

**HAWAII STATE  
HOUSE OF REPRESENTATIVES**

**REGULAR SESSION OF 2024**

***ROUGH DRAFT  
JOURNAL***

**FORTY-SEVENTH DAY  
APRIL 9, 2024**

**OFFICE OF THE CHIEF CLERK**

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## FORTY-SEVENTH DAY

Tuesday, April 9, 2024

The House of Representatives of the Thirty-Second Legislature of the State of Hawai'i, Regular Session of 2024, convened at 9:08 a.m., with Speaker Saiki presiding.

The invocation was delivered by Representative Cory M. Chun, after which the Roll was called showing all members present.

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

## SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 484 through 489) were received and announced by the Clerk:

Sen. Com. No. 484, transmitting H.B. No. 1758, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL ENGINEERS," which passed Third Reading in the Senate on April 5, 2024.

Sen. Com. No. 485, transmitting H.B. No. 1884, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STANDARDS OF CONDUCT," which passed Third Reading in the Senate on April 5, 2024.

Sen. Com. No. 486, transmitting H.B. No. 2184, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE," which passed Third Reading in the Senate on April 5, 2024.

Sen. Com. No. 487, transmitting H.B. No. 2192, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CEMETERIES," which passed Third Reading in the Senate on April 5, 2024.

Sen. Com. No. 488, transmitting H.B. No. 2657, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ABUSIVE LITIGATION," which passed Third Reading in the Senate on April 5, 2024.

Sen. Com. No. 489, dated April 5, 2024, informing the House that the Senate has disagreed to the amendments proposed by the House to the following Senate Bills:

S.B. No. 1258 SD 2 HD 1  
 S.B. No. 2085 SD 2 HD 1  
 S.B. No. 2143 SD 1 HD 1  
 S.B. No. 2182 HD 1  
 S.B. No. 2216 SD 1 HD 1  
 S.B. No. 2217 HD 1  
 S.B. No. 2284 SD 2 HD 1  
 S.B. No. 2291 SD 2 HD 2  
 S.B. No. 2350 SD 2 HD 2  
 S.B. No. 2405 HD 1  
 S.B. No. 2439 SD 1 HD 1  
 S.B. No. 2461 SD 2 HD 1  
 S.B. No. 2476 HD 2  
 S.B. No. 2502 SD 2 HD 1  
 S.B. No. 2503 SD 2 HD 2  
 S.B. No. 2512 SD 2 HD 2  
 S.B. No. 2516 SD 2 HD 2  
 S.B. No. 2536 SD 1 HD 1  
 S.B. No. 2546 SD 1 HD 1  
 S.B. No. 2557 SD 1 HD 1  
 S.B. No. 2591 SD 2 HD 1  
 S.B. No. 2601 HD 1  
 S.B. No. 2687 SD 1 HD 2  
 S.B. No. 2747 SD 2 HD 2  
 S.B. No. 2753 HD 2  
 S.B. No. 2758 SD 1 HD 1  
 S.B. No. 2787 SD 2 HD 1  
 S.B. No. 2836 SD 2 HD 2  
 S.B. No. 2861 SD 1 HD 1  
 S.B. No. 2927 SD 1 HD 1  
 S.B. No. 2951 SD 1 HD 1  
 S.B. No. 3070 HD 1  
 S.B. No. 3103 SD 2 HD 2

S.B. No. 3142 SD 2 HD 1  
 S.B. No. 3157 SD 2 HD 2  
 S.B. No. 3176 SD 1 HD 1  
 S.B. No. 3207 SD 2 HD 1  
 S.B. No. 3236 HD 1  
 S.B. No. 3290 SD 2 HD 1

Representative Nakamura moved to disagree to the amendments made by the Senate to the following House Bills, seconded by Representative Morikawa and carried:

H.B. No. 1758, HD 1, (SD 1)  
 H.B. No. 1884, HD 1, (SD 1)  
 H.B. No. 2184, HD 1, (SD 1)  
 H.B. No. 2192, HD 1, (SD 1)  
 H.B. No. 2657, HD 1, (SD 1)

## INTRODUCTIONS

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

Representative Ward introduced Kat Brady and Henry Curtis.

## ORDER OF THE DAY

## SUSPENSION OF RULES

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

## CONSENT CALENDAR

## UNFINISHED BUSINESS

At this time, the Chair stated:

"Members, there is no discussion on these items which have been agreed to by this body for placement on the consent calendar."

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1818-24) recommending that S.B. No. 3220, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3220, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Kapela voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1819-24) recommending that S.B. No. 2504, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2504, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PROGRAMS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1820-24) recommending that S.B. No. 2537, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2537, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1822-24) recommending that S.B. No. 2991, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2991, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO

COLLECTIVE BARGAINING UNIT CREATION," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1823-24) recommending that S.B. No. 2983, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2983, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SOLICITATION OF FUNDS FROM THE PUBLIC," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1826-24) recommending that S.B. No. 2782, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2782, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATED TO ELECTRONIC INFORMATION TECHNOLOGY," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1829-24) recommending that S.B. No. 2526, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2526, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1832-24) recommending that S.B. No. 3139, SD 2, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3139, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO CRISIS SERVICES," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1834-24) recommending that S.B. No. 3083, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3083, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1845-24) recommending that S.B. No. 2337, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2337, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading by a vote of 51 ayes.

Representative Tamas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1847-24) recommending that S.B. No. 3122, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3122, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH STANDING ORDERS," passed Third Reading by a vote of 51 ayes.

At 9:15 a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 3220, SD 2, HD 2  
S.B. No. 2504, SD 2, HD 1  
S.B. No. 2537, SD 2, HD 1  
S.B. No. 2991, SD 2, HD 2

S.B. No. 2983, SD 2, HD 2  
S.B. No. 2782, SD 2, HD 2  
S.B. No. 2526, SD 2, HD 2  
S.B. No. 3139, SD 2, HD 3  
S.B. No. 3083, SD 1, HD 2  
S.B. No. 2337, SD 2, HD 2  
S.B. No. 3122, SD 1, HD 2

At this time, the Chair stated:

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

At 9:16 a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:23 a.m.

## LATE INTRODUCTIONS

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

Representative Marten introduced students from Kailua High School: Keola Alameda, Feiloa'i Aweau-Savusa, Tameka Caires, William Chen, Leila Cleven, Keaulana Cordero, Ava Dicus, Hiilna'i Duvachelle, Hiilei Emmanuel-Mckeague, Iliana Eslinger, John "Joey" Giffriiths, Hailey Higashi, Zayne Hookala, Kiani Hoolulu, London Isbell, Chloe Ishigo, Charley Jones, Chantel Kaaihue-Kai, Koali'i Kahikina, Kalae'ula Kapono, Cheyenne Kau, Jonah Kekaula, Joshua Kline, Noah Lee, Phoenix Loo, Kailani Lopes-Foster, Penisimani Mafua, Haley Mahoe-Thoene, Maia Mashiba, Rustin Matsukawa, Anuhea Palmer, Kana Palmer, Konohia Perry, Taylor Ramos, Niccolo Ruiz, Frances Saavedra, Cameron-James Samson, Sascha Sanchez, Marley Starr, Hazel Sulunga Silago, Marlee-Jade Sumida, Cameron Sumile, Tayvia Takata, Maniara Tapati, Chris Tauanuu, Zoey Taylor, Anjoynnn Tigilau, Shaiya Viela, Selena Vixayvong, Christin Waiolama-Makaneole, Keiichi Wilson, Ty Cameron Yakuma, and Kiara Yamamoto; and their teachers: JJ Feurer and Sheri Hanoo.

## ORDINARY CALENDAR

### UNFINISHED BUSINESS

Representative Nakashima, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1816-24) recommending that S.B. No. 2342, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 2342, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

At this time, Representative Nakashima offered Floor Amendment No. 3, amending S.B. No. 2342, SD 2, HD 2 as follows:

SECTION 1. Senate Bill No. 2342, S.D. 2, H.D. 2, is amended as follows:

- (1) By designating sections 1 through 5 as PART I and amending the purpose paragraph in section 1 to reflect the purpose of PART I;
- (2) By designating section 6 as PART II and further amending PART II by adding new sections 7, 8, and 9, which include provisions that:
  - (A) Provide specific primary and optional coverage requirements for U-drive motor vehicle insurance policies;
  - (B) Establish disclosure requirements for U-drive motor vehicle insurance policies;
  - (C) Specify that U-drive motor vehicle insurance policies are primary, even with regard to an operator's or a renter's motor vehicle insurance policy; and
  - (D) Change the minimum amount of primary insurance coverage required for each shared car in a peer-to-peer car-sharing program to an unspecified number of times certain

amounts set forth in section 431:10C-301(b), Hawaii Revised Statutes;

- (3) Renumbering section 7 as section 10 and designating that section as PART III;
- (4) Renumbering sections 8, 9, and 10 as sections 11, 12, and 13, respectively and designating those sections as PART IV; and
- (5) Updating cross-references in sections 10 and 13.

