claims for HSPLS. Your Committee on Conference notes that funds for the workers' compensation costs of the HSPLS and its employees have been appropriated to the DHRD through H.B. 300, H.D. 1, S.D. 1 (2023). Your Committee on Conference further notes that there are a number of permanent positions within HSPLS that are currently vacant.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (2) Deleting:
 - (A) The establishment of an unspecified number of positions within the DHRD for the management and administration of workers' compensation for the Hawaii State Public Library System and its employees; and
 - (B) An appropriation of an unspecified amount of funds for the workers' compensation costs of the Hawaii State Public Library System and its employees;
- (3) Transferring one permanent position and the individual budget of the Hawaii State Public Library System relating to workers' compensation for its employees to the DHRD;
- (4) Inserting an appropriation amount of \$80,000 for fiscal year 2023-2024 for the salary and benefits of one full-time equivalent human specialist position to the DHRD;
- (5) Amending section 2 to reflect its amended purpose;
- (6) Making it effective on July 1, 2023; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1141, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1141, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Woodson, Garrett, Marten and Alcos.
Managers on the part of the House.
Ayes, 5. Noes, none. Excused, none.

Senators Moriwaki, Kidani and Fevella.
Managers on the part of the Senate.
Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 185 on S.B. No. 830

The purpose of this measure is to:

- (1) Require each Department of Education school and public charter school to establish a critical emergency response team; and
- (2) Appropriate funds.

Your Committee on Conference finds that timely, effective intervention in critical medical emergencies can save lives and reduce the severity of injuries. Presently, the Department of Education has basic emergency response guidance, but there is a gap between the guidance and training provided to ensure faculty and staff are prepared for critical medical emergencies. This measure supplements current Department of Education policy to ensure proper response protocols while also keeping students, faculty, and staff at Department of Education and charter schools safe.

Your Committee on Conference has amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9 of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;

- (2) Deleting language that would have required each department school to establish a critical emergency response team in chapter 302A, Hawaii Revised Statutes, and inserting language establishing a one-year Critical Emergency Response Pilot Program within the Department of Education to establish a critical emergency response team for each department school located in central Oahu selected by the Department to participate in the Pilot Program;
- (3) Deleting language that would have required each public charter school to establish a critical emergency response team in chapter 302D, Hawaii Revised Statutes, and inserting language establishing a one-year Critical Emergency Response Pilot Program within the State Public Charter School Commission to establish a critical emergency response team for each public charter school selected by the Commission to participate in the Pilot Program;
- (4) Inserting language that grants immunity from civil or criminal liability for any critical emergency response team member, except where the individual's conduct would constitute gross negligence, wilful and wanton misconduct, or intentional misconduct;
- (5) Inserting language that requires each department school and public charter school participating in their respective pilot programs to develop a known, practiced, and maintained communication method to active the school's critical emergency response team members;
- (6) Inserting language that requires each department school and public charter school participating in their respective pilot programs to run not less than two critical emergency drills during the 2023-2024 school year with a drill response time goal of less than three minutes;
- (7) Requiring reports to the Legislature before the Regular Session of 2024;
- (8) Inserting an appropriation amount of \$350,000 for fiscal year 2023-2024 for the Department of Education to implement the Critical Emergency Response Pilot Program at selected schools;
- (9) Inserting an appropriation amount of \$150,000 for fiscal year 2023-2024 for the State public Charter School Commission to implement the Critical Emergency Response Pilot Program at selected schools;
- (10) Amending section 2 to reflect its amended purpose;
- (11) Inserting an effective date of July 1, 2023; and
- (12) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 830, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 830, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Woodson, Morikawa, Marten and Garcia.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Kidani, Shimabukuro and Kanuha.
Managers on the part of the Senate.
Ayes, 2. Noes, none. Excused, 1 (Kanuha).

Conf. Com. Rep. 186 on S.B. No. 1417

The purpose of this measure is to require the Hawaii Community Development Authority to consider the impacts of climate change, sea level rise, and climate-resilient development in the design and siting of buildings in the Kakaako and Kalaeloa community development districts.

Your Committee on Conference finds that climate change and sea level rise pose significant, dangerous, and imminent threats to the State. Furthermore, the Kakaako Community Development District and Kalaeloa Community Development District are particularly threatened by the effects of climate change, including sea level rise, king tides, heavy rainfall, and other climate change-related events. Therefore, this measure requires the Hawaii Community Development Authority to consider the impacts of climate change in the design and construction of buildings in the Kaka'ako and Kalaeloa Community Development Districts.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1417, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1417, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ichiyama, Tarnas, Poepoe and Souza.
Managers on the part of the House.
Ayes, 4. Noes, none. Excused, none.

Senators Gabbard, Inouye, Aquino and DeCoite.
Managers on the part of the Senate.
Ayes, 4. Noes, none. Excused, none.

Conf. Com. Rep. 187 on S.B. No. 1588

The purpose of this measure is to appropriate funds to the University of Hawaii College of Tropical Agriculture and Human Resources to establish and implement a GroupGAP food safety training and certification program.

Your Committee on Conference finds that the GroupGAP program was created by the United States Department of Agriculture in 2015 to assist small farms with attaining the Good Agricultural Practices certification, which verifies that sound food safety practices have been utilized. Specifically, the GroupGAP program provides training and assistance in food safety to limit the spread of disease and other food-borne illnesses. The Legislature recently passed Act 136, Session Laws of Hawaii 2022, which required the Department of Agriculture to partner with the agricultural sector to establish a GroupGAP food safety certification program in the State. However, the funds appropriated were directed to the University of Hawaii College of Tropical Agriculture and Human Resources which does not have a GroupGAP food safety program. Therefore, a new appropriation is necessary.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (2) Changing the agency responsible for the establishment of a GroupGAP food safety training and certification program from the University of Hawaii College of Tropical Agriculture and Human Resources to the Department of Agriculture;
- (3) Changing the expending agency of appropriated funds from the University of Hawaii College of Tropical Agriculture and Human Resources to the Department of Agriculture;
- (4) Inserting an appropriation amount of \$1,000,000 for fiscal year 2023-2024 to fund the establishment of the program;
- (5) Amending section 2 to reflect its amended purpose;
- (6) Making it effective on July 1, 2023; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1588, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1588, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Gates, Kahaloa, Kapela, La Chica and Ward.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, 2 (Kapela, La Chica).

Senators Gabbard, Aquino and Richards.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 188 on S.B. No. 1552

The purpose of this measure is to appropriate funds to the Department of Land and Natural Resources to support the Hawaii Ant Lab in mitigating the effects of little fire ants in the State.

Your Committee on Conference finds that the little fire ant is an invasive pest that is difficult to manage and is spreading throughout the islands of Hawaii. The little fire ant is particularly concerning because of their bite, which can cause an irritating burning sensation and welts and marks on the skin. Furthermore, the bite of little fire ants has been correlated with blindness in cats and dogs, which is causing concern amongst pet owners and residents across the State. Therefore, this measure appropriates funds to support and enhance the efficacy of the Hawaii Ant Lab at the Department of Land and Natural Resources to mitigate and contain the effects of the little fire ant in Hawaii.

