

FIFTY-FIRST DAY

Monday, July 6, 2020

The Senate of the Thirtieth Legislature of the State of Hawai'i, Regular Session of 2020, convened at 12:29 p.m. with the President in the Chair.

The Roll was called showing all Senators present, with Senators Chang, Keohokalole, Rhoads, Ruderman, and Shimabukuro present and participating via videoconference.

The President announced that he had read and approved the Journal of the Fiftieth Day.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 379 to 383) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 379, informing the Senate that on July 2, 2020, the House disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 1659, H.D. 3 (S.D. 1);
H.B. No. 1698, H.D. 1 (S.D. 1);
H.B. No. 2192, H.D. 1 (S.D. 1); and
H.B. No. 2202, H.D. 1 (S.D. 1),

was placed on file.

Hse. Com. No. 380, informing the Senate that on July 2, 2020, the House agreed to the amendments proposed by the Senate and passed H.B. No. 361, H.D. 1, S.D. 2 on Final Reading, was placed on file.

Hse. Com. No. 381, returning S.B. No. 2188, S.D. 1, which passed Third Reading in the House of Representatives on July 2, 2020, was placed on file.

Hse. Com. No. 382, returning S.B. No. 2260, which passed Third Reading in the House of Representatives on July 2, 2020, was placed on file.

Hse. Com. No. 383, returning S.B. No. 2920, S.D. 1, as amended in H.D. 1, which passed Third Reading in the House of Representatives on July 2, 2020, was placed on file.

By unanimous consent, action on S.B. No. 2920, S.D. 1 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY TO THE INTERNAL REVENUE CODE," was deferred until Wednesday, July 8, 2020.

STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Commerce, Consumer Protection, and Health, presented a report (Stand. Com. Rep. No. 3790) recommending that the Senate advise and consent to the nominations to the State Council on Developmental Disabilities of the following:

DEBORAH KOBAYAKAWA, in accordance with Gov. Msg. No. 852;

RENEE MANFREDI, in accordance with Gov. Msg. No. 853; and

ROBERT WHITAKER, in accordance with Gov. Msg. No. 854.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3790 and Gov. Msg. Nos. 852, 853, and 854 was deferred until Wednesday, July 8, 2020.

Senator Wakai, for the Committee on Energy, Economic Development, and Tourism, presented a report (Stand. Com.

Rep. No. 3791) recommending that the Senate advise and consent to the nominations to the Stadium Authority of the following:

KAU'I BURGESS, in accordance with Gov. Msg. No. 812;

ERIC FUJIMOTO, in accordance with Gov. Msg. No. 813; and

JOHN FINK, in accordance with Gov. Msg. No. 814.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3791 and Gov. Msg. Nos. 812, 813, and 814 was deferred until Wednesday, July 8, 2020.

Senators Wakai and Kahele, for the Committee on Energy, Economic Development, and Tourism and the Committee on Water and Land, presented a joint report (Stand. Com. Rep. No. 3792) recommending that S.C.R. No. 49, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3792 and S.C.R. No. 49, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO UPDATE AND REPORT ON TRANSIT-ORIENTED DEVELOPMENT PLANNING AND IMPLEMENTATION FOR THE KAKAAKO COMMUNITY DEVELOPMENT DISTRICT," was deferred until Wednesday, July 8, 2020.

Senators Wakai and Kahele, for the Committee on Energy, Economic Development, and Tourism and the Committee on Water and Land, presented a joint report (Stand. Com. Rep. No. 3793) recommending that S.R. No. 28, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3793 and S.R. No. 28, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO UPDATE AND REPORT ON TRANSIT-ORIENTED DEVELOPMENT PLANNING AND IMPLEMENTATION FOR THE KAKAAKO COMMUNITY DEVELOPMENT DISTRICT," was deferred until Wednesday, July 8, 2020.

ORDER OF THE DAY**AGREE/DISAGREE****MATTERS DEFERRED FROM THURSDAY, JULY 2, 2020**

S.B. No. 2629, S.D. 2 (H.D. 1):

By unanimous consent, action on S.B. No. 2629, S.D. 2 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," was deferred until Wednesday, July 8, 2020.

At 12:32 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:32 p.m.

S.B. No. 2877, S.D. 1 (H.D. 2):

Senator Baker moved that the Senate agree to the amendments proposed by the House to S.B. No. 2877, S.D. 1, seconded by Senator Kahele.

Senator Baker noted:

"These are measures that have corrected the date and your Committee on Commerce, Consumer Protection, and Health is fine with them, and I ask for your support. Mahalo."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2877, S.D. 1, and S.B. No. 2877, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH COUNSELORS," was placed on the calendar for Final Reading on Wednesday, July 8, 2020.

S.B. No. 2878 (H.D. 2):

Senator Baker moved that the Senate agree to the amendments proposed by the House to S.B. No. 2878, seconded by Senator Kahele.