Representative Nakashima moved that Floor Amendment No. 3 be adopted, seconded by Representative Sayama.

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

"Thank you, Mr. Speaker. The amendment being made to SB 2342 encompasses the additional language from HB 1991, which was not passed by the Senate. This is the rideshare bill. And in order to maintain its integrity in conference, we would like to add this to another bill relating to transportation, SB 2342, SD 2, HD 2, to be able to continue the discussion."

The motion that Floor Amendment No. 3, amending S.B. No. 2342, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," be adopted, was put to vote by the Chair and carried, with Representative Quinlan being excused.

At 10:25 a.m., the Chair noted that Floor Amendment No. 3 was adopted.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1817-24) recommending that S.B. No. 2170, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2170, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMBAT SPORTS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1821-24) recommending that S.B. No. 1099, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1099, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1824-24) recommending that S.B. No. 2556, SD 2, HD 2, as amended in HD 3, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 2556, SD 2, HD 3 pass Third Reading, seconded by Representative Morikawa.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2556, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO THE COMMUNITY OUTREACH COURT," passed Third Reading by a vote of 49 ayes to 2 noes, with Representative Matsumoto voting aye with reservations, and with Representatives Garcia and Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1825-24) recommending that S.B. No. 2285, SD 2, HD 2, as amended in HD 3, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 2285, SD 2, HD 3 pass Third Reading, seconded by Representative Morikawa.

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

"In opposition. This bill would basically create a task force that would eventually lead to universal health care for the State of Hawai'i. Let's look

at Vermont. Vermont in 2011 passed a single-payer healthcare plan. Three years later, their Democrat governor basically said, let's get rid of this program because it would require 11% payroll tax for employers and a 9% income tax to finance. So, we ask ourselves, who is going to pay for the probable, eventual recommendations from this task force to create universal health care in the State of Hawai'i? The taxpayers. Does District 39 want to pay for this? I don't think so. I'm voting no for 'Ewa Beach and Waipahu."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2285, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Garcia and Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1827-24) recommending that S.B. No. 3109, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 3109, SD 1, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"Mr. Speaker, I rise in strong support. Mr. Speaker, this is a bill that allows the drop-dead date, if you will, for the \$600 million that we gave to DHHL. And I first should express my appreciation to everybody on this floor that helped that \$600 million to be done. And I thank you, sir, for putting me on the watchdog committee. I'm happy to report that there's probably 4,000 to 6,000 people that are going to be taken off the waitlist because of that funds.

"And as a failsafe measure, this bill says, look, Kali, if you don't spend the money by June 2024, which is coming up very shortly, this bill allows it to go to June 2025. Which I think is very admirable, doable, fair, and for the sake of what they're doing in terms of so many properties they're buying and so many houses they're building. This is a good bill, it's a failsafe bill, basically technical, but it's substantive because they are delivering on that \$600 million that we gave them. Thank you, Mr. Speaker."

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

"Thank you, Mr. Speaker. In strong support. This is a great bill that we're passing to make sure that the funds will be expended. I think we're on pace to get it out on time. But just to make sure that we can get the best use of all of these funds, I think it's important we pass this measure. We've also come up with a new problem, though. The department has done such great work that they need more money. So, I look forward to working with everybody to ensure that we can get these houses built out as Department of Hawaiian Homes is the fastest, most efficient way we can build housing. And we all know what a housing crisis we're in. So, for those reasons, I'm in support. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3109, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1828-24) recommending that S.B. No. 1511, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1511, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE RESEARCH CORPORATION OF THE UNIVERSITY OF HAWAII," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1830-24) recommending that S.B. No. 2553, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2553, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII RETIREMENT SAVINGS ACT," passed Third Reading by a

vote of 49 ayes to 2 noes, with Representatives Garcia and Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1831-24) recommending that S.B. No. 2615, SD 1, HD 2, as amended in HD 3, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 2615, SD 1, HD 3 pass Third Reading, seconded by Representative Morikawa.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2615, SD 1, HD 3, entitled: "A BILL FOR AN ACT RELATING TO COUNTY LABOR STANDARDS," passed Third Reading by a vote of 51 ayes, with Representative Garcia voting aye with reservations.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1833-24) recommending that S.B. No. 3234, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3234, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STABILIZATION OF PROPERTY INSURANCE," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1835-24) recommending that S.B. No. 2727, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2727, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1836-24) recommending that S.B. No. 2513, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 2513, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

At this time, Representative Nakamura offered Floor Amendment No. 4, amending S.B. No. 2513, SD 2, HD 2 as follows:

SECTION 1. Senate Bill No. 2513, S.D. 2, H.D. 2, is amended by removing section 2 of the bill which would have repealed section 342D-72, HRS, concerning the January 1, 2050, mandate for cesspool update, conversion, or connection on page 6, line 16 through page 7, line 20; and amending a portion of the preamble on page 6, lines 1-2 for purposes of conformity and consistency.

SECTION 2. Senate Bill No. 2513, S.D. 2, H.D. 2, is amended by renumbering sections 3, 4, 5, and 6 as sections 2, 3, 4, and 5, respectively.

SECTION 3. Senate Bill No. 2513, S.D. 2, H.D. 2, is amended by deleting section 7.

SECTION 4. Senate Bill No. 2513, S.D. 2, H.D. 2, is amended by renumbering section 8 as section 7.

Representative Nakamura moved that Floor Amendment No. 4 be adopted, seconded by Representative Morikawa.

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

"Mr. Speaker, this floor amendment is to remove a section that was added in the last committee that repealed the 2050 date by which all cesspools in Hawai'i are to be converted. There are over 83,000 cesspools throughout Hawai'i, emitting 52 million gallons of raw sewage into our environment. In 2017, the Legislature approved a bill to enact this law, that requires all

cesspools to be converted by 2050. This was introduced by, at the time, Representative Jarrett Keohokalole.

"Yet almost 10 years later, very few conversions have taken place. And there's only about 300 conversions a year, where we need to get to 3,000 a year. This deadline is critical to just having a goal so that everyone can work toward. And we do acknowledge the need for the Department of Health to step it up. We acknowledge the need for our county government to step it up, and homeowners as well. But this floor amendment, we do not need the 2050 date conversion date to be repealed at this time. Thank you."

The motion that Floor Amendment No. 4, amending S.B. No. 2513, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WASTEWATER SYSTEMS," be adopted, was put to vote by the Chair and carried, with Representative Quinlan being excused.

At 10:31 a.m., the Chair noted that Floor Amendment No. 4 was adopted.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1837-24) recommending that S.B. No. 572, SD 2, HD 2 pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 572, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

At this time, Representative Ward offered Floor Amendment No. 5, amending S.B. No. 572, SD 2, HD 2 as follows:

SECTION 1. Senate Bill No. 572, S.D. 2, H.D. 2, is amended by amending Section 1, page 1, line 4 through page 2, line 3 to read as follows:

"§150A- Biosecurity emergency. (a) The department, with the approval of the governor, may declare a biosecurity emergency if:

- (1) There has been in the State an outbreak or occurrence of a pest or prohibited or restricted organism that has the potential to cause significant economic or environmental loss if the pest or organism becomes established in the State based on scientific evidence or peer-reviewed research;
- (2) There is established in one area of the State a pest or prohibited or restricted organism that has the potential to cause significant economic or environmental loss if the pest or organism becomes established in another area of the State based on scientific evidence or peer-reviewed research; or
- (3) A pest or prohibited or restricted organism is, or threatens to be, beyond the State's ability to control based on scientific evidence or peer-reviewed research."

SECTION 2. Senate Bill No. 572, S.D. 2, H.D. 2, is amended by amending Section 1, page 3, line 9 through line 12 to read as follows:

"(2) A requisition shall terminate automatically twenty calendar days after the governor has acted to requisition or take control of any goods, real property, or watercraft required for the purposes of this section."