Your Committee on Conference has amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (2) Inserting an appropriation amount of \$500,000 for fiscal year 2023-2024;
- (3) Making it effective on July 1, 2023; and
- (4) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1552, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1552, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Gates, Kahaloa, La Chica and Ward.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, 1 (La Chica).

Senators Gabbard, Aquino and DeCoite.

Managers on the part of the Senate.

Ayes, 2. Noes, none. Excused, 1 (DeCoite).

Conf. Com. Rep. 189 on S.B. No. 743

The purpose of this measure is to:

- (1) Extend the Coffee Berry Borer and Coffee Leaf Rust Pesticide Subsidy Program to June 30, 2025, and to reestablish it as the Pesticide and Fertilizer Subsidy Program to encompass fertilizers in addition to pesticides;
- (2) Extend the program manager position, including the position's civil service and collective bargaining laws exemption, to June 30, 2026;
- (3) Require the Department of Agriculture to report to the Legislature; and
- (4) Appropriate funds for the operation and implementation of the Pesticide and Fertilizer Subsidy Program.

Your Committee on Conference finds that the Coffee Berry Borer Pesticide Subsidy Program was established by Act 105, Session Laws of Hawaii 2014 (Act 105), and has since undergone several legislative updates, continuations, and improvements to combat the effects of coffee berry borer as well as coffee leaf rust that threaten the coffee plant in Hawaii. Therefore, this measure further extends and improves upon the ongoing statewide coffee disease control and mitigation effort by appropriating funds for protection of the threatened coffee plant in Hawaii and extending funding for the program positions related to this effort.

Your Committee on Conference have amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;

- (2) Reverting the Pesticide and Fertilizer Subsidy Program to the program's preexisting name, the Pesticide Subsidy Program;
- (3) Removing references to fertilizer from the measure;
- (4) Inserting an appropriation amount of \$150,000 for fiscal year 2023-2024 into and out of the Pesticide Use Revolving Fund for the Pesticide Subsidy Program;
- (5) Amending section 2 to reflect its amended purpose;
- (6) Making it effective upon its approval; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 743, S.D. 1, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 743, S.D. 1, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Gates, Kahaloe, Cochran, Morikawa and Ward.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Gabbard, Aquino and Richards.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 190 on H.B. No. 300

PART I. OVERVIEW

This measure, as received, includes:

- (1) The base budget from Act 248, Session Laws of Hawaii (SLH) 2022;
- (2) The addition of previously appropriated collective bargaining amounts in prior acts;
- (3) The adjustment amounts necessary to fulfill the Employees' Retirement System, Employer-Union Health Benefits Trust Fund, debt service, and Medicaid requirements for the 2023-2025 fiscal biennium; and
- (4) The reduction of non-recurring amounts identified in the 2022 executive budget worksheets issued by the Legislature; and
- (5) Various reductions for critical government services.

Your Committee on Conference has amended this measure to include:

- (1) The approved executive requests for trade-offs, transfers, changes to means of financing, conversions of positions from temporary to permanent, ceiling increases or decreases, and reductions; and
- (2) Additional funding for critical government services.

	Fiscal Year 2023-2024		Fiscal Year 2024-2025	
	All Funds	General Funds	All Funds	General Funds
Executive Budget Act 248, SLH 2022	\$16,753,577,848	\$8,670,830,979	\$16,753,577,848	\$8,670,830,979
Executive Budget Request	\$18,930,379,945	\$10,623,131,684	\$18,678,595,479	\$10,389,732,977
Net Change in Conference Draft	\$651,066,521	\$668,154,413	\$60,803,094	\$39,271,576
Total Appropriation	\$19,581,446,466	\$11,291,286,097	\$18,739,398,573	\$10,429,004,553

PART II. GENERAL FUND REVENUES AND ECONOMY

The Council on Revenues forecasted significant net decreases in its general fund tax revenue projection for fiscal year 2023 at its January 2023 and March 2023 meetings.

The Council reduced the estimated growth in revenues from 6.5% to 5.5% in January 2023 and from 5.5% to 2.0% in March 2023. The forecasts meant a reduction in revenues by \$334 million in fiscal year 2023. The estimated reduction in revenues is primarily due to a one-time Constitutional Refund of either \$100 or \$300 per qualifying exemption for Hawaii residents.

The Council noted that lower capital gains income due to poor performance in the stock market and a cooling real estate market are likely causes of lower estimated tax payments. The Council also noted that inflation had dropped nationally and in Hawaii.

General excise tax and transient accommodation tax collections remain robust due to the recovery of tourist arrivals, renewed consumer spending, and additional tax collections due to inflation. Risks that may inhibit the economic recovery include new variants of the COVID-19 virus, inflation and an aggressive monetary policy response from the Federal Reserve, high oil and commodity prices, severe labor shortages, supply chain disruptions, sustained travel hesitancy from Asian markets due to the Pandemic, and the reduction in Federal stimulus spending. Due to the recent strength of the U.S. dollar compared to foreign currencies.

Hawaii also faces strong competition from international travel destinations, such as Europe. Tourists from Japan might be especially less likely to travel to Hawaii due to extremely weak foreign currency exchange rates for the yen to the U.S. dollar compared to pre-pandemic levels.

The new forecasts for the state general fund tax revenues for fiscal year 2023 through fiscal year 2029 are shown in the table below.

General Fund Tax Revenues		
Fiscal Year	Amount (in Thousands of Dollars)	Growth From Previous Year
2023	\$9,546,025	2.0%
2024	\$9,927,866	4.0%
2025	\$10,275,341	3.5%
2026	\$10,634,978	3.5%

2027	\$11,007,202	3.5%
2028	\$11,392,454	3.5%
2029	\$11,791,190	3.5%

PART III. COMMITTEE'S PRIORITIES

Your Committee on Conference has worked diligently to create a responsible financial plan that includes a budget that continues to fund critical services and programs. The Committee on Conference's approach to balancing the budget entails considering the Council on Revenues' General Fund Forecast and creating a fiscally responsible financial plan that will infuse unprecedented appropriations to implement priorities that include those named by Governor Green.

These priorities will:

- Address homelessness and the housing crisis
- Contribute more to the Emergency and Budget Reserve Fund (EBRF), or "Rainy Day Fund"
- Increase access to Early Childhood Education
- Address the backlog of deferred maintenance for State facilities
- Mitigate and adapt to Climate Change
- Increase Health and Wellness across the State.

The Conference Draft of the executive budget includes the following major adjustments:

Department of Agriculture

- Adding \$2,500,000 in FY24 for Coconut Rhinoceros Beetle control.
- Adding 2.00 permanent positions and \$255,792 in FY24 and \$228,004 in FY25 to continue Bovine Tuberculosis operations on Molokai.
- Increasing the ceiling by \$6,000,000 for federal grants for agricultural development.
- Increasing the Revolving Fund ceiling by \$600,000 in FY24 and \$350,000 in FY25 for pesticide drift monitoring.
- Adding \$5 million for Mitigation and Population Control of Feral Animals.