Senator Baker noted:

"These are measures that have corrected the date and your Committee on Commerce, Consumer Protection, and Health is fine with them, and I ask for your support. Mahalo."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2878, and S.B. No. 2878, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MASSAGE THERAPY," was placed on the calendar for Final Reading on Wednesday, July 8, 2020.

S.B. No. 3054, S.D. 2 (H.D. 1):

Senator Nishihara moved that the Senate agree to the amendments proposed by the House to S.B. No. 3054, S.D. 2, seconded by Senator Kahele.

Senator Nishihara noted:

"Mr. President, your Committee on Public Safety, Intergovernmental, and Military Affairs has chosen to agree to the change made in the House, which was simply to lower the monetary fine."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 3054, S.D. 2, and S.B. No. 3054, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARM REGISTRATION," was placed on the calendar for Final Reading on Wednesday, July 8, 2020.

S.B. No. 2701 (H.D. 2):

Senator Nishihara moved that the Senate agree to the amendments proposed by the House to S.B. No. 2701, seconded by Senator Kahele.

Senator Nishihara noted:

"Mr. President, your Committee on Public Safety, Intergovernmental, and Military Affairs has chosen to agree to the House Draft 2 as returned to us by the House as the only changes made were made to put in an effective date and take care of minor technical amendments."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2701, and S.B. No. 2701, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL BUILDINGS," was placed on the calendar for Final Reading on Wednesday, July 8, 2020.

THIRD READING

MATTER DEFERRED FROM THURSDAY, JULY 2, 2020

Stand. Com. Rep. No. 3722 (H.B. No. 1469, H.D. 2, S.D. 2):

By unanimous consent, Stand. Com. Rep. No. 3722 and H.B. No. 1469, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE COLLEGE SAVINGS PROGRAM," were recommitted to the Committee on Ways and Means.

THIRD READING

H.B. No. 1805, H.D. 1, S.D. 1:

Senator Baker moved that H.B. No. 1805, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Chang.

Senator Baker then offered the following amendment (Floor Amendment No. 11) to H.B. No. 1805, H.D. 1, S.D. 1:

SECTION 1. House Bill No. 1805, H.D. 1, S.D. 1, is amended by amending the effective date from July 1, 2050, to upon approval, in section 6 and to read as follows:

"SECTION 6. This Act shall take effect upon its approval."

Senator Baker moved that Floor Amendment No. 11 be adopted, seconded by Senator Nishihara.

Senator Baker rose to speak in support of the amendment as follows:

"This is one of those hangover bills from March, and we only made a clean effective date, which is 'upon approval.' This will give us an opportunity to make sure that any increases in prescription drug prices that would go to our EUTF or other health plans have to be given notice so that we can appropriately adjust. Mahalo."

The motion to adopt Floor Amendment No. 11 was put by the Chair and carried.

By unanimous consent, H.B. No. 1805, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," was placed on the calendar for Third Reading on Wednesday, July 8, 2020.

The Chair then directed to Clerk to take Stand. Com. Rep. No. 3776, Third Reading of H.B. No. 1819, H.D. 2, S.D. 2, out of order.

Stand. Com. Rep. No. 3776 (H.B. No. 1819, H.D. 2, S.D. 2):

Senator Rhoads moved that Stand. Com. Rep. No. 3776 be adopted and H.B. No. 1819, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Dela Cruz.

Senator Gabbard then offered the following amendment (Floor Amendment No. 12) to H.B. No. 1819, H.D. 2, S.D. 2:

SECTION 1. House Bill No. 1819, H.D. 2, S.D. 2, is amended by amending section 3 to clarify that individuals or entities licensed to grow hemp under the State Industrial Hemp Pilot Program prior to the effective date of the Act are exempt from commercial hemp production area restrictions relating to playgrounds; childcare facilities; schools; and houses, dwelling units, residential apartments, or other residential structures.

Senator Gabbard moved that Floor Amendment No. 12 be adopted, seconded by Senator Rhoads.

Senator Gabbard rose to speak in support of the amendment as follows:

"Members, this floor amendment corrects a technical flaw in House Bill 1819 related to the grandfathering of existing pilot hemp program farmers as it relates to the buffer zones in the bill. This amendment will allow the grandfather clause for existing hemp farmers to continue after the pilot hemp program sunsets on October 31, 2020."

The motion to adopt Floor Amendment No. 12 was put by the Chair and carried.

Senator Gabbard then moved that Stand. Com. Rep. No. 3776 be received and placed on file, seconded by Senator Rhoads and carried.

By unanimous consent, H.B. No. 1819, H.D. 2, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO HEMP," was placed on the calendar for Third Reading on Wednesday, July 8, 2020.