SECTION 3. Senate Bill No. 572, S.D. 2, H.D. 2, is amended by amending Section 1, page 3, line 13 through line 19 to read as follows:

"(e) If the governor requisitions and takes control of any property or the temporary use thereof, the owner, or other person entitled thereto, shall be paid a sum, determined by the governor to be fair and just compensation for the property or use, immediately after the property has been requisitioned and taken, or in installments if the property is taken for temporary use."

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

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

"Thank you, Mr. Speaker. Sometimes we don't name the bills properly, but I would call this bill the piracy on the high seas. This allows us to confiscate ships owned by Pasha, by Matson, and any others that are suspect, and it's a good cause, of having a lot of invasive species. We know the

rhinoceros beetles are wreaking havoc on our environment, the red fire ants, and we sympathize with the neighbor islands, coqui frogs have basically taken over.

"But, Mr. Speaker, this is a very blunt instrument by which we're doing. Look, this is America. We don't confiscate people's property. This one says, in the first amendment that I'm putting through here, is that you cannot do this for 100 days. If you can't find out what's going on in 100 days, you don't know what you're doing. So, the amendment says, hey, 20 days, if we're going to confiscate your ship, 20 days, or your airplane or whatever. And in that confiscation, remember the supply chain that we experienced during COVID, if we think that was bad, put all these Matson and Pasha ships to inspect them for 100 days is going to be costly.

"And that's the other amendment that says, you don't pay until 100 days. And my amendment says, as soon as you take the ship away or the aircraft away, you pay them immediately, none of this waiting and doing it. And the last part is saying, this cannot be something arbitrary and capricious. It's got to be scientific based, peer reviewed research that says you are in violation of this and we're going to take your property.

"Mr. Speaker, I have in my family the history of pirates. And some of you don't know the history behind why they call it the boogeyman. The boogeyman is when they come up and they suddenly take your ship away from you. The equivalent of this is what this bill is doing by what otherwise, in the testimony, Matson and all the shipping people are saying, why do you want to do this? There's a better way to get to the invasive species than by this confiscation. This is basically anti American, a piracy on the high seas. For those reasons, Mr. Speaker, I submit this for consideration. Thank you."

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

"Thank you, Mr. Speaker. In opposition. This bill is to address the invasive species issues that we've been facing as a state across our communities. In District 45, we've lost majority of our coconut trees due to the coconut rhinoceros beetle. Now it is attacking our mango trees. And many of our businesses, our residents, and just our way of life has been impacted by the lack of effort and focus on getting results relating to invasive species.

"This bill does not just only address ships, but this also addresses nurseries, businesses selling products that are contaminated, for example, with little fire ants. This will also give the Department of Agriculture the tools they need to get ahold of the issue of invasive species in our communities, Mr. Speaker. And I think that we also have to recognize the economic impacts that not taking this issue seriously, that if we remain doing the same thing we've been doing, we won't see the results that our community members have been asking for. So, I ask our members to oppose this. And thank you, Mr. Speaker."

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

"Also in opposition to the floor amendment. I just wanted to reiterate what the chair from the Agriculture Committee was saying, that this bill will give some teeth for the Department of Agriculture to be able to quarantine product. We've had problems in my district with nurseries knowingly selling infested products, and it actually wasn't illegal. There's some current emergency rules that were put in place, that are temporary, to allow the Department of Agriculture to do more. But we need permanent legislation to keep the movement of those products from happening within our islands and within our state. Thank you."

Representative Ward rose to respond, stating:

"Thank you, Mr. Speaker. Also, trying to get the amendment. I think people have missed the point. I totally agree with the last two speakers, Mr. Speaker. We've got to get a leg up on these fire ants. I mean, why did coqui frogs take over the Big Island? Because we were slow on the uptake. This is good, but it goes too far. The point is, if you're going to confiscate a Matson or a Pasha ship, don't take it 100 days to keep it unused. My amendment says give them 20 days, that's three weeks, Mr. Speaker. If we can't go through the ins and outs of a ship in three weeks, we don't know what we're doing.

"The other thing is, it says you can't compensate people until 20 days are over. No, it should be immediately. As soon as you stop commerce in these huge ships that cost millions of dollars, why should they take the big loss? We're going to wait 20 days before compensation, that's not fair. So, the point is, we've got to stop the invasive species. But the comments are saying, we've got to stop invasive species. My comments are, let's be fair to those who are running these transportation, particularly the ships that run in and out, that supply us the food that give us sustenance, who keeps this place alive, Mr. Speaker. Let's not punish them. Let's give them moderate incentives to do what we want to do to get rid of the invasive species. But don't throw the baby out with the bath. Don't throw the ship out. That's why this bill is piracy and it's unfair to the shipping industry. Thank you."

The motion that Floor Amendment No. 5, amending and S.B. No. 572, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry.

(Main Motion)

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

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

"In opposition. This bill basically gives the governor too much executive power to seize vessels on the ocean. He can basically say, yep, that boat has some pests, it has some organisms that we don't want, let's go seize the boat, let's take it for 100 days, and I'm in control of it. That's a lot of power for a Hawai'i state governor. It sounds more like a king or a dictator.

"I don't think this bill is good. It gives too much power to the governor. We have people like Matson submitting testimony that 90% of our goods in the state come through boats. So that's our cars, that's our food and things that we rely on. So, I don't believe we should be giving the governor power to start seizing commerce like that."

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

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

"Thank you very much, Mr. Speaker. I rarely speak on bills, but I'm speaking in support. So, one of the things that I think we need to consider why we need drastic actions on invasive species is because, as we all know, the federal government requires us to inspect everything when we leave the state. At the airport, we put our bags through, we inspect everything. But coming into the state, the federal government is protecting the rest of the nation from us, but they are not protecting us from the rest of the nation.

"So, to be able to protect us, we need to put in these kinds of measures. I'm not saying this is fully vetted, but I just believe that we need to do something drastic. Just because the federal government doesn't support us from things coming in, but they do support us from sending invasive species to them. Thank you."

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

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

"Thank you, Mr. Speaker. Same request. I just want to clarify that this bill will only take effect after a department has declared the emergency for biosecurity and with approval of the governor. And it specifically mentions when this action would trigger, and that's when there is an outbreak or an occurrence of a pest, or prohibited or restricted organism that has the potential to cause significant economic or environmental loss if the pest or organism becomes established in the state based on scientific evidence or peer reviewed research, Mr. Speaker. For those reasons, I stand in strong support. Thank you," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 572, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Kila and Lamosao

voting aye with reservations, and with Representatives Garcia, Kong, Pierick, and Ward voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1838-24) recommending that S.B. No. 2413, SD 2, HD 1 pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2413, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1839-24) recommending that S.B. No. 2885, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2885, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1840-24) recommending that S.B. No. 3279, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3279, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1841-24) recommending that S.B. No. 3094, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3094, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PEER SUPPORT SPECIALISTS," passed Third Reading by a vote of 51 ayes.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1842-24) recommending that S.B. No. 3002, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 3002, SD 1, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3002, SD 1, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO IMPLEMENT THE RECOMMENDATIONS OF THE TASK FORCE ON MOBILITY MANAGEMENT, ESTABLISHED PURSUANT TO ACT 214, SESSION LAWS OF HAWAII 2013," passed Third Reading by a vote of 51 ayes, with Representatives Aiu, Kila, and Lamosao voting aye with reservations.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1843-24) recommending that S.B. No. 2922, SD 2, HD 2, as amended in HD 3, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 2922, SD 2, HD 3 pass Third Reading, seconded by Representative Morikawa.

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

"Thank you, Mr. Speaker. In opposition. Brief comments and a wish to submit written remarks. The House Draft was initially deferred by Water & Land with good reasons. Regardless of the description stating, 'avoiding a disproportionate impact on a specific ratepayer or county,' deep diving into the details, that description seems ingenuine. I am concerned that this bill will end up being shouldered by consumers, and it has several flaws. Securitization would allow HECO to sell unpaid utility debt collections from broken Maui families to finance this. This is strike one.

"But more importantly, the bill does not preclude HECO from passing these costs to ratepayers. So regardless of description, it actually can make customer bills higher. That is strike two. This bill effectively blocks the PUC from regulating HECO on this issue. That is strike three. This bill is out. This bill does not serve the people of Hawai'i, it serves and benefits the HECO shareholders. It is time we stand up for the rights of the middle class. Please join me in voting no. Thank you."