Department of Accounting and General Services

- Adding 7.00 permanent positions and \$907,190 in FY24 and \$994,772 in FY25 for cloud-based financial systems.
- Adding \$590,000 in FY24 for the Hawaii Information Portal system.
- Adding 2.00 permanent positions and \$185,000 for the Office of Information Practices.
- Adding \$192,696 for Office of Information Practices salary differentials.
- Adding 2.00 permanent positions and \$259,280 in FY24 and \$319,592 in FY25 for the digitization of Government records (Act 178 2022).
- Transferring \$3,342,309 to the Department of Taxation for the Tax System Modernization Project.
- Adding \$746,623 in FY24 and \$1,555,006 in FY25 for Microsoft licenses.
- Adding 13.00 permanent positions and \$1,044,400 in FY24 and \$1,040,400 in FY25 for the cloud-based financial systems in the Office of Enterprise Technology Services.
- Adding \$5,000,000 in FY24 for planning for relocation of the Kalanimoku data center.
- Adding \$17,000,000 in FY24 for insurance policy premiums.
- Adding \$2,000,000 in FY24 for Capitol Building renovations.
- Adding \$5,000,000 for agricultural warehouses.
- Adding 2.00 permanent positions and \$170,200 in FY24 and \$160,244 in FY25 for procurement (Act 176 2022).
- Adding \$1,050,000 in FY24 for proof of concept and master planning.
- Adding \$500,000 in FY24 for the relocation of the Mapunapuna Baseyard.
- Adding 1.00 temporary position and \$259,000 in FY24 and \$251,250 in FY25 for the Small Business Assistance Initiative (Act 168 2022).
- Adding \$13,500 for the procurement Past Performance Database (Act 188 2021).
- Adding 1.00 permanent position and \$107,311 in FY24 and \$115,581 in FY25 for neighbor island school R&M.
- Adding \$3,718,308 in FY24 for voter system contracts.
- Increasing the ceiling by \$700,000 in trust funds for public funding.
- Increasing the ceiling by \$1,987,142 in special funds to update the Emergency Next Generation 911 Hardware and Software.

Department of the Attorney General

- Adding \$409,546 in FY24 and \$426,484 in FY25 for full-year funding for 11.00 positions.
- Adding \$470,000 to the Litigation Fund.
- Adding \$365,000 in FY24 and \$94,000 in FY25 for the Grants Management System.
- Adding 7.00 Special Agents and reducing 6.50 Investigators, while adding \$396,782 in FY24 and \$364,246 in FY25 for the Special Investigations and Prosecution Division.

Department of Business, Economic Development, and Tourism

- Adding \$2,500,000 in FY24 for programming of professional master classes for culinary.
- Adding \$50,000 in FY24 for the Kamaaina Connect Pilot Program.
- Adding \$5,000,000 in FY24 for the Pacific Arts and Cultural Festival.
- Adding \$500,000 in FY24 for international programs and art programming.
- Adding \$64,000,000 in FY24 for convention center's roof repairs.
- Increasing the ceiling by \$30,000 in special funds for energy software.
- Adding \$94,200 in general funds and increasing the ceiling by \$166,911 in federal funds for labor research.
- Adding \$2,994,167 in FY24 and \$3,382,618 in FY25 for tourism research.
- Adding 3.00 temporary positions and \$360,000 for broadband.
- Adding \$58,704 for the administrative services officer.
- Adding 1.00 permanent position and \$90,000 for the Aerospace Development Coordinator.
- Adding \$50,000,000 for infrastructure improvements for regional economic development.
- Adding \$500,000 for statewide coastal zone management.
- Adding \$25,060 for Land Use Commission travel.
- Adding \$800,000 in FY24 for Waikiki adaptation and resilience plan phase II.
- Adding \$400,000 in FY24 for standardized vulnerability assessment.

- Adding 1.00 temporary position and \$72,901 in FY24 and \$143,152 in FY25 for the Land Use Commission.
- Adding \$2,000,000 in FY24 for east Kapolei infrastructure implementation master plan.
- Adding \$18,500,000 in FY24 for Kakaako Street upgrades.
- Adding \$47,000,000 in FY24 for Kalaeloa electrical upgrades.
- Adding \$12,125,000 in FY24 for Saratoga Avenue electrical upgrades.
- Adding \$86,000,000 in FY24 for Iwilei-Kapalama infrastructure upgrades.
- Adding \$35,000,000 in FY24 for UH West Oahu infrastructure.
- Adding 3.00 temporary positions and \$90,200 in FY24 and \$186,877 in FY25 for the Hawaii Housing Finance and Development Corporation.
- Adding \$336,684 in FY24 and \$515,543 in FY25 for HHFDC salary differentials.
- Adding \$100,000,000 in FY24 and \$180,000,000 in FY25 for a cash infusion into the Rental Housing Revolving Fund.
- Adding \$50,000,000 for a cash infusion into the Dwelling Unit Revolving Fund.
- Adding 1.00 permanent position and \$90,000 for the Agribusiness Development Corporation (Act 219 SLH 2022).
- Adding \$93,800,000 in FY24 for water and irrigation system infrastructure and land acquisition.
- Adding \$10,000,000 in FY24 for planning for the Food and Product Innovation Network.
- Adding \$832,876 in FY25 to adjust for 3-year USDOE State Energy program grant.
- Adding \$1,000,000 for FY25 for the Hawaii Defense Alliance Program.
- Adding \$100,000,000 for the Hawaii Green Infrastructure Authority.

Department of Budget and Finance

- Adding \$310,776 in FY24 and \$331,872 in FY25 for full-year funding for 8.00 positions.
- Adding \$200,000,000 for deferred maintenance statewide.
- Adding \$33,000,000 in both fiscal years for Broadband Federal Matching.
- Adding \$500,000,000 to the Emergency and Budget Reserve Fund in both FY24 and FY25.
- Adding \$32,347,533 in FY24 and \$63,643,240 in FY25 for Retirement Benefits.

Department of Commerce and Consumer Affairs

- Increasing the ceiling by \$75,000 in special funds for the central services assessment.
- Increasing the ceiling by \$300,000 in special funds for the licensing database.
- Increasing the ceiling by \$7,560,000 in special funds and \$2,940,000 in general funds for the historic King Kalakaua Building's roof.
- Increasing the ceiling by \$398,569 in FY24 and \$142,821 in FY25 in special funds for fringe benefits.
- Increasing the ceiling by \$750,000 in special funds for the electric vehicle charging rebate program.
- Increasing the ceiling by \$750,000 in special funds for the hydrogen fueling rebate program.

Department of Defense

- Adding \$1,000,000 for repairs and maintenance.
- Adding \$166,750 in general funds and \$500,250 increasing the ceiling by in federal funds for student meals at the National Guard's Youth Challenge Academy in Hilo and Kapolei.
- Adding \$125,000 in FY24 to replace the ceiling at the Youth Challenge Academy in Hilo.
- Adding 1.00 permanent Military Real Property Program Manager, and increasing the ceiling by \$62,682 in FY24, and \$121,563 in FY25 in federal funds for the National Guard.
- Adding 1.00 permanent Program Analyst, \$48,050 in FY24, and \$92,299 in FY25 in federal funds for the National Guard.
- Adding \$2,522,860 in general funds for grant matching of \$4,500,000 in federal funds in FY24 for the Hawaii Emergency Management Agency (HI-EMA) to deal with hazards.
- Increasing the ceiling by \$500,000 for HI-EMA's Hazard Mitigation Special Fund (Act 249 2022).
- Adding \$145,000 in general funds in FY24 for HI-EMA for a bucket truck to repair sirens on Oahu.
- Adding \$12,000,000 in general funds in FY24 for HI-EMA's new headquarters.