ADVISE AND CONSENT

Stand. Com. Rep. No. 3737 (Gov. Msg. Nos. 820, 821, and 822):

Senator Nishihara moved that Stand. Com. Rep. No. 3737 be received and placed on file, seconded by Senator Wakai and carried.

Senator Nishihara then moved that the Senate advise and consent to the nominations to the Advisory Board on Veterans' Services of the following:

MICHAEL LILLY, term to expire June 30, 2024 (Gov. Msg. No. 820);

MARY HERTOG, term to expire June 30, 2023 (Gov. Msg. No. 821); and

REYN KAUPIKO, term to expire June 30, 2024 (Gov. Msg. No. 822),

seconded by Senator Wakai.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3741 (Gov. Msg. No. 825):

Senator Baker moved that Stand. Com. Rep. No. 3741 be received and placed on file, seconded by Senator Chang and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of KEVAN WONG to the Board of Directors of the Hawai'i Health Systems Corporation, term to expire June 30, 2021, seconded by Senator Chang.

Senator Baker spoke in support of the nominee as follows:

"These were all governor's messages that your Committee on Commerce, Consumer Protection, and Health heard; they're all very well-qualified for their positions, and I ask my colleagues to support them. Mahalo."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3742 (Gov. Msg. No. 826):

Senator Baker moved that Stand. Com. Rep. No. 3742 be received and placed on file, seconded by Senator Chang and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of GERALD OHTA to the Disability and Communication Access Board, term to expire June 30, 2024, seconded by Senator Chang.

Senator Baker spoke in support of the nominee as follows:

"These were all governor's messages that your Committee on Commerce, Consumer Protection, and Health heard; they're all very well-qualified for their positions, and I ask my colleagues to support them. Mahalo."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3743 (Gov. Msg. No. 831):

Senator Baker moved that Stand. Com. Rep. No. 3743 be received and placed on file, seconded by Senator Chang and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of LORI OKUDA to the Radiologic Technology Board, term to expire June 30, 2024, seconded by Senator Chang.

Senator Baker spoke in support of the nominee as follows:

"These were all governor's messages that your Committee on Commerce, Consumer Protection, and Health heard; they're all very well-qualified for their positions, and I ask my colleagues to support them. Mahalo."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3744 (Gov. Msg. No. 850):

Senator Baker moved that Stand. Com. Rep. No. 3744 be received and placed on file, seconded by Senator Chang and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of RENEE RIVERA to the Mental Health and Substance Abuse, Hawai'i Service Area Board, term to expire June 30, 2024, seconded by Senator Chang.

Senator Baker spoke in support of the nominee as follows:

"These were all governor's messages that your Committee on Commerce, Consumer Protection, and Health heard; they're all very well-qualified for their positions, and I ask my colleagues to support them. Mahalo."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3745 (Gov. Msg. No. 851):

Senator Baker moved that Stand. Com. Rep. No. 3745 be received and placed on file, seconded by Senator Chang and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of CHARLEEN CROZIER to the State Council on Mental Health, term to expire June 30, 2023, seconded by Senator Chang.

Senator Baker spoke in support of the nominee as follows:

"These were all governor's messages that your Committee on Commerce, Consumer Protection, and Health heard; they're all very well-qualified for their positions, and I ask my colleagues to support them. Mahalo."

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3746 (Gov. Msg. Nos. 832, 834, and 835):

Senator Baker moved that Stand. Com. Rep. No. 3746 be received and placed on file, seconded by Senator Chang and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Statewide Health Coordinating Council of the following:

JOSEPH BURKE, term to expire June 30, 2023 (Gov. Msg. No. 832);

ORIANNA SKOMOROCH, term to expire June 30, 2024 (Gov. Msg. No. 834); and

MALIA TALLETT, term to expire June 30, 2024 (Gov. Msg. No. 835),

seconded by Senator Chang.

Senator Baker spoke in support of the nominees as follows:

“These were all governor’s messages that your Committee on Commerce, Consumer Protection, and Health heard; they’re all very well-qualified for their positions, and I ask my colleagues to support them. Mahalo.”

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

FINAL READING

Conf. Com. Rep. No. 3-20 (H.B. No. 285, H.D. 1, S.D. 2, C.D. 1):

Senator Rhoads moved that Conf. Com. Rep. No. 3-20 be adopted and H.B. No. 285, H.D. 1, S.D. 2, C.D. 1, having been read throughout, pass Final Reading, seconded by Senator Nishihara.

The Chair having so ordered, Senator Fevella’s written remarks read as follows:

“I stand in opposition to this bill because it eliminates privacy, due process, and safety for our Law Enforcement Officers. These Officers are well-trained individuals who undergo extensive training in all aspects of real-life situations in which they are called upon to protect and to serve our communities. They are trained well both here in Hawai’i and in the top five Law Enforcement Academies, such as the FBI Academy, on the mainland. These Law Enforcement Officers are not only trained individuals—they are also our friends and family. Most of us in Hawai’i know personally at least one Law Enforcement Officer. I should note that, in the conference on this bill, in the heat of the discussion, I mis-spoke about our correctional officers, and I now correct that. They are far more than security guards—they too are trained Law Enforcement Officers who undergo extensive training to face the many challenging situations at the prisons.