Representative Amato's written remarks are as follows:

"In opposition. The HB was initially deferred by the Water and Land Committee, and with good reason.

"Regardless of the description stating, 'avoiding a disproportionate impact on a specific ratepayer or county,' diving deep into the details, that description seems ingenuine at best and deceptive.

"I am concerned that this bill will end up being shouldered by consumers, and has several flaws. Securitization would allow HECO to sell unpaid utility debt collections from broken or in debt Maui Families to finance this. That is strike 1. More importantly, the bill does not preclude HECO passing these costs to all ratepayers so regardless of description it actually can make customer bills higher. That is strike 2. There is already an unacceptable 5% fee coming out of FIN on another bill. The bill Effectively blocks the PUC from regulating HECO on this issue. That is Strike 3. This bill is out.

"This bill does not serve the people of Hawai'i, and many legislators here who own HECO stock should not be voting on it as they may be protecting their investment instead of the people.

"This bill serves and benefits HECO and its shareholders, not the hard working people of Maui. We should have a coop utility like Kaua'i KIUC. There is a fundamental disconnect with having a public utility that privately owned and operated for profit. The fiducial responsibility for profit generation is at odds with good safe service at low cost, which explains why we have antiquated distribution on Maui, yet the highest rates in the entire USA.

"Something is very wrong here and we all must stand up to call it out publicly, not just pass profit-making measure that protect this for-profit utility and its stockholders.

"We are supposed to be working for the people not for corporations. It is time we stand up for the rights of the middle class. Please join me in voting no."

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

"Mr. Speaker, in strong support. Mr. Speaker, I think there's two people in this room who were here when Iniki hit Kaua'i. Everybody paid for Kaua'i. Everybody chipped in for Kaua'i. We never a nickel and dimes saying, well, because it's your island, you guys pay the big share. The point is, if we want HECO to survive and we don't want a mainland firm to come and take over, this bill is one of those steps that we need to secure HECO. Thank you."

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

Mr. Speaker, in support. I am in support of the section in this bill that would, which I appreciate that our chair for Consumer Protection had made, which would establish a process for electrical utilities to develop and submit wildfire protection plans to the Public Utilities Commission. So, most recently, in my district, Hawaiian Electric decided to implement changes that affected my district through power outages in response to the fires where a disruption would trigger an automatic shut off to power, which affected about 2,500 residents in my community. This was done so without any type of community engagement, any type of communication. And this

happened over several weeks, multiple times during one week in the evening hours, affecting several hundred residents.

"So, for those reasons, I believe that there should be a process for any type of communitywide changes. Even if it's, we want to support wildfire protection planning, we want to prevent these fires from happening, but it shouldn't come at a cost to not notifying our community, or not involving them in any drastic changes that would affect their day to day."

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

"Thank you, Mr. Speaker. In support with reservations and brief comments. Supporting with reservations based on the comments of the speaker from Kīhei. And I just hope as this moves forward, attention to making sure that ratepayers aren't too adversely affected will be noted. Thank you, Mr. Speaker."

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

"Thank you, Mr. Speaker. In opposition. Can I adopt the words of the representative from Kīhei as if they were my own and a brief comment. At the heart of this, this is a bailout bill for HECO at the expense of families across the state. My electricity bill is already high enough. So, for that reason alone, I cannot support this bill."

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

"With reservations, Mr. Speaker. I'm concerned that we are going to be voting on this bill prior to a report delivered to us by the Office of the Attorney General regarding how the fire was spread and apportioning some version of, essentially, blame. I feel like this is a bit premature. Wish that we could hold it till about the middle of the summer, but we can't. For those reasons, reservations."

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

"Thank you, Mr. Speaker. I stand in strong opposition of this bill. For me, in real brief comments, it gives an open line of credit to HECO. And at this time, as you can imagine, the town of Lahaina really has no trust. There is proof of mismanagement, negligence. They had currently a fire protection plan in place from the 2019 Hurricane Lane fire incident that happened in the exact same spot, practically. They were given \$95 million to roll out a plan and it obviously did not happen, so this fire occurred. And this also, we as a state will codify and put into law that we're giving them okay to raise rates up to 5%. So, there's numerous reasons. May I request submittal of further written comments. And also, 1227 testimonies in opposition from the Lahaina fire victims that were given to the Finance Committee, but never been recorded or acknowledged. So, I would like to have permission to enter all those names into the Journal."

The Chair addressed Representative Cochran, stating:

"Representative, the Chair will allow submission of written comments, but will take the matter of the testimonies under advisement. Thank you."

Representative Cochran's written remarks are as follows:

"Now is not the right time for this securitization bill. HECO is effectively bankrupt already. Securitization is a process that would allow HECO to borrow billions of dollars now and pledge their future revenues from ratepayers as collateral for their loans now. Paying the debts caused by HECO's negligence by ratepayers and the victims of the fire that HECO caused in Lahaina and Upcountry is wrong. Ratepayers should not pay—shareholders should. If this has to be done, then make sure HECO pays wildfire victims before it pays other debts."

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

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

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

"In opposition. As previously discussed, this measure would basically allow the electric company to potentially raise rates to the residents of Hawai'i. This is a somewhat of a response to the Lahaina fire. So, if we're going to raise the rates on the people who are using electricity, there's probably some sort of reasoning behind that, the expenses are getting high for the electric company. Here are some of those expenses for the electric company. Their CEO makes \$575,000 a year. So, the expense of the electric company is that they pay their CEO half a million dollars a year. Here is another expense they have, \$210,000 a year goes to the director. I guess the rates of electricity need to go up because their pay is pretty high. The Hawaiian Electric Industries hired a utility bankruptcy expert as a CFO, and their payment to this person was \$1.5 million for a 15-month job. So, I guess this is another expense for the electric company that they want to pass on to the consumer by increasing their rate. This doesn't sound like a good idea. I'm voting no."

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

"Thank you, Mr. Speaker. In support. And I think there's a lot of misunderstanding about what this bill does and what securitization actually is. So, securitization is allowing a fee on electric bills to back a loan. And by allowing that mechanism, you lower the cost of borrowing for the electric utility. Sorry, I have a lot of different things to say."

"And I think the thing that we have to remember is that our electric utility is currently in a really bad financial situation. Their credit rating is in the pits. They're going to have to borrow money regardless, and ratepayers are going to pay for that regardless. So, although I have concerns about the current version of the bill, and I think it needs to be tightened up a lot, the alternative, this isn't do we support a fee on bills that would help the utility to borrow at a lower rate, the choice is between borrowing at a lower rate that ratepayers pay for or borrowing at a higher rate that ratepayers pay for. There's not a future in which the utility doesn't need to borrow money. And that includes whether they are sold to another entity or whether they declare bankruptcy."

"This bill isn't paving a pathway. It's not a bailout bill because, frankly, my personal opinion is this is probably not enough to prevent potentially a bankruptcy proceeding regardless. And this also won't prevent another entity coming in to buy it off. So that's not what it's about, that's just a misplaced understanding of what it's doing. So, I think that's the important thing to remember. I would also say that there were amendments made in its second committee, in Consumer Protection Committee, without conferring with the lead chairs of Water & Land and EEP that I think really weakened it."

"The wildfire mitigation piece that the representative from Mililani mentioned was actually just in another bill because two bills were combined. But a bunch of amendments were made to that to make it go from being required to be a docketed process to a non-docketed process. And this would mean there's less transparency and less communication with stakeholders in the public and communities. And, in addition, in that committee, I think that there were added back in provisions that allowed for automatic increases if the estimated cost of implementing the wildfire mitigation plans was more than what the PUC had previously approved. There was this provision where it could automatically be approved to be x percent higher without having to go through the process, which the consumer advocate opposed, and we had taken out in its prior committees, that got added back in."

"So, I think there's a lot of ways this bill needs to be made better. And even what we passed out of Water & Land and EEP I think needed to be strengthened. Because while I do think that we should approve the securitization mechanism, and definitely we absolutely need the piece of this bill that requires wildfire mitigation plans to be done by the electric utility through a PUC process, which is what has been implemented in California, in Oregon prior to some of their big fire events. And we need to have that backstop in statute here."