Department of Education

- Adding \$7,000,000 for the Hawaii Keiki: Healthy and Ready to Learn initiative.
- Adding \$10,000,000 in FY24 for Worker's Compensation.
- Adding 20.00 permanent positions and \$1,474,000 for distance learning.
- Adding 13.00 permanent positions and \$643,504 for bilingual school-home assistants.
- Adding \$200,000 in FY24 and \$100,000 in FY25 for cyber security pathways.
- Adding \$2,500,000 in FY24 for Career and Technical Education teacher differentials.
- Adding \$5,000,000 in FY24 for Campbell High School athletic stadium improvements.
- Adding \$3,600,000 in FY24 for workforce development to assist special education students.
- Adding \$12,010,000 in FY24 and \$12,000,000 in FY25 for contracted skilled nursing services.
- Adding 92.00 permanent positions for applied behavior analysis (Act 205 2018).
- Adding \$898,560 for after-school care for students with disabilities.
- Adding 2.00 permanent positions and adding \$1,000,600 in FY24 and FY25 for positions to help administer Youth Suicide Awareness and Prevention protocol in complex areas and Charter Schools.
- Adding \$350,000 for Title IX training (Act 242 2022).
- Adding 1.00 permanent position and \$110,136 for school gardens (Act 258 2022).
- Adding 1.00 permanent position and \$110,136 for summer learning (Act 259 2022).
- Adding \$1,700,000 for a health referral management system.
- Adding 4.00 permanent positions and \$300,768 for the Hawaii Teachers' Standards Board.
- Adding \$4,000,000 in FY24 for nighttime security.
- Adding \$13,000,000 in FY24 for electricity.
- Adding \$207,000 in FY24 and \$179,000 in FY25 for kindergarten entry assessments (Act 46 2020).
- Adding \$170,000,000 in FY24 for teacher housing (SB941).
- Adding \$2,000,000 in FY24 and \$3,218,236 in FY25 to restore salaries for unfunded library positions.
- Adding \$100,000 for digital literacy programs (Act 232 2022).
- Increasing the ceiling by \$11,500,000 in revolving funds for after-school programs.
- Adding 3.00 permanent positions for the School Facilities Authority.

- Adding 5.00 permanent positions and \$396,192 for teacher housing positions.
- Adding 60.00 permanent positions and \$5,130,000 in FY25 for Charter School early learning (Act 257 2022).
- Adding \$30,000 in FY24 to support traditional native speakers of Hawaiian.
- Adding \$1,510,610 in FY25 for Hawaii Keiki Program.
- Adding \$660,000 for the Early Childhood Educator Stipend program (Act 210 2021).
- Adding \$15,000,000 in FY24 and \$10,000,000 in FY25 to supply ABA services to students with significant behavioral and/or social-communication deficits.
- Adding 36.00 permanent positions and \$3,949,425 in FY24 and 126.00 permanent positions and \$7,641,383 in FY25 for early learning classrooms (Act 257 2022).
- Adding \$5,000,000 for FY24 and FY25 to offer mental health services for public school students.
- Adding \$10,000,000 to replace aging equipment and address soil contamination at multiple schools.

Office of the Governor

- Adding 6.00 permanent positions and \$894,528 for the Office of Wellness and Resilience (Act 29 2022).
- Adding 1.00 permanent position and \$130,000 for Chief Negotiator position.

Department of Health

- Adding a total of \$152,476,000 in both fiscal years to Hawaii Health Systems Corporation – Regions for operating subsidy.
- Adding \$22,000,000 in FY24 for Maui Health System’s operating subsidy.
- Adding a total of \$20,189,000 in FY24 and \$23,372,000 in FY25 for Hawaii Health Systems Corporation – Oahu Regional Health Care System's operating subsidy.
- Adding 121.00 permanent FTE positions and \$3,349,728 in FY24 and \$6,699,456 in FY25 for Psychiatric Technicians, Advanced Practice Registered Nurses, and Security Guards at the Hawaii State Hospital.
- Adding \$15,700,000 in FY24 and \$20,400,000 in FY25 for the Medicaid Home and Community-Based Service Waiver for individuals with intellectual and developmental disabilities.
- Funding \$230,508 in FY24, and \$239,412 in FY25 for 3.00 Food Safety Specialists and 1.00 Secretary in the Food and Drug Branch.
- Adding \$47,630,145 in FY24 and \$43,629,646 in FY25 for Emergency Medical Services across the State.
- Adding \$1,600,000 in both fiscal years for emergency medical services on the island of Molokai.
- Adding 2.00 permanent positions and \$73,644 in FY24 and \$153,156 in FY25 for 1.00 Environmental Management Program Manager, and 1.00 Secretary II for the Environmental Planning Office.
- Adding 4.00 permanent positions, \$263,604 in FY24, and \$273,804 in FY25 for 2.00 Public Health Supervisors, 1.00 Public Health Educator, and 1.00 Secretary in the Hawaii District Health Office.
- Adding 4.00 permanent positions, \$249,564 in FY24, and \$259,086 in FY25 for 2.00 Public Health Supervisors, 1.00 Public Health Educator, and 1.00 Office Assistant in the Maui District Health Office.
- Adding 3.00 permanent positions, \$181,008 in FY24, and \$188,052 in FY25 for 1.00 Public Health Supervisor, 1.00 Public Health Educator, and 1.00 Office Assistant in the Kauai District Health Office.
- Adding 4.00 permanent positions, \$114,354 in FY24, and \$237,456 in FY25 for 3.00 Epidemiological Specialists and 1.00 Statistics Clerk in the Hawaii District Health Office.
- Adding 3.00 permanent positions, \$95,190 in FY24, and \$197,208 in FY25 for 3.00 Epidemiological Specialists in the Maui District Health Office.
- Adding 3.00 permanent positions, \$95,190 in FY24, and \$197,208 in FY25 for 3.00 Epidemiological Specialists in the Kauai District Health Office.
- Adding \$10,000,000 in FY24 and \$20,000,000 in FY25 for the Hawaii State Loan Repayment Program for Healthcare Professionals.

Department of Human Resources Development

- Adding \$4,305,000 in FY24 and \$5,225,000 in FY25 for Worker’s Compensation claims.
- Adding 1.00 position and \$108,521 for Workforce Attraction, Selection, Classification, and Effectiveness.
- Adding \$250,000 in FY24 for IT and computer equipment.
- Adding 2.00 positions and \$3,000,000 in FY24 for tech support & infrastructure.