“I also oppose this bill because we already have a serious problem trying to fill our Law Enforcement Officer positions in this State. If we pass this bill, we will make a poor recruitment situation—where people are reluctant to serve as Law Enforcement Officers—even worse by showcasing names of Officers prior to their being proven guilty. How is this fair? It isn’t!

“Plus: How does this bill protect the very individuals who constantly put their lives on the line every single day? HRS 92F states, ‘The name of any other public employee who is suspended or discharged is not disclosed until AFTER that employee’s rights have been fully adjudicated and exhausted.’ These are the due process rights given to every other public employee. Now this bill would change that only for Law Enforcement Officers. We legislators should follow HRS 92F, and we should oppose this bill when we really look at the need to protect those who protect us. So, let’s vote down this bill and, by doing so, we will continue to protect our Law Enforcement

Officers who lay their lives down daily to protect you, your family, and our communities.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 3-20 was adopted and H.B. No. 285, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20; Ayes with Reservations (Dela Cruz, Kanuha, Moriwaki). Noes, 4 (Fevella, Inouye, Kahele, Kidani).

THIRD READING

H.B. No. 2610, H.D. 2, S.D. 2:

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, H.B. No. 2610, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

H.B. No. 1661, H.D. 3, S.D. 2:

On motion by Senator Baker, seconded by Senator Nishihara and carried, H.B. No. 1661, H.D. 3, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3734 (H.B. No. 2590, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Dela Cruz and carried, Stand. Com. Rep. No. 3734 was adopted and H.B. No. 2590, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AUTONOMOUS VEHICLES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Fevella).

Stand. Com. Rep. No. 3735 (H.B. No. 2002, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Dela Cruz and carried, Stand. Com. Rep. No. 3735 was adopted and H.B. No. 2002, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION NETWORK COMPANIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3736 (H.B. No. 2292, H.D. 1, S.D. 2):

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, Stand. Com. Rep. No. 3736 was adopted and H.B. No. 2292, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ELECTRIC GUNS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Fevella).

H.B. No. 2573, H.D. 1, S.D. 1:

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, H.B. No. 2573, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SEX TRAFFICKING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

H.B. No. 1673, H.D. 1, S.D. 1:

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, H.B. No. 1673, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE ETHICS CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

H.B. No. 2148, H.D. 1, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Ihara and carried, H.B. No. 2148, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

H.B. No. 2527, H.D. 1, S.D. 1:

On motion by Senator Chang, seconded by Senator Kanuha and carried, H.B. No. 2527, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE LOW-INCOME HOUSING TAX CREDIT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3747 (H.B. No. 1678, H.D. 1, S.D. 1):

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, Stand. Com. Rep. No. 3747 was adopted and H.B. No. 1678, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MUSICAL PERFORMANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

At 12:44 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:45 p.m.

Stand. Com. Rep. No. 3748 (H.B. No. 1748, H.D. 1):

By unanimous consent, Stand. Com. Rep. No. 3748 and H.B. No. 1748, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WILDLIFE OFFENSES," were recommitted to the Committee on Judiciary.

Stand. Com. Rep. No. 3749 (H.B. No. 2054, H.D. 1, S.D. 1):

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, Stand. Com. Rep. No. 3749 was adopted and H.B. No. 2054, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3750 (H.B. No. 1701, H.D. 1, S.D. 2):

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, Stand. Com. Rep. No. 3750 was adopted and H.B. No. 1701, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EQUAL PAY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3751 (H.B. No. 1978, H.D. 1, S.D. 1):

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, Stand. Com. Rep. No. 3751 was adopted and H.B. No. 1978, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL IMMIGRANT JUVENILE STATUS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3752 (H.B. No. 2043, H.D. 2, S.D. 2):

Senator Rhoads moved that Stand. Com. Rep. No. 3752 be adopted and H.B. No. 2043, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Keohokalole.

Senator Kim rose to speak in support of the measure with reservations as follows:

"Mr. President, will you note my reservations on House Bill 2043, Relating to Adolescent Mental Health Care? I have some concerns about the parental disclosure. Thank you."

Senator Fevella rose to request that remarks in opposition to the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Fevella's remarks read as follows:

"I oppose this bill because it takes away the requirement that parents and legal guardians must give permission first before mental health treatment or counseling services are provided to an adolescent."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3752 was adopted and H.B. No. 2043, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADOLESCENT MENTAL HEALTH CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22; Ayes with Reservations (Kim, Riviere). Noes, 2 (Fevella, Gabbard).