"We also have this opportunity to empower the PUC in their approval of whatever the securitization agreement is, to empower the PUC to really take a close look at HECO and to look at things like, are they appropriately looking internally at their high-level salaries, are they looking at selling off assets? Is it something where we should push to have other ownership structures considered, like cooperatives, potentially, for the neighbor islands for example, where you would have access to cheaper capital just by being

a rural cooperative, you would automatically have access to cheap capital and cheaper borrowing. And so that could be a benefit to ratepayers potentially as well. You could look at whether the PUC should push for separating distribution from generation. And have the opportunity to have the PUC consider these things and decide what's in the public benefit. So, this bill is really an opportunity to empower the PUC to do those things, if we choose to do that.

"This isn't the time, I think the fear that, you know, we're going to have electricity, we're going to have an electric utility. And I think the idea that if we don't do something, somehow the lights are going to go off, that's not really the debate that's on the table."

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

Representative Lowen continued, stating:

"Thank you. And so, I think these are just things to keep in mind as we move forward and to try to understand what actually this bill is doing. And then the other question of the Maui fire victims, I think is something that has to be considered separately. But whether we should empower, I think the amendments that were proposed on this bill that some people have been talking about on the floor today, would look at having securitization as a mechanism be used to fund damages being paid to fire victims before looking at utility infrastructure and having that be a ratepayer base fee statewide. And I don't think that for damages to victims, that that should be the first go to before we look deep into HECO and what liability they can put on shareholders and on their own holding. So, with that I'll stop."

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

"In support. I'd like to adopt the words of the EEP chair as they as if they were my own. And I would like to also clarify that, for the representative from Lahaina, that the testimony that was submitted to the Finance Committee prior to the hearing were, I am told, have been added to the legislative website. So, just wanted to put that on record. Thank you," and the Chair "so ordered." (By reference only.)

Representative Matsumoto rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Matsumoto's written remarks are as follows:

"This measure addresses an extremely nuanced and delicate situation regarding Hawaiian Electric (HECO) and its future after the devastating Maui wildfires. On one hand, critics suggest that the proposed securitization of electricity rates acts as a 'bailout' for HECO in the wake of the wildfires. On the other hand, advocates support securitization because of the potential consequences that can arise from HECO being financially devastated if they are found liable for the Maui wildfires. However, HECO's liability in the Maui wildfires is still in litigation and there is an active investigation into the matter. I recognize both sides of the debate surrounding this bill and I am waiting to learn more before making a final decision. For this reason, I will vote with reservations on this matter for now."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2922, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Third Reading by a vote of 41 ayes to 10 noes, with Representatives Alcos, Belatti, Ganaden, Matsumoto, and Souza voting aye with reservations, and with Representatives Amato, Cochran, Garcia, Gates, Hussey-Burdick, Kapela, Perruso, Pierick, Poepoe, and Quinlan voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1844-24) recommending that S.B. No. 3344, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 3344, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3344, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WILDFIRES," passed Third Reading by a vote of 50 ayes to 1 no, with Representatives Hussey-Burdick and Kapela voting aye with reservations, and with Representative Poepoe voting no.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1846-24) recommending that S.B. No. 2919, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 2919, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"In opposition. Short-term rentals are a vibrant part of our economy, \$6 billion of our economy come through short-term rentals, 48,000 different jobs in our state come through short-term rentals, and these short-term rentals are mostly owned by local residents. This bill would give the county power to eliminate short-term rentals. A lot of people submitted testimony against this measure. This is to some extent a response to the Lahaina Maui fires. And I appreciate that heart in wanting to eliminate some short-term rentals to clear up space for long-term rentals for the Lahaina victims, that's an admirable goal. But when you do that, you're hurting so many other people in the short-term rental industry. Again, \$6 billion for the economy, 48,000 jobs."

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

"Mr. Speaker, also in opposition. In addition to those benefits of the \$6 million into the economy and the 40,000 jobs, Mr. Speaker, this is a demographic target on the back of our *kūpuna*. Many of these people have their own home, renting out a room, do that so they can survive. Social Security and a room that they rent is basically it. So, I would say if we want to help our *kūpuna* and we have a Kupuna Caucus, we have a special place in the Office of Aging, well, this is something that brings them a monthly income. And it's not invasive, it's in their own home, they are there as kind of the housemother or the housefather. And it's probably the least invasive."

"And even the HTA, I think a study said that, not only do they bring in the money, but we don't have enough hotel rooms in Waikīki to keep people housed when they visit us. So, with those reasons, Mr. Speaker, I think a vote for this bill is against our *kūpuna*. But for keeping the *kūpuna* employed as short-term rentals, I think it's the best thing that we could do is to help them out by giving them this added income. Thank you."

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

"In strong support, Mr. Speaker. I will never understand why we spend so much time in this building worrying about people that have at least two homes. Isn't our job as legislators to worry about people that have no homes?"

"With your indulgence, Mr. Speaker, I'd like to take you on a little journey through history. Let's go back about 6,000 years to the Tigris-Euphrates River Valley, the birth of civilization, Babylon. A group of nomadic pastoralists decided that they were going to domesticate wheat. They had discovered the secret of a food source that renewed itself every year and they didn't have to wander through the desert with their camels or their goats or whatever they had. So, when they domesticated wheat, they realized that they had to build a city. They had to build a place for them to live. They weren't living in tents anymore, they were living in cities, in houses with walls.

"So fast forward to today, and we think about the concept of archeology. We have archeologists, not like the Indiana Jones archeologists, but regular archeologists. And we have a lot of incredible technology, Mr. Speaker. We can use lidar to look at ancient cities. And we look at how they're laid out and we can discover from analyzing the midden heaps what types of businesses were there, where were the homes, where were the slaughterhouses, where were the businesses? And even 6,000 years ago, in the very first cities that our civilization ever built, the slaughterhouse would be on one side of the city and the homes would be on the other.

"What I'm trying to say, Mr. Speaker, is that zoning as a concept is integral to human civilization. And what this measure does is it gives the power of zoning back to our county governments, where their elected officials will make decisions about where it is appropriate to have hotels, where it is appropriate to have short-term rentals, and where it is not. All this bill is, is home rule, Mr. Speaker. It's an opportunity for our citizens, for our county governments, to make the same decisions that human beings have been making for 6,000 years. Thank you."

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

Representative Tam's written remarks are as follows:

"I typically do not vote with reservations on a bill's third reading, however, I believe that improvements made to this bill would positively impact residents of House District 24 before this bill is sent to the governor.

"I am recommending proposed amendments to this bill include an exemption for special districts that include resort zoned in counties with populations over 500,000.

"I am concerned that the unintended consequences of passing this measure as is would drastically decrease the property value for resident constituents who purchase these types of property. Many constituents purchase such properties because it is what they are able to afford at the time of purchase and may have intentions of upgrading when means are available or if the occupants would like to expand to accommodate family planning. Decreased property values could prevent families in these situations from upgrading and improving their standard of living.

"Additionally, such limitations on properties that are grandfathered in as non-conforming use, could be a violation of contract that the buyer entered in when they purchased their property. This opens the county and state to lawsuits that would potentially cost the state millions of dollars.

"For these reasons, I will be voting with reservations."

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

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

"No vote. Looking at this vacation rentals, it's good to have. First, I would like to adopt the words of Hawai'i Kai representative as my own," and the Chair "so ordered." (By reference only.)

Representative Alcos continued, stating:

"And a brief statement is that one of the biggest investment we can do here is real estate, invest our money into real estate. Of course, we want to invest our money, we want to buy one home, as the previous speaker is, we want to find one home. But we want to find a second home or third home if we can give back to our families, if we can give back to our kids, and that they'll be okay and set off.

"Because right now, if my son had to go and buy a house today, I honestly can't understand how these kids can get out of high school or college to afford one home today. They cannot. But I got to buy it 20 years ago to make an investment so that they can have a home and to find our kids to get someplace to live. Now, that's local investors, I'm okay with it. But foreign investors, outside investors, I would like to see a stop on it. But for local investors to find a second home or a third home to invest into our kids, because investing into a bank ain't making much money. But investing into real estate, it helps. So those reasons, I'm a no."

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

"Thank you, Mr. Speaker. In strong support. While Maui has highlighted when vacation rentals are permitted, what a large percentage of the housing stock they can take over, this has been a problem in my community on O'ahu for decades. And it's something that the county has tried to deal with. And actually, the state law has made them unable to rein in the vacation rentals' issues over the duration of what is called a short-term rental.

"And so, this, as the previous speaker from the North Shore mentioned, allows home rule. And we know that counties are closer to the situation on the ground and are better suited to address and make decisions over that. And so, this allows them to implement what they have been trying to do to decrease the number of vacation rentals that are residential homes that have been taken out of residential use and put into resort use. At a time when we have a housing crisis and we are investing a lot of our state taxpayer dollars into creating affordable housing, when we have that housing stock, taking it back will help. Thank you."