Department of Human Services

- Adding \$6,000,000 in FY24 for the State Rent Supplement Program.
- Adding \$1,550,000 in both fiscal years for Family Assessment Centers.
- Adding \$3,750,000 in both fiscal years for the Housing First Program.
- Adding \$3,750,000 in both fiscal years for the Rapid Re-Housing Program.
- Adding \$1,750,000 in both fiscal years for Homeless Outreach Services.
- Adding \$345,000 in FY24 and \$250,000 in FY25 for the Homeless Services Database.
- Adding \$500,000 in FY24 for IT modifications for an expanded Preschool Open Doors Program.
- Adding \$38,800,000 in FY25 for the expansion of Preschool Open Doors Programs to include 3-year-olds.
- Adding \$5,636,953 in general funds and increasing the ceiling by \$7,191,798 in federal funds in both fiscal years for nursing facilities.
- Adding \$3,387,000 in FY24 and \$4,516,000 in FY25 for the Child Wellness Incentive Pilot Program (Act 127 2022).
- Adding \$4,259,461 in FY24 and \$2,450,000 in FY25 for an increase of Child Protective Service contracts.
- Adding \$500,000 in both fiscal years for foster board payments.
- Adding \$30,000,000 in general funds in both fiscal years and increasing the ceiling by \$42,833,212 in federal funds in FY24 and \$43,393,822 in federal funds in FY25 for reimbursements to professional service providers.
- Adding \$400,000 in both fiscal years for Sex Trafficking Victims Support.
- Adding 8.00 permanent positions and \$1,000,000 in FY24 and \$920,000 in FY25 for the Office on Homelessness and Housing Solutions (Act 252 2022).
- Adding \$15,000,000 in FY24 for the Ohana Zones Pilot Program.
- Adding \$15,000,000 in FY24 and \$33,000,000 in FY25 for Kauhale Projects across the State.
- Adding \$1,552,000 in general funds and increasing the ceiling by \$9,532,000 in federal funds in both fiscal years for the First-To-Work Housing Assistance.
- Adding \$605,000 in both fiscal years for the Family Resource Center Network.

Department of Labor and Industrial Relations

- Increasing the ceiling by \$364,226 in federal funds for Office of Community Services.
- Adding 1.00 permanent position and \$1 million for the Immigrant Resource Center.

- Adding 3.00 temporary positions and \$1.2 million in FY24 and \$259,064 in FY25 for the new retirement savings board.
- Adding \$36,000,000 in FY24 for the unemployment insurance modernization project.
- \$5,000,000 in FY24 to reimburse overpayments for the Federal Emergency Management Agency (FEMA).

Department of Land and Natural Resources

- Adding \$100,000 in general funds in FY24 for Kawehewehe Waikiki Boardwalk.
- Increasing the ceiling by \$1,500,000 in special funds for the Land Conservation Fund for land acquisition.
- Increasing the ceiling by \$750,000 in special funds for the conveyances and records digitization project.
- Adding \$30,000 for DLNR's engineering division.
- Adding \$200,000 in general funds in FY24 and FY25 for soil and water conservation districts.
- Adding \$25,000,000 in general funds in FY24 for Forestry Resource Management and Development for operating costs and renovations.
- Adding \$14,790,000 in general funds in FY24 for the Ecosystem Protection and Restoration resources.
- Adding \$1,500,000 for the Hawaii Invasive Species Council.
- Adding 4.00 permanent positions and \$117,210 in FY24 and \$234,393 in FY25 for Navy's Red Hill Contamination.
- Adding 2.00 permanent positions and \$58,596 in FY24 and \$117,192 in FY25 for water resources and permitting.
- Adding 4.00 permanent positions and \$4,684,997 in FY24 and 29.00 permanent positions and \$4,372,099 in FY25 for the enforcement of environmental conservation and protection.
- Adding \$6,100,000 in general funds in FY24 and FY25 for Maui Axis Deer Program.
- Increasing the ceiling by \$3,849,034 in special funds for repairs and maintenance for the Division of Boating and Ocean Recreation.
- Adding 1.00 permanent position and \$28,856 in FY24 and \$57,712 in FY25 for DOBOR administrative support.
- Adding \$50,000,000 in general funds in FY24 for Parks Administration and Operations for renovations and improvements.
- Adding \$2,000,000 for trail maintenance and restoration.
- Increasing the ceiling by \$10,000,000 in FY24 and \$8,000,000 in FY25 in special funds for State parks repairs and maintenance.
- Adding \$1,000,000 for the carbon smart land management assistance pilot program (SB419).
- Adding 1.00 temporary position and \$83,064 to coordinate merchandising strategies.
- Adding \$400,000 for the Kahoolawe Island Reserve Commission.
- Adding 6.00 temporary positions and \$14,000,000 for the Mauna Kea Stewardship and Oversight Authority (Act 255 2022).

Department of Law Enforcement

- Adding 1.00 Program Specialist and 10.00 Deputy Sheriffs (including 4.00 for Executive Protection), \$1,190,694 in FY24, and \$1,136,610 in FY25.
- Adding 4.00 Deputy Sheriffs, and \$176,748 in FY24, and \$289,584 in FY25.
- Adding \$152,420 for drug monitoring for narcotics enforcement.
- Adding \$312,120 in FY24 and \$270,000 in FY25 for body-worn cameras.
- Adding \$36,000 for the live scan system for identification.
- Adding \$37,500 for ballistic protective vests.
- Adding 8.00 training positions, \$435,001 in FY24, and \$733,435 in FY25.
- Adding \$45,000,000 in FY24 for the IT software project.
- Adding \$2,015,383 in FY24 for full-year funding of 50.00 positions.
- Adding 5.00 Investigators, \$304,722 in FY24, and \$500,678 in FY25 for the Office of Homeland Security.
- Adding 1.00 Cybersecurity, Economic, Education, and Infrastructure Security Coordinator, with \$78,993 in FY24, and \$157,986 in FY25 for the Office of Homeland Security.
- Adding \$5,000,000 in FY24 for a new training center.
- Adding \$5,603,750 in FY24 and \$4,802,857 in FY25 in inter-departmental transfers for the State and Local Cybersecurity Grant Program.

Office of the Lieutenant Governor

- Adding 3.00 permanent positions and \$520,000 for policy areas.
- Adding 2.00 permanent positions and \$187,608 to support the office's statutory responsibilities.
- Adding \$528,505 in FY24 and \$540,505 in FY25 for other current expenses.

Department of Public Safety

- Adding \$1,302,141 for full-year funding to support new housing at the Hawaii Community Correctional Center.
- Adding \$1,103,018 in FY25 for 6-month funding to support new housing at the Maui Community Correctional Center.
- Adding \$4,513,782 in FY25 for full-year funding to support new housing at the Women's Community Correctional Center.
- Trading off \$450,432 to restore 8.00 Substance Abuse Specialists.
- Adding \$450,000 in FY24 and \$500,000 in FY25 to purchase more local agricultural products for food (Act 144 2022).
- Adding \$970,176 for 24-hour health care at facilities on neighbor islands and Oahu.
- Adding 4.00 nurses, \$286,645 in FY24, and \$525,969 in FY25 for the new Infection Prevention and Control Unit.
- Adding 1.00 Dentist Manager and \$144,415 in FY24, and \$276,999 in FY25.
- Adding 8.00 permanent positions, \$381,826 in FY24, and \$669,012 in FY25 for Internal Affairs, and Training and Staff Development Offices.
- Adding \$2,000,000 to expand the community work furlough program from Oahu to statewide.
- Adding \$521,899 in FY24 for utility shortfalls at the Halawa Correctional Facility, Waiawa Correctional Facility, and Oahu Community Correctional Center.
- Adding \$3,000,000 in FY24 and \$2,000,000 in FY25 to relocate the Kauai Community Correctional Center due to climate change.