Stand. Com. Rep. No. 3753 (H.B. No. 2317, H.D. 2, S.D. 2):

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, Stand. Com. Rep. No. 3753 was adopted and H.B. No. 2317, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SECURITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3754 (H.B. No. 2340, H.D. 2, S.D. 1):

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, Stand. Com. Rep. No. 3754 was adopted and H.B. No. 2340, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEAD BODIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3755 (H.B. No. 2420, H.D. 2, S.D. 2):

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, Stand. Com. Rep. No. 3755 was adopted and H.B. No. 2420, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CIVIL RIGHTS COMMISSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3756 (H.B. No. 1902, H.D. 2, S.D. 2):

Senator Rhoads moved that Stand. Com. Rep. No. 3756 be adopted and H.B. No. 1902, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Keohokalole.

Senator Fevella rose to request that remarks in opposition to the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Fevella's remarks read as follows:

"This bill, in restricting the use of large detachable ammunition magazines, infringes on an individual's right to bear arms."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3756 was adopted and H.B. No. 1902, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19; Ayes with Reservations (Kahele). Noes, 5 (Fevella, Gabbard, Kidani, Riviere, Wakai).

Stand. Com. Rep. No. 3757 (H.B. No. 1620, H.D. 2, S.D. 2):

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, Stand. Com. Rep. No. 3757 was adopted and H.B. No. 1620, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ADMINISTRATION OF JUSTICE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3758 (H.B. No. 2097, H.D. 2, S.D. 2):

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, Stand. Com. Rep. No. 3758 was adopted and H.B. No. 2097, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CANNABIS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3759 (H.B. No. 2124, H.D. 1, S.D. 2):

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, Stand. Com. Rep. No. 3759 was adopted and H.B. No. 2124, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF ETHICS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3760 (H.B. No. 2162, H.D. 2, S.D. 1):

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, Stand. Com. Rep. No. 3760 was adopted and H.B. No. 2162, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOWING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3761 (H.B. No. 2253, H.D. 1, S.D. 2):

Senator Rhoads moved that Stand. Com. Rep. No. 3761 be adopted and H.B. No. 2253, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Keohokalole.

Senator Fevella rose to request that remarks in opposition to the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Fevella's remarks read as follows:

"This bill will result in misunderstandings and hard feelings on the part of members of the public like you and me. The bill would allow the chair of the Board of Land & Natural Resources and the county police chiefs to deputize private contractors and others working on State projects on State highways to issue traffic citations to the public. This will result in confusion on the part of the public. Only county police should have the power to issue traffic citations."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3761 was adopted and H.B. No. 2253, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Fevella).

Stand. Com. Rep. No. 3762 (H.B. No. 2709, H.D. 2, S.D. 1):

Senator Rhoads moved that Stand. Com. Rep. No. 3762 be adopted and H.B. No. 2709, H.D. 2, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Keohokalole.

Senator Fevella rose to request that remarks in opposition to the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Fevella's remarks read as follows:

"This bill is another example of restricting an individual's Second Amendment right to bear arms and of government intruding much too much into an individual's life—ironically, even after death. The bill requires that the personal representative (formerly known as a testator or testatrix) of a deceased person's estate notify the county police department of any firearm that is in the decedent's estate before the estate can be legally closed. This does nothing to reduce the firearms in a community and is just more government 'red tape.'"

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3762 was adopted and H.B. No. 2709, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM PROBATE CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Fevella).

Stand. Com. Rep. No. 3763 (H.B. No. 2750, H.D. 2, S.D. 2):

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, Stand. Com. Rep. No. 3763 was adopted and H.B. No. 2750, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MONETARY OBLIGATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3764 (H.B. No. 1346, H.D. 2, S.D. 2):

On motion by Senator Dela Cruz, seconded by Senator Keith-Agaran and carried, Stand. Com. Rep. No. 3764 was adopted and H.B. No. 1346, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Kim). Noes, 1 (Fevella).

Stand. Com. Rep. No. 3765 (H.B. No. 1352, H.D. 2, S.D. 1):

On motion by Senator Dela Cruz, seconded by Senator Keith-Agaran and carried, Stand. Com. Rep. No. 3765 was adopted and H.B. No. 1352, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL OPERATING BUDGET," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3766 (H.B. No. 2035, H.D. 1, S.D. 2):

On motion by Senator Dela Cruz, seconded by Senator Keith-Agaran and carried, Stand. Com. Rep. No. 3766 was adopted and H.B. No. 2035, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NON-AGRICULTURAL PARK LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Ihara).