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

"Thank you, Mr. Speaker. In support. I think it's really unfortunate that some people characterize our housing market as small businesses. It's up to the counties to decide what they want to do with this. But it was noted in testimony that 27% of vacation rental owners own 20 or more units, and I don't think that that's what we would like in our state. So, for those reasons, in support."

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

"Thank you, Mr. Speaker. I stand in strong support and I'd like to adopt the words of representative of House District 47 as if they are my own. And as a former Maui County Council member, I have all the confidence that the respective counties will make the best *pono* decisions that affect their direct people at their homes. So, this is, again, giving home rule back to counties, and I totally support it. *Mahalo*," and the Chair "so ordered." (By reference only.)

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

"In support, Mr. Speaker. May I adopt the words of the representative from Chinatown as if they were my own? We actually very much agree on this. With brief comment. Mr. Speaker, I think many of our constituents want us to go much further than this bill. People have been asking us, as elected officials, to stop out-of-state homeowners from purchasing homes entirely, which is in violation of the federal constitution. I think this allows the continuation of a democratic process and a conversation with communities about how to keep local families here," and the Chair "so ordered." (By reference only.)

Representative Ward rose to respond, stating:

"Second time. Contrary to the Indiana Jones thesis from the gentleman from the North Shore, I think anthropologists would say one of the care from the very beginning of time was for the older people. Mr. Speaker, my point is, this should be left to those who are aging in place, who need extra income. I agree with all the others who have said, hey this, we don't want a proliferation, but we want to carve out owner-occupants. I hope in the end, when we do the Senate and House negotiations in the conference committees, that some of that will come up.

"But of course, we have to control tourism. We don't want the big mainland takeover, 20 houses by one particular or how many units that they may have. But the point is, there are those who thrive and survive on this, who are in a demographic that is very, very precarious. And because of that, it would be worthy to have the amendment to make this an owner-occupant. And particularly, as I said earlier, this is a *kūpuna*-based issue. Thank you."

Representative Cochran rose to respond, stating:

"Thank you, second and final. I also have strong confidence in Maui County, I can speak on their behalf, as I was one of the creators of the short-term rental bills there. There's a distinction between bed and breakfasts, which are owner-occupied, and also short-term rental and TVRs. And so, I believe the bed and breakfasts with the owner-occupied type units have a bit were passed through first because it made best sense. And then the rest came along, which I always was wholeheartedly not in support.

"So, I really believe that the county is going to look at that first and foremost. Because they are a local people. They're actually people who live in their homes and they rent side rooms or cottages or what have you for that extra income to subsidize themselves. So again, I am in strong support. And I have every confidence that Maui County, in particular I can speak for, will be making the right decisions. *Mahalo*."

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

"In support. Thank you, Mr. Speaker. We are facing a dire shortage of housing in Hawai'i, which is the primary contributor to our housing crisis right now. Part of that shortage is because we are building far too few homes in Hawai'i. But also, of the homes that we're building, many of those are being converted to vacation rentals. As I've said here before, island of Kaua'i, one in eight homes is a vacation rental. Island of Maui, I believe one in seven homes is a vacation rental. As long as outside investors can purchase property in Hawai'i and make a whole lot of money by renting those out to visitors, we are going to have a really hard time solving our affordable housing crisis.

"And the purpose of this bill is merely, as has been said many times, to give the counties the authority to, as they choose, phase out short-term rental units. Units with owner-occupants could be excluded from that, short-term rental units in resort areas could be excluded to that. But the counties need the power to determine how to do this on their own. And to the notion that local people are benefiting from this, TAT data for Kaua'i shows something like less than 20% of vacation rental units are owned by local residents. The primary beneficiaries of vacation rentals in Hawai'i are mainland investors. That needs to end. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2919, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY," passed Third Reading by a vote of 45 ayes to 6 noes, with Representatives Matsumoto and Tam voting aye with reservations, and with Representatives Alcos, Garcia, Kong, Pierick, Souza, and Ward voting no.

Representative Tamas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1848-24) recommending that S.B. No. 2560, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2560, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Pierick voting no.

Representative Tamas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1849-24) recommending that S.B. No. 2245, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 2245, SD 1, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"In support. I voted no on this on second reading and throughout committee, but I am very thankful that some amendments were made in the JHA Committee to define exactly what exigent circumstances are, which is very important to make sure that we're not in violation of the Fourth and Fourteenth Amendment, as there is precedent that what's been happening here for a long time violates the Fourteenth Amendment. So, with the addition to this bill on page one, it defines exigent circumstances to mean, 'based on specific and articulable evidence, there is reasonable cause to believe.' So, thank you for the amendments and I will now be voting yes."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2245, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CHILD PROTECTIVE ACT," passed Third Reading by a vote of 51 ayes.

Representative Tamas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1850-24) recommending that S.B. No. 3125, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Nakamura moved that the report of the Committee be adopted, and that S.B. No. 3125, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"In opposition. Parents should be involved in the medical care that their children receive. Why are we expanding access for children to make medical decisions without parental supervision for kids that are only 18 years of old. Their brains don't fully develop until their 20s. Minors need to be encouraged to navigate these potentially uncomfortable conversations about sex and sexually transmitted diseases.

"While there are some young people in very unfortunate situations, this bill is worded in a way that would negatively impact thousands of families. This bill is to allegedly address marginalized youth in broken family situations, runaways, homeless. But shouldn't we be putting more focus on helping these people mend with their families versus encouraging secrecy among them.

"Fourteen-year-old boys are in the category of 11- to 15-year-old boys, and those are the main perpetrators of sexual assaults. So, if this bill is to allow a 14-year-old little girl or boy find out if they have received a sexually transmitted disease, or to get some sort of family planning care without mom or dad knowing, how about we focus more on the cause before it, the perpetrators, the sexual assaulters, versus just saying, all right, the solution is let the 14-year-old kids get these medical services without mom or dad knowing about it. I'm voting no."

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

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

"In support with comments. I'm in strong support of this and I wish that the words that I were to speak next were my own. But the testimony before the Health Committee that was the most persuasive to me was by someone who actually works with treating many youth who live with HIV. Mr. Kekoa Kealoha, before the Health Committee stated, 'young people continue to represent the largest growing demographic of people affected by STIs—HIV among them. Working for nearly a decade in HIV care and prevention, I have been the one to deliver devastating news to too many people. For every person who learned he or she had HIV, Hepatitis, or STIs when I administered a test, I see missed opportunities for prevention. The thing is, clients don't come to see people like me because they want to; they come because they have to. They bring their traumas with them. Often, trauma is what leads to potential exposure to HIV, STIs, Hepatitis, and more. I have very frequently been the first person these folks have said anything to about their traumas.'

"We could talk about parental rights and how, in an ideal world, parents should be involved in their children's medical care.' Which I suspect is some of the opposition to this bill. That's my own language. 'But the reality is that parents aren't involved when their children decide to have sex. They don't decide for their children to be assaulted. Some of them don't know their child is gay, bisexual, lesbian, transgender, queer, or otherwise identified. And, worst of all, some of them won't support their children... The young people at greatest risk for HIV acquisition are those who have uninvolved, uninterested parents who will not support healthful decision-making. This bill is for them.'

"Telling someone she or he has HIV is one of the most difficult things I've ever had to do. It's much more difficult to work one-on-one with people living with HIV, who have no support system, whose families have turned their backs on them, ejected them from their homes, and refused to acknowledge their humanity. It's even harder to sit with a client, disclose their status to their family, and watch the emotional responses take over. I pray none of you experience that and I'd like to ask you to think about those people who will not have access to life-saving medication.'

"Mr. Speaker, this bill only allows for the expansion of prevention, lifesaving prevention to diseases that kill, like HIV. We can't often say that a bill will save lives. But this will. This bill will save lives. In strong support, Mr. Speaker."

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

"In support, Mr. Speaker. When voting on this bill, I am conscious of some of the history of the United States during my lifetime. The way that under the presidency of George Bush, AIDS and HIV treatment was significantly expanded here in the United States. And later on during the

presidency of his son, George Bush, Jr., AIDS and HIV treatment was expanded significantly throughout the world, particularly in the African continent.