Department of Taxation

- Adding 2.00 permanent positions and \$160,368 in FY24 and \$166,128 in FY25 to fund newly established positions in the Oahu Field Audit Branch.
- Adding \$8,016,617 in FY24 and over \$3,855,721 million in FY25 to fund the Tax System Modernization Project.
- Adding 5.00 permanent positions and \$544,028 in FY24 and \$567,171 in FY25 to fund newly established positions for the Taxation Board of Review.

Department of Transportation

- Increasing ceiling by \$56,726,547 in FY24 and \$61,722,000 in FY25 in special funds for Airports Special Maintenance Statewide.
- Increasing ceiling by \$21,220,500 million in FY24 and \$22,281,525 in FY25 in special funds to increase CONRAC tram and shuttle service management and operational expenses.
- Increasing ceiling by \$22,800,000 in FY24 & FY25 in special funds for Engineering and Architectural Services

- Increasing ceiling by \$1,190,000 million in FY24 and \$1,638,000 million in FY25 in special funds to increase funding for routine maintenance and repairs.
- Increasing ceiling by \$30,625,000 million in FY24 and \$33,625,000 in FY25 for Harbors Administration.
- Increasing ceiling by \$2,737,000 in special funds for Highway's traffic control on Oahu.
- Increasing ceiling by \$50,000,000 in FY24 and \$40,000,000 in FY25 in special funds for Highways Special Maintenance Program.
- Increasing ceiling by \$1,375,000 in special funds for the Highways Google Safety Analytics Program.

University of Hawaii

- Adding \$17,526,848 in FY24 to restore reductions from COVID.
- Adding \$3,200,000 in FY24 for UH Manoa women's athletics.
- Adding \$85,000 for the Hawaii Institute of Marine Biology.
- Adding 7.00 permanent positions and \$228,500 in FY24 and \$457,000 in FY25 for the Thompson School of Social Work and Public Health.
- Adding 10.00 permanent positions and \$1,900,000 for Space Science and Engineering.
- Increasing the ceiling by \$205,000 in special funds for the Physician Workforce Assessment Special Fund (Act 151 2021).
- Adding \$400,000 in FY24 for UH Hilo athletics.
- Adding 3.00 permanent positions and \$98,500 in FY24 and \$200,250 in FY25 for Maui College's health center.
- Adding \$3,700,000 in FY24 to continue the Promise Program for Community Colleges.
- Adding 31.00 permanent positions and \$693,780 in FY24 and \$1,456,938 in FY25 for Community College Security Officers.
- Adding \$578,240 for non-credit workforce development.
- Adding 2.00 permanent positions and \$84,167 in FY24 and \$174,750 in FY25 for the early college program.

PART IV. CAPITAL IMPROVEMENTS PROGRAM BUDGET

Your Committee on Conference finds an opportunity to invest in the State's infrastructure while remaining fiscally prudent.

Your Committee on Conference has amended this budget to appropriate the following in capital improvement funds:

	Fiscal Year 2023-2024		Fiscal Year 2024-2025	
	All Funds	General Funds	All Funds	General Funds
Total Appropriation	\$2,933,046,000	\$384,265,000	\$1,354,190,000	\$254,877,000

The projects funded are for critical infrastructure throughout the State. The Conference Draft invests a substantial amount in projects improving public school and university facilities, highways and bridges, airports, harbors, state office facilities, critical agricultural infrastructure including irrigation systems, environmental protection, and public safety infrastructure throughout the State.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 300, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 300, H.D. 1, S.D. 1, C.D. 1

Signed by the Chairs on behalf of the Committee.

Representatives Yamashita, Aiu, Chun, Cochran, Garrett, Kahaloa, Kila, Kitagawa, Kobayashi, Lamosao, Morikawa, Nishimoto, Poepoe, Takenouchi, Alcos and Ward.

Managers on the part of the House.

Ayes, 16. Noes, none. Excused, none.

Senators Dela Cruz, Keith-Agaran, Aquino, DeCoite, Inouye, Kanuha, Kidani, Kim, Lee, Morikawa, Shimabukuro, Wakai and Fevella.

Managers on the part of the Senate.

Ayes, 13. Noes, none. Excused, none.

Conf. Com. Rep. 191 on H.B. No. 33

The purpose of this measure is to authorize the issuance of general obligation bonds and to make the constitutionally-required findings that the bond issuance will not cause the state debt limit to be exceeded.

Your Committee on Conference finds that article VII, section 13, of the Constitution of the State of Hawaii requires the Legislature to include a declaration of findings in every general law authorizing the issuance of general obligation bonds, which shall declare that the issuance of state bonds authorized will not cause the debt limit to be exceeded at the time of issuance. Your Committee on Conference further finds that the proceeds generated from the general obligation bonds authorized to be issued under this measure will be used to finance the fulfillment of important state objectives.

Your Committee on Conference has amended this measure by:

- (1) Inserting the appropriate dollar amounts throughout the measure as provided by the Department of Budget and Finance;
- (2) Updating the dates and measure numbers cited in the measure; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 33, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 33, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Yamashita, Nishimoto and Alcos.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Dela Cruz, Keith-Agaran and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 192 on H.B. No. 28

The purpose of this measure is to provide a vehicle for statutory provisions and appropriations that may be necessary to include in the General Appropriations Act of 2023.

Your Committee on Conference has amended this measure by:

- (1) Appropriating funds to the Department of Taxation to upgrade software and computer systems;
- (2) Requiring the Department of Business, Economic Development, and Tourism to work with the University of Hawaii on workforce development activities that support the development of the Hawaii Pacific Hydrogen Hub;
- (3) Appropriating funds to the Department of Business, Economic Development, and Tourism for the Hawaii Pacific Hydrogen Hub;
- (4) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (5) Changing the effective date to July 1, 2023; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 28, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 28, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Yamashita, Kitagawa and Ward.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Dela Cruz, Keith-Agaran and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 193 on H.B. No. 1018

The purpose of this measure is to:

- (1) Reduce the potential for federal maintenance of effort enforcement actions against the State by delaying the encumbrance and expenditure of various large general fund appropriations made in the 2022 legislative regular session until or beyond July 1, 2023, so they are no longer part of the fiscal year 2022-2023 maintenance of effort calculation; and
- (2) Appropriate funds to establish one temporary federal funds advisor position and two temporary senior special assistant positions.

Your Committee on Conference has amended this measure by:

- (1) Removing the appropriation that established one temporary federal funds advisor position and two temporary senior special assistant positions;
- (2) Restoring the amounts for certain appropriations that were made in Acts 115, 236, 248, and 296, Session Laws of Hawaii 2022; and
- (3) Changing the effective date to June 29, 2023.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1018, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1018, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Yamashita, Kitagawa, Nishimoto and Ward.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Dela Cruz, Keith-Agaran and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 194 on H.B. No. 1020

The purpose of this measure is to increase the amount of funds that can be carried over on June 30 of each fiscal year in the Unclaimed Property Trust Fund.