Stand. Com. Rep. No. 3767 (H.B. No. 2543, H.D. 1, S.D. 2):

On motion by Senator Dela Cruz, seconded by Senator Keith-Agaran and carried, Stand. Com. Rep. No. 3767 was adopted and H.B. No. 2543, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ACCESS TO LEARNING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3768 (H.B. No. 917, H.D. 1, S.D. 1):

On motion by Senator Dela Cruz, seconded by Senator Keith-Agaran and carried, Stand. Com. Rep. No. 3768 was adopted and H.B. No. 917, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3769 (H.B. No. 2350, H.D. 2, S.D. 1):

On motion by Senator Rhoads, seconded by Senator Dela Cruz and carried, Stand. Com. Rep. No. 3769 was adopted and H.B. No. 2350, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3770 (H.B. No. 1651, H.D. 1, S.D. 1):

On motion by Senator Rhoads, seconded by Senator Dela Cruz and carried, Stand. Com. Rep. No. 3770 was adopted and H.B. No. 1651, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VEHICLE INSPECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3771 (H.B. No. 1942, H.D. 2, S.D. 2):

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, Stand. Com. Rep. No. 3771 was adopted and H.B. No. 1942, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE REPORTING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3772 (H.B. No. 2323, H.D. 2, S.D. 2):

On motion by Senator Rhoads, seconded by Senator Dela Cruz and carried, Stand. Com. Rep. No. 3772 was adopted and H.B. No. 2323, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE MORTGAGE LOAN RECOVERY FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3773 (H.B. No. 2061, H.D. 1, S.D. 2):

On motion by Senator Rhoads, seconded by Senator Dela Cruz and carried, Stand. Com. Rep. No. 3773 was adopted and H.B. No. 2061, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3774 (H.B. No. 2565, H.D. 2, S.D. 2):

On motion by Senator Rhoads, seconded by Senator Dela Cruz and carried, Stand. Com. Rep. No. 3774 was adopted and H.B. No. 2565, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3775 (H.B. No. 1676, H.D. 1, S.D. 2):

Senator Rhoads moved that Stand. Com. Rep. No. 3775 be adopted and H.B. No. 1676, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Dela Cruz.

Senator Fevella rose to request that remarks in opposition to the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Fevella's remarks read as follows:

"This bill creates a two-year pilot program for a Photo Red Light Imaging System to catch vehicles going through red lights at intersections. The violation citation is issued to the registered owner of the vehicle, who, as we all know, is often not the driver of the vehicle and whose identity, by the way, cannot be determined by the Photo System. It is very doubtful that the courts will uphold this System. The money can be better spent in several ways: By educating drivers to respect red lights; and by better and stronger law enforcement and police patrolling."

Senator Wakai rose to request that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Wakai's remarks read as follows:

"I would like to include the following statement from my constituent, Daphne Manago:

Dear Hawaii State Senators,

I am sending this email to request your vote in favor of HB1676 SD2 which will allow the use of red light cameras on Oahu.

About two years ago, when I worked in downtown Honolulu, I walked to and from my office every morning and afternoon. I would cross the very dangerous intersection at Vineyard Blvd and Pali Hwy where I saw children and kupunas walking. I would also see drivers running red lights and not watching out

for pedestrians. Unfortunately, it's still happening right in my own community. We've been sign-waving at intersections in the Moanalua, Salt Lake and Kalihi communities and vehicles continue to disregard traffic signals.

It's very disturbing to witness reckless driving and I feel the cameras will make drivers think twice about doing the right thing and obey the laws. I'm confident that this program will change driving behaviors, reduce traffic related deaths and most importantly, save lives of pedestrians, cyclists, and motorists. My son, Zach, was killed about ten years ago while riding his bicycle and my commitment to him is to raise awareness for safer streets. I hope you will join me in honoring Zach's legacy and saving lives. Thank you for your consideration.

I sincerely ask that you vote in FAVOR of HB1676 SD2.

With Aloha,

Daphne Manago
Zachary Manago's Mom

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3775 was adopted and H.B. No. 1676, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19; Ayes with Reservations (Moriwaki). Noes, 5 (English, Fevella, Kim, Riviere, Ruderman).

Stand. Com. Rep. No. 3777 (H.B. No. 2457, H.D. 2, S.D. 2):

Senator Rhoads moved that Stand. Com. Rep. No. 3777 be adopted and H.B. No. 2457, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Dela Cruz.

Senator Baker rose to request that remarks in strong support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Baker's remarks read as follows:

"Mr. President, I rise in strong support of H.B. 2457, H.D. 2, S.D. 2, Relating to the Youth Vaping Epidemic. This important measure bans the sale of flavored tobacco products, prohibits the mislabeling of e-liquid products containing nicotine, and establishes fines and penalties for violations. In addition, the measure authorizes a court to require a person eighteen to twenty-one years of age who is convicted of possession of a tobacco product or electronic smoking device to complete a tobacco education program or complete a tobacco use cessation program or perform community service instead of paying a fine. A measure like this is necessary because there has been a dramatic increase in the use of electronic smoking devices by Hawaii's youth. Coincidentally, medical doctors have begun to document a major outbreak of the condition known as EVALI (E-cigarette Use-Associated Lung Injury) found mostly in youth and young adults who vape. EVALI creates lasting damage in its victims' lungs.