"Mr. Speaker, the age of consent here in the State of Hawai'i is 14 years old. That means 14 years old, means that individuals are having sex. They are engaging in this kind of behavior legally. In the time that it may take for a 14-year-old to an 18-year-old to speak to a guardian or a parent, they are missing prospective important medical decisions and medical care, which may save their lives. For that reason, I'm voting yes."

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

Representative Matsumoto's written remarks are as follows:

"As a parent, I know the necessity of being present in every one of my child's decisions. I care about the food they eat, the clothes they wear, and the friendships they make. Of course, it's natural to be concerned about something as important as their health. The truth of the matter is that parents deserve to be in the know about every aspect of their child's life and subsequently, be informed about treatments and services that are potentially life-altering. This bill disrupts that inherent privilege.

"Unfortunately, I also recognize that many youth in our state do not have a healthy family foundation and are often left to make pivotal decisions on their own out of necessity and trauma. These marginalized youth often deserve support and access to life saving medical care. I have studied both sides of the argument, acknowledged the testimony both in favor and opposition, and concluded that parents should not have their rights revoked. However, our vulnerable youth do deserve preventative health care but I believe this would be better addressed in a future bill that addresses marginalized youth and not all youth, like it does in this bill. With that, I respectfully oppose."

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

"Thank you, Mr. Speaker. In strong support. I had a floor comment prepared, but in the time that we've discussed this measure on the floor, I've decided that I wanted to share a story instead. We're all moved in this body by individuals in our communities or individuals that we come across who move us to take action. And one of the people that really moved me into this building was the very first trafficking survivor that I ever worked with.

"She was 13 when she was first trafficked. And she had been trafficked for three years on the streets of Waikiki. She's a local girl. And when I met her, she was 16. In those three years that she was trafficked, she had been raped over 10,000 times. By the time we finally met her, and by the time I finally got a chance to meet this incredible young woman, she had contracted, she had tested positive for HIV. And she eventually passed away from AIDS. She was one day shy of being free for an entire year from being a trafficking victim.

"If a bill like this would have been passed, she might still be alive today. This bill, currently existing in state law already, minors can consent to medical treatment. But this bill is about prevention. We want to make sure that we can prevent their deaths. We want to make sure that we can prevent STDs. This bill truly does save lives, just as our Health chair said. Thank you."

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

"Thank you, Mr. Speaker. In support. Mr. Speaker, I support this bill because the State of Hawai'i has put forth a plan called Hawai'i to Zero, which plans to end the HIV epidemic in Hawai'i by 2030. This bill is in line with those plans and would actually help us reach those goals. As previously mentioned, this bill also saves lives. Currently, minors can consent to testing and treatment, but they cannot consent to prevention. My question is, why are we waiting till the worst-case scenario when we get sick or potentially die that we decide to act?

"And finally, we often talk about parental rights. But what about minors who don't have parents because their parents turned their back on them simply because their child confide and trusted in them to understand who their true, authentic selves is, only to be tossed out on the street. I'm sure a

lot of those kids would love to have parents to talk to this about, but unfortunately that's not the case. This bill is for them. This bill allows them to have the preventative treatments to save their lives. Thank you, Mr. Speaker."

Representative Pierick rose to respond, stating:

"In opposition. A lot of discussion has underwritten in this building so far about this bill, and we're talking about life versus death. So, we're conflating secrecy with life. So, if the 14-year-old child doesn't tell their parents and goes, gets this medical procedure, their life will be saved. The parents are causing death because the parents are preventing them from getting these medical services. That's what this body seems to, some of these members, seem to be arguing.

"The argument is being used that there are some parents that are throwing their children out in the streets, that they will die because they don't believe them, they don't accept them. How many parents are doing that? Can we get a number? So, we're going to create a law that affects all of the children in Hawai'i, all the parents in Hawai'i, because of some anecdotes. I'm voting no on this bill."

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

"Thank you, Mr. Speaker. I stand in strong support. Access to prevention is lifesaving and very critical. I was told by Maui AIDS Foundation just a few weeks back that they tested a positive HIV result in over two and a half years. It is preventable. It is treatable. So, it's something that we should not be testing positive in any way, shape or form in this day and age. But unfortunately, we did. And it's been many years prior that people were safe and clean and protected. So, I'm in huge support to have access to the services. Thank you."

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

"With reservations. Little bit confused. I'm for parents' rights. But I also want to save that child or that kid if they got AIDS or some kind of disease. And time has to act right away. But would love to get the parents involved, so I'm with reservations. Thank you."

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

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

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

"In strong support. With HIV, there is treatment, but there is no cure. It's a lifelong treatment and it doesn't deal with all of the symptoms of the disease. So, the only real strategy we have is prevention. And prevention is a public health measure. If somebody is not infected, they can't spread it. And so that's really our only way to manage and hopefully get rid of this disease. No vaccines have worked. So, I stand in strong support for everybody who needs this prevention medication to get access to it, regardless of what their age is, regardless of what their parent's position is. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3125, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CARE FOR MINORS," passed Third Reading by a vote of 45 ayes to 6 noes, with Representatives Aiu, Alcos, Gates, and Lamosao voting aye with reservations, and with Representatives Garcia, Kila, Kong, Matsumoto, Pierick, and Ward voting no.

At 11:23 a.m., Representative Nakamura requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:23 a.m.

At 11:28 a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2342, SD 2, HD 2  
S.B. No. 2170, SD 1, HD 2

S.B. No. 1099, SD 1, HD 2  
 S.B. No. 2556, SD 2, HD 3  
 S.B. No. 2285, SD 2, HD 3  
 S.B. No. 3109, SD 1, HD 2  
 S.B. No. 1511, SD 2, HD 2  
 S.B. No. 2553, SD 1, HD 2  
 S.B. No. 2615, SD 1, HD 3  
 S.B. No. 3234, SD 1, HD 2  
 S.B. No. 2727, SD 2, HD 2  
 S.B. No. 2513, SD 2, HD 2  
 S.B. No. 572, SD 2, HD 2  
 S.B. No. 2413, SD 2, HD 1  
 S.B. No. 2885, SD 2, HD 2  
 S.B. No. 3279, SD 1, HD 2  
 S.B. No. 3094, SD 2, HD 2  
 S.B. No. 3002, SD 1, HD 2  
 S.B. No. 2922, SD 2, HD 3  
 S.B. No. 3344, SD 2, HD 2  
 S.B. No. 2919, SD 2, HD 2  
 S.B. No. 2560, SD 2, HD 2  
 S.B. No. 2245, SD 1, HD 2  
 S.B. No. 3125, SD 2, HD 2

At 11:28 a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:44 a.m.

### THIRD READING

#### S.B. No. 2948, SD 2, HD 1:

Representative Nakamura moved that S.B. No. 2948, SD 2, HD 1 pass Third Reading, seconded by Representative Morikawa.

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

"In support. This bill provides low-cost housing options while conserving undeveloped land and infrastructure spending. This is repurposing of older commercial buildings and is often significantly less expensive than building new. I'm in support."

The motion was put to vote by the Chair and carried, and S.B. No. 2948, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading by a vote of 51 ayes.

#### S.B. No. 3202, SD 2, HD 1:

Representative Nakamura moved that S.B. No. 3202, SD 2, HD 1 pass Third Reading, seconded by Representative Morikawa.

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

"In support. Affordable housing is one of the top issues facing our state today. This bill seeks to address that issue by providing more housing options in the same square footage that is available in our state."

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

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

"Mr. Speaker, in opposition. First, to greatly thank the chair of Housing for taking the teeth and the bad stuff out of this bill. For taking out the monster homes, taking out three or four or five ADUs. A great revision. The unfortunate thing, and according to my district advisors, is they're not sure what the words really mean. It's a little confusing and a little convoluted. For those reasons, for an abundance of caution, Mr. Speaker, I'm going to vote no. And hopefully this thing won't morph back into its original form when we go to conferences. Thank you."

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

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

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

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

"With reservations. And I just want to thank the bill introducer for the amendments made."

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

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

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

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

The motion was put to vote by the Chair and carried, and S.B. No. 3202, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO URBAN DEVELOPMENT," passed Third Reading by a vote of 43 ayes to 8 noes, with Representatives Alcos, Belatti, Chun, Garcia, Kobayashi, Matayoshi, Onishi, Poepoe, and Sayama voting aye with reservations, and with Representatives Garrett, Hussey-Burdick, Kong, Marten, Nishimoto, Perruso, Takenouchi, and Ward voting no.