Your Committee on Conference has amended this measure by:

- (1) Changing the amount of funds that can be carried over at June 30 of each fiscal year to \$3,000,000;
- (2) Making it take effect on June 29, 2023; and
- (3) Making a technical, nonsubstantive amendment for the purposes of clarity, consistency, and style.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1020, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1020, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Yamashita, Chun, Kitagawa and Ward.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Keith-Agaran, Kanuha and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 195 on H.B. No. 1022

The purpose of this measure is to appropriate funds to various programs to cover anticipated operating shortfalls due to the limited ability of a department to transfer funds between programs of that department.

Your Committee on Conference has amended this measure by making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 1022, H.D. 1, S.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 1022, H.D. 1, S.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Yamashita, Kitagawa and Ward.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, none.

Senators Dela Cruz, Keith-Agaran and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 196 on S.B. No. 975

The purpose of this measure is to:

- (1) Establish the offense of unlawful shipment of tobacco products;
- (2) Include electronic smoking devices and e-liquids under the definition of "tobacco products" for purposes of the Cigarette Tax and Tobacco Tax Law;
- (3) Amend the license and permit fees for wholesalers, dealers, and retailers;
- (4) Beginning January 1, 2024, impose an excise tax on each electronic smoking device or e-liquid sold, used, or possessed by a wholesaler or dealer;
- (5) Repeal the Electronic Smoking Device Retailer Registration Unit under the Department of the Attorney General; and
- (6) Repeal provisions in the Hawaii Revised Statutes governing delivery sales of electronic smoking devices.

Your Committee on Conference finds that tobacco use is the single most preventable cause of disease, disability, and death in the United States. Your Committee on Conference further finds that the use of electronic smoking devices and e-liquids has grown rapidly, particularly in Hawaii, which has led to a youth vaping epidemic. This measure will provide additional layers of protection against the rapid growth of the use of electronic smoking devices, including financial disincentives to purchase these products, for consumers in the State, especially for youth and young adults.

Your Committee on Conference has amended this measure by:

- (1) Clarifying the definition of "electronic smoking device";
- (2) Inserting a tobacco license fee of \$250;
- (3) Inserting a retail tobacco permit fee of \$50;
- (4) Inserting an excise tax of seventy percent of the wholesale price of each electronic smoking device or e—liquid sold, used, or possessed by a wholesaler or dealer on and after January 1, 2024;
- (5) Clarifying that this measure does not affect rights and duties that matured, penalties that were incurred, and proceedings that were begun before its effective date;
- (6) Inserting an effective date of July 1, 2023; and
- (7) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 975, S.D. 2, H.D. 3, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 975, S.D. 2, H.D. 3, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Tarnas, Yamashita, La Chica and Garcia.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators San Buenaventura, Keohokalole, Aquino, Rhoads and Shimabukuro.

Managers on the part of the Senate.

Ayes, 5. Noes, none. Excused, none.

Conf. Com. Rep. 197 on S.B. No. 239

The purpose of this measure is to:

- (1) Require the Department of Human Services to establish a Child Care Accreditation Program to assist licensed and registered child care providers obtain accreditation;
- (2) Authorize the use of the Child Care Grant Program Special Fund for Child Care Accreditation Program grants;
- (3) Extend the deadlines by which existing Preschool Open Doors Program service providers are required to commence the accreditation process and obtain accreditation, and includes the Hawaii Association of Independent Schools to the list of accrediting organizations;
- (4) Appropriate funds for the Child Care Accreditation Program, including funds to establish an unspecified number of positions for the program; and
- (5) Appropriate funds into and out of the Child Care Grant Special Fund for Child Care Accreditation Program grants.

Your Committee on Conference finds that the Preschool Open Doors Program is the State's school readiness program that serves low- to moderate-income families whose children will be eligible for kindergarten in the following school year. To ensure that children participating in the program are receiving certain levels of care, existing law requires program service providers who have not obtained accreditation from a national early learning accrediting organization by July 1, 2022, to commence the accreditation process no later than July 1, 2024, and be accredited by July 1, 2029. However, the effects of the coronavirus disease 2019 pandemic have delayed this process for many child care providers. This measure will provide the additional time and funds needed for child care providers to obtain the necessary accreditation.

Your Committee on Conference has amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (2) Requiring each child care provider who receives grant funds from the Department of Human Services to obtain accreditation and continue to provide child care for three years after receiving accreditation;
- (3) Extending the deadline by which existing unaccredited Preschool Open Doors Program must commence the accreditation process to July 1, 2029, and the deadline by which they must obtain accreditation to July 1, 2034;
- (4) Deleting language that would have included the Hawaii Association of Independent Schools to the list of national early learning accrediting organization from which accreditation can be obtained;
- (5) Appropriating \$2,102,100 for fiscal year 2023-2024 for the Child Care Accreditation Program, including the establishment of one full-time equivalent (1.0 FTE) permanent position;
- (6) Deleting language that would have appropriated funds into and out of the Child Care Grant Special Fund for Child Care Accreditation Program grants;
- (7) Amending section 2 to clarify its purpose;
- (8) Inserting an effective date of July 1, 2023; and
- (9) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 239, S.D. 2, H.D. 3, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 239, S.D. 2, H.D. 3, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Mizuno, Nakashima, Kitagawa and Garcia.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators San Buenaventura, Kidani and Aquino.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 198 on S.B. No. 833

The purpose of this measure is to:

- (1) Require the Office of the Governor to negotiate the State's fee simple acquisition of the Wahiawa Irrigation System on the island of Oahu;
- (2) Authorize and appropriate funds for the Department of Agriculture, Agribusiness Development Corporation, and Department of Land and Natural Resources to purchase, repair, and maintain the Wahiawa Irrigation System and the associated spillway; and
- (3) Appropriate funds for positions in the Department of Land and Natural Resources.

Your Committee on Conference finds that the Wahiawa Irrigation System is a vital piece of agricultural infrastructure that supplies water to farmers in Wahiawa, Waiialua, and Haleiwa. Your Committee on Conference further finds that the listing for sale of the Wahiawa Irrigation System by Dole Food Company, Inc., warrants the State to take steps to acquire this essential irrigation system in the interest of the public. Therefore, this measure provides the necessary funding for the State to acquire, repair, manage, and maintain the Wahiawa Irrigation System and the associated spillway.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (2) Requiring that all users of water associated with the Wahiawa Irrigation System pay such rates sufficient to operate and maintain the irrigation system as prescribed by the Agribusiness Development Corporation;
- (3) Allowing the State to exercise eminent domain to acquire the Wahiawa dam and the spillway and ditch system associated with the Wahiawa Irrigation System, including all parcels in this measure, if negotiations for the acquisition of the property are unsuccessful;
- (4) Inserting an appropriation in the amount of \$5,000,000 for the Department of Agriculture to acquire a fee simple interest in the spillway associated with the Wahiawa Irrigation System; provided that if negotiations for the acquisition are unsuccessful, the appropriation shall be used for an eminent domain action to acquire the property and for associated costs;
- (5) Inserting an appropriation in the amount of \$21,000,000 for the Department of Agriculture to repair and expand the spillway associated with the Wahiawa Irrigation System and to bring the spillway into compliance with all relevant dam safety requirements, contingent upon the State's acquisition of the property;
- (6) Deleting the unspecified appropriation for the Agribusiness Development Corporation to manage and maintain its acquired portion of the Wahiawa Irrigation System and the spillway and dam acquired by the Department of Agriculture;
- (7) Deleting the unspecified appropriation for the Department of Land and Natural Resources to manage and maintain its acquired portion of the Wahiawa Irrigation System and for the establishment of an unspecified number of full-time equivalent (FTE) positions;
- (8) Inserting language that provides for the repeal of the Act effective July 1, 2026, as a condition subsequent to the State's failure to file or record the transfers of all the properties authorized to be acquired by this measure with the Bureau of Conveyances by June 30, 2026;