"H.B. 2457, H.D. 2, S.D. 2 addresses the significant drivers of this epidemic: the availability of flavored products and misleading marketing. Some electronic cigarette products on the market offer flavors such as candy, fruit, chocolate, mint, Kona coffee, Maui mango, shaka strawberry, and Molokai hot bread. These flavors and marketing appeal to youth are addicting and threaten the health of many who were previously non-smokers.

"H.B. 2457, H.D. 2, S.D. 2 creates the path for Hawai'i to fiscally and legally address this epidemic as the public health crisis it is. Although the cases of EVALI have declined in these recent months, it is important to address the continued health threat e-cigarettes have on Hawaii's youth. Vaping is not benign; vaping causes serious health conditions which can be deadly!

"Please join me in support of H.B. 2457, H.D. 2, S.D. 2. Mahalo."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3777 was adopted and H.B. No. 2457, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE YOUTH VAPING EPIDEMIC," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3778 (H.B. No. 2425, H.D. 1, S.D. 1):

Senator Rhoads moved that Stand. Com. Rep. No. 3778 be adopted and H.B. No. 2425, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Dela Cruz.

Senator Baker rose to request that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Baker's remarks read as follows:

"Mr. President, I rise in strong support of H.B. 2425, H.D. 1, S.D. 1, Relating to Domestic Abuse.

"On March 25, the governor put into effect stay-at-home orders to suppress COVID-19. Although stay-at-home orders were effective and essential to this pandemic, those same stay-at-home orders caused a rise in domestic violence. H.B. 2425, H.D. 1, S.D. 1 amends the definition of 'domestic abuses' under Hawaii's insurance laws and laws relating to domestic abuse protective orders to include coercive control between family or household members.

"This measure recognizes that domestic abuse victims can be victimized by being isolated from friends and family, controlling access to money, and monitoring individual activities and communications under the definition of 'coercive control'. It is increasingly difficult to reach and provide support to these victims of non-physical violence. The passage of H.B. 2425 will allow victims to obtain the necessary legal and financial protection that current law does not address.

"Please join me in support of H.B. 2425, H.D. 1, S.D. 1. Mahalo."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3778 was adopted and H.B. No. 2425, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3779 (H.B. No. 1523, H.D. 1, S.D. 2):

Senator Dela Cruz moved that Stand. Com. Rep. No. 3779 be adopted and H.B. No. 1523, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Keith-Agaran.

The Chair having so ordered, Senator Kidani's remarks read as follows:

"Colleagues, as you know, our public education system will be reopening in just about a month, and, while there remain many questions as to what school will look like, I do not believe

that there is any question with regards to the fact that digital learning will be a part of it. However, we cannot allow a 'digital divide' to become the reason that some students do better than others.

"House Bill 1523 appropriates CARES Act funding to address the number-one pressing need, as identified by the Department of Education: getting learning devices into the hands of students who otherwise cannot afford them. The money appropriated in this bill is enough to purchase 12,800 devices, enough to cover the need for schools that have a student population that qualifies for free and reduced lunch of 50 percent or higher in that student population.

"I want to express my gratitude to the Ways and Means chair, Senator Dela Cruz, and the House Finance committee chair, Representative Luke, for their assistance in making sure that some of our most vulnerable students have access to digital learning."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3779 was adopted and H.B. No. 1523, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION BUDGET," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3780 (H.B. No. 1637, H.D. 1, S.D. 2):

On motion by Senator Dela Cruz, seconded by Senator Keith-Agaran and carried, Stand. Com. Rep. No. 3780 was adopted and H.B. No. 1637, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3781 (H.B. No. 1846, H.D. 2, S.D. 2):

On motion by Senator Dela Cruz, seconded by Senator Keith-Agaran and carried, Stand. Com. Rep. No. 3781 was adopted and H.B. No. 1846, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY EFFICIENCY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3782 (H.B. No. 1912, H.D. 1, S.D. 1):

Senator Dela Cruz moved that Stand. Com. Rep. No. 3782 be adopted and H.B. No. 1912, H.D. 1, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Keith-Agaran.

Senator Fevella rose to request that remarks in opposition to the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Fevella's remarks read as follows:

"This bill moves the Pacific International Space Center for Exploration Systems (PISCES, the Greek word for the astrology sign of the fish) from being an independent agency only administratively attached to the Department of Business, Economic Development, and Tourism (DBEDT) into DBEDT itself as an agency of it. I oppose any funding for PISCES—regardless of its status with DBEDT—because it advocates projects such as a spaceport, which will ruin the natural beauty of Hawai'i, and also because the jobs created are not primarily for Hawai'i residents but for non-residents from outside Hawai'i."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3782 was adopted and H.B. No. 1912, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Fevella).