#### S.B. No. 582, SD 2, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, S.B. No. 582, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BUDGET," passed Third Reading by a vote of 51 ayes.

#### S.B. No. 2725, HD 1:

Representative Nakamura moved that S.B. No. 2725, HD 1 pass Third Reading, seconded by Representative Morikawa.

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

The motion was put to vote by the Chair and carried, and S.B. No. 2725, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PASS-THROUGH ENTITY TAXATION," passed Third Reading by a vote of 48 ayes to 3 noes, with Representative Hussey-Burdick voting aye with reservations, and with Representatives Kapela, Perruso, and Poepoe voting no.

#### S.B. No. 3068, SD 1, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, S.B. No. 3068, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR WILDFIRE RECOVERY," passed Third Reading by a vote of 51 ayes.

#### S.B. No. 2831, SD 1, HD 1:

On motion by Representative Nakamura, seconded by Representative Morikawa and carried, S.B. No. 2831, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COUNTY TRANSIENT ACCOMMODATIONS TAX," passed Third Reading by a vote of 42 ayes to 9 noes, with Representatives Aiu, Belatti, Garcia, Garrett, Kila, Lamosao, Pierick, Poepoe, and Ward voting no.

#### S.B. No. 3289, SD 1, HD 1:

Representative Nakamura moved that S.B. No. 3289, SD 1, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Nakamura moved that S.B. No. 3289, SD 1, HD 1 be recommitted to the Committee on Finance, seconded by Representative Yamashita.

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

"In support of the motion. With all of the fiscal constraints that we are facing today with the Maui wildfire expenses. The upfront FEMA expenses that we will not be reimbursed for for many, many years, the need to address affordable housing both short term and long term on the island of Maui, and infrastructure needs within Lahaina. We really need to make that our priority this session. The need for hazard pay and all of the competing needs that have been set aside because of the Maui wildfire priority. Need for affordable housing to deal with the growing homelessness crisis throughout our state. Need to address all of the mental health needs.

"We need to find ways to address this concern about the transfer of wealth. But this may not be the time to do that. With all these other competing needs, let's focus on the needs at hand and address this. And I think we have a lot to learn from the families who are experiencing the transfer of wealth. But we need to focus on what our immediate needs are at hand. And therefore, I support this recommittal."

At this time, Representative Garcia moved for a roll call vote, seconded by Representative Ward.

At this time, the Chair stated:

"Members, there has been a request for a roll call vote on the motion to recommit. All members in support of a roll call vote, please raise your right hand. Mr. Clerk, is there a requisite number of members in support of a roll call vote?"

The Chief Clerk then stated:

"Mr. Speaker, we count five members."

The request for roll call was put to vote by the Chair and upon a show of hands, the request was denied.

The Chair then stated:

"Okay, we'll be proceeding with a voice vote."

The motion was put to vote by the Chair and carried, and S.B. No. 3289, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was recommitted to the Committee on Finance.

Representative Garcia rose to a point of order, stating:

"Point of order, Mr. Speaker. I would just ask that when you take a vote, to leave some time for those to respond by saying no, because there are members here who are casting a no vote. Thank you."

At 11:52 a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2948, SD 2, HD 1  
 S.B. No. 3202, SD 2, HD 1  
 S.B. No. 582, SD 2, HD 1  
 S.B. No. 2725, HD 1  
 S.B. No. 3068, SD 1, HD 1  
 S.B. No. 2831, SD 1, HD 1

#### LATE INTRODUCTIONS

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

Representative Kapela introduced economic justice advocates: Will Caron, Nate Hix, Nicole Woo, Kim Coco Iwamoto, Cameron Hurt, Christy McPhearson, and Shavel; and her staff, Kristopher DeRego-Coffield.

#### ANNOUNCEMENTS

Representative Onishi: "Thank you, Mr. Speaker. Today I have two announcements. First, tomorrow at 11:00 a.m. in Room 309, we will be having the FestPAC commission will be giving a briefing on the upcoming FestPAC in June. Lunch will be served. This is only open to members of both the House and the Senate. And on Friday at 1:00 p.m. in Room 423, there will be a certificate of appreciation presentation to Admiral Aquilino for his service as commander of INDOPACOM. Thank you."

Representative Takayama: "Just a reminder to members that my office will be collecting women's clothing for donations to the YWCA's Dress for Success program. So, encourage members to use tomorrow's recess day to collect gently used women's clothing for donation to women who are seeking a second chance in life. Thank you."

#### COMMITTEE REASSIGNMENTS

The following measure was re-referred to committee by the Speaker:

#### S.C.R.

#### No.    Re-referred to:

27,     Committee on Judiciary & Hawaiian Affairs  
 SD1

#### ADJOURNMENT

At 11:55 a.m., on motion by Representative Morikawa, seconded by Representative Garcia and carried, the House of Representatives adjourned until noon Thursday, April 11, 2024. (Representative Aiu was excused.)

#### HOUSE COMMUNICATIONS

House Communication dated April 9, 2024, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measures:

H.B. No. 1758, HD 1, SD 1  
 H.B. No. 1884, HD 1, SD 1  
 H.B. No. 2184, HD 1, SD 1  
 H.B. No. 2192, HD 1, SD 1  
 H.B. No. 2657, HD 1, SD 1

#### 32nd LEGISLATURE, REGULAR SESSION OF 2024 JOINT HOUSE and SENATE COMMITTEES ON CONFERENCE PROCEDURES

The Senate and the House have agreed to the following special procedures for all 2024 Regular Session Committees on Conference. These Conference procedures shall be effective from 8:00 a.m. on Monday, April 15, 2024, until 11:59 p.m. on Friday, April 26, 2024.

#### 1. Definitions

For purposes of these procedures:

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

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

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

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

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

#### 2. Conference Committee Scope and Amendments

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

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

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

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

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

### **4. Initial Public-Meeting Notice**

The electronic signatures of all chairs shall be obtained before the notice of an initial meeting is posted or distributed. Prior to offering the initial meeting notice for signatures, the chairs shall consult with one another on the information to be included in the notice.

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

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

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

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

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

"Procedures." The lead House and Senate chair of the conference committee must be part of this quorum.

- d. For a fiscal measure, the chair or co-chair representing the House Finance Committee and Senate Ways and Means Committee must be present during decision-making and give their approval.

### **7. Conference Discussion**

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

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

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

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

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

- a. A quorum of the Conference Committee shall be present for the decision-making meeting. A quorum shall be a majority of the House Committee managers and a majority of the Senate Committee managers and shall include the lead House and Senate chair and majority of the chairs of the Conference Committee for their respective chamber.
- b. To report a measure out of Conference Committee in amended form, Conference Draft (CD), a majority of the quorum of managers for each respective chamber shall vote in favor of the proposed amendments.
- c. The lead chair (or the lead chair's designee) representing their respective chamber shall call the roll and be the recorder of the quorum and the votes on that measure for that chamber. (Sample attached).
- d. Upon conclusion of negotiations of the budgets for the executive branch, judiciary, and the Office of Hawaiian Affairs, the Senate Committee on Ways and Means and the House Committee on Finance shall jointly publish budget comparison worksheets detailing the final agreements until such time as the details can be formatted and published into their final form.
- e. If, after naming a Conference Committee on a measure, the Conference Committee managers representing the chamber from which a measure originated agree to the amendments made by the non-originating chamber, only a quorum of those representing the originating chamber shall vote on the agreement at a duly noticed meeting. For example, if after naming a Conference Committee on a House measure, the House managers of the Conference Committee decide to agree to the amendments in the Senate draft (SD) of the measure, then only the House managers of the Conference Committee shall vote on the measure, returning it to the House in its SD form. For such action, only a quorum of the Conference Committee managers representing the chamber from which the measure originated need to be present. The "Record of Votes of a Conference Committee" sheet detailing the votes of the managers of the originating chamber shall be filed with the appropriate chamber without a Conference Committee Report.

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



President of the Senate

Speaker of the House of Representatives

APR 08 2024  
Date

APR 08 2024  
Date

**32nd LEGISLATURE, REGULAR SESSION OF 2024  
JOINT HOUSE and SENATE**

**COMMITTEES ON CONFERENCE  
2024 ROOM ASSIGNMENT SCHEDULE**

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

/s/ Ronald D. Kouchi  
Ronald D. Kouchi  
President of the Senate  
APR 08 2024  
Date

/s/ Scott K. Saiki  
Scott K. Saiki  
Speaker of the House of Representatives  
APR 08 2024  
Date