- (9) Inserting a lapse provision for moneys unexpended or encumbered on June 30, 2026; provided that the State successfully files and records the transfers of all the properties authorized to be acquired by this measure with the Bureau of Conveyances by June 30, 2026;
- (10) Inserting an effective date of July 1, 2023; and
- (11) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 833, S.D. 2, H.D. 3, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 833, S.D. 2, H.D. 3, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Ichiyama, Tarnas, Yamashita and Souza.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Inouye, Gabbard, Keith-Agaran and Elefante.

Managers on the part of the Senate.

Ayes, 4. Noes, none. Excused, none.

Conf. Com. Rep. 199 on S.B. No. 318

The purpose of this measure is to:

- (1) Require the Department of Health to establish and administer a three-year pilot program to implement a co-management system of care for the diagnosis and treatment of individuals with fetal alcohol spectrum disorders; and
- (2) Appropriate funds for the pilot program and an annual public awareness campaign on preventing fetal alcohol spectrum disorder.

Your Committee on Conference finds that individuals who are prenatally exposed to alcohol may develop lifelong physical, developmental, behavioral, and intellectual conditions, which are diagnosed as fetal alcohol spectrum disorders (FASDs). While individuals with FASDs share many of the same behavioral characteristics and related mental health diagnoses as those with autism spectrum disorders, individuals with FASDs face unique challenges. This measure establishes a pilot program to determine the feasibility of implementing a co-management system of care to support individuals with FASDs.

Your Committee on Conference has amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (2) Appropriating \$450,000 for fiscal year 2023-2024 for the establishment and administration of a three-year pilot program to implement a co-management system of care for the diagnosis and treatment of individuals with FASDs;
- (3) Appropriating \$35,000 for fiscal year 2023-2024 for the establishment of an annual public awareness campaign on preventing FASDs;
- (4) Inserting an effective date of July 1, 2023; and
- (5) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 318, S.D. 2, H.D. 1, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 318, S.D. 2, H.D. 1, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Belatti, Takenouchi, Mizuno and Garcia.

Managers on the part of the House.

Ayes, 3. Noes, none. Excused, 1 (Mizuno).

Senators San Buenaventura, Moriwaki and Aquino.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 200 on S.B. No. 435

The purpose of this measure is to:

- (1) Order the person or firm found to be in violation of the state law governing wages and hours of employees on public works to be jointly and severally liable for the penalty, with the penalty increasing for repeat violations;
- (2) Require each notice of violation to contain the names of the person and firm;
- (3) Define a "person" for purposes of violations of the state law governing wages and hours of employees on public works, and related penalties and suspension; and
- (4) Require the Director of Labor and Industrial Relations to suspend the person and firm under specified conditions.

Your Committee on Conference finds that this measure is intended to prevent persons and firms that violate chapter 104, Hawaii Revised Statutes (HRS), relating to the prevailing wage and hours of employees for public work projects, from circumventing the three-year suspension from work provision of the chapter by transferring key personnel to a separate company and continuing business under a new name. Your Committee on Conference notes that this measure is not meant to cause unintended consequences to persons who are connected to the firm but are not responsible for the violations of chapter 104, HRS.

Accordingly, your Committee on Conference has amended this measure by:

- (1) Inserting a definition of "firm", which includes a corporation, limited liability company, partnership, and limited partnership;
- (2) Removing subordinate responsible managing employees from the definition of "person"; and
- (3) Making it effective upon its approval.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 435, S.D. 1, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 435, S.D. 1, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Matayoshi, Tarnas, Garrett and Alcos.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Moriwaki, Rhoads and Fevella.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 201 on S.B. No. 1277

The purpose of this measure is to make appropriations and approve payments for claims against the State, its officers, and its employees.

Your Committee on Conference finds that this measure serves as a vehicle by which payments of claims against the State are authorized and funded and that timely passage of this measure will minimize the State's obligation to pay interest that accrues on the claim amounts.

Your Committee on Conference has amended this measure by:

- (1) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes;
- (2) Adding the judgment or settlement of five additional miscellaneous claims against the State;
- (3) Adding two judgments against the Department of Public Safety;
- (4) Inserting program identification numbers for each of the affected departments;
- (5) Making it effective upon its approval; and
- (6) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of S.B. No. 1277, S.D. 2, H.D. 2, as amended herein, and recommends that it pass Final Reading in the form attached hereto as S.B. No. 1277, S.D. 2, H.D. 2, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Nishimoto, Takayama and Souza.

Managers on the part of the House.

Ayes, 4. Noes, none. Excused, none.

Senators Rhoads, Inouye and Awa.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.

Conf. Com. Rep. 202 on H.B. No. 382

The purpose of this measure is to appropriate funds for the operating and capital improvement costs of the Judiciary for the fiscal biennium beginning on July 1, 2023, and ending on June 30, 2025.

Your Committee on Conference has amended this measure by:

- (1) Inserting appropriate operating and capital improvement amounts for fiscal biennium 2023-2025; and
- (2) Adding the requisite information for making an appropriation in excess of the general fund expenditure ceiling pursuant to article VII, section 9, of the Hawaii State Constitution and sections 37-91 and 37-93, Hawaii Revised Statutes.

Specifically, this budget measure appropriates operating totals of:

	FY 2023-2024	FY 2024-2025
General Funds	\$185,148,711	\$189,015,776
All Means of Financing	\$197,865,224	\$201,861,529

Additionally, this budget measure appropriates capital improvement totals of:

	FY 2023-2024	FY 2024-2025
General Funds	\$3,000,000	0
All Means of Financing	\$20,995,000	0

As affirmed by the record of votes of the managers of your Committee on Conference that is attached to this report, your Committee on Conference is in accord with the intent and purpose of H.B. No. 382, H.D. 1, S.D. 3, as amended herein, and recommends that it pass Final Reading in the form attached hereto as H.B. No. 382, H.D. 1, S.D. 3, C.D. 1.

Signed by the Chairs on behalf of the Committee.

Representatives Tarnas, Yamashita, Kitagawa, Takayama and Souza.

Managers on the part of the House.

Ayes, 5. Noes, none. Excused, none.

Senators Rhoads, Dela Cruz and Awa.

Managers on the part of the Senate.

Ayes, 3. Noes, none. Excused, none.