Stand. Com. Rep. No. 3783 (H.B. No. 1928, H.D. 1, S.D. 2):

On motion by Senator Dela Cruz, seconded by Senator Keith-Agaran and carried, Stand. Com. Rep. No. 3783 was adopted and H.B. No. 1928, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENT DISTRICTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3784 (H.B. No. 1929, H.D. 2, S.D. 2):

Senator Dela Cruz moved that Stand. Com. Rep. No. 3784 be adopted and H.B. No. 1929, H.D. 2, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Keith-Agaran.

Senator Baker rose to speak in strong support of the measure as follows:

"I wish to acknowledge and appreciate the chair of the Committee on Ways and Means for helping us move this measure forward. It allows a developer who is in the midst of trying to purchase these to keep this in affordable housing in perpetuity the opportunity to do this, and this provides an extension of that time. Without it, these could be bought up by somebody who wants to turn them into something else, and affordable housing is what we need in Lāhainā. Mahalo."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3784 was adopted and H.B. No. 1929, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3785 (H.B. No. 2183, H.D. 2, S.D. 2):

On motion by Senator Dela Cruz, seconded by Senator Keith-Agaran and carried, Stand. Com. Rep. No. 3785 was adopted and H.B. No. 2183, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3786 (H.B. No. 2486, H.D. 2, S.D. 2):

On motion by Senator Dela Cruz, seconded by Senator Keith-Agaran and carried, Stand. Com. Rep. No. 3786 was adopted and H.B. No. 2486, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF PLANNING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3787 (H.B. No. 2738, H.D. 1, S.D. 2):

On motion by Senator Dela Cruz, seconded by Senator Keith-Agaran and carried, Stand. Com. Rep. No. 3787 was adopted and H.B. No. 2738, H.D. 1, S.D. 2, entitled: "A BILL

FOR AN ACT RELATING TO CAMPAIGN FINANCE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3788 (H.B. No. 460, H.D. 1, S.D. 1):

On motion by Senator Dela Cruz, seconded by Senator Keith-Agaran and carried, Stand. Com. Rep. No. 3788 was adopted and H.B. No. 460, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE COUNTIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none.

Stand. Com. Rep. No. 3789 (H.B. No. 2502, H.D. 1, S.D. 2):

Senator Dela Cruz moved that Stand. Com. Rep. No. 3789 be adopted and H.B. No. 2502, H.D. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Keith-Agaran.

Senator Ruderman spoke in opposition to the measure as follows:

“I take the health concerns that bring this bill before us very seriously, and I take very seriously the attorney general’s concerns in wanting to push this bill forward. I also take very seriously all of our hard-fought civil rights, including those relating to privacy.

“I note that this bill comes before us through a very non-democratic process; it didn’t come through the normal process. I know it’s unusual times. It didn’t allow any normal public input; there was never discussion allowed. I understand—I’ve heard how we’ve dismissed the thousand testifiers in opposition. I’ve heard it clearly. Our committee report says there were numerous individuals opposed. And I’ve also heard it said quite loudly that they must not have read it or they don’t understand it, and, yeah, that’s true in a lot of cases, but that’s not the democratic process, to completely dismiss an overwhelming outpouring of opposition because they don’t know enough and we didn’t provide a process that allows them to know or allows us to hear their concerns. I don’t share all those concerns and I think a lot of them are farfetched, but I sure share some of them.

“I think of all the other times in our history when we were faced with fearful crises, and if we had surrendered some of our rights at every point along the way, where would we be now? We’re the link in the chain now. There’s fear in the air; some of it’s justified. Do we respond by surrendering our civil rights in an undemocratic process? So although I understand there’s a lot of fear today and much of it is well-grounded, I continue to stand on the side of civil rights where they’re being challenged, and I’ll oppose this bill. Thank you.”

Senator Keohokalole spoke in support of the measure as follows:

“This bill before us takes the response actions already articulated in the governor’s emergency proclamations and places them before the legislative branch, where they are better addressed under the constitution in order to properly allay the civil rights concerns mentioned by the senator before me. This bill explains who, should emergency circumstances related to the pandemic continue or escalate, is responsible for directing the public health aspects of this response and how they may go about taking action. This is in direct response to criticism that the governor exceeded his mandate under the constitution because of the issuance of multiple temporary emergency orders in succession. I know that there has been much criticism and controversy about how the State and counties have responded to

the pandemic, in part because of, again, successive executive orders without the opportunity for public input. Like it or not, as acknowledged in part by our local federal court last week, the constitution does allow this. But, in recognition of the democratic principles inherent in our constitution, I believe it is imperative that the Legislature speak on the actions taken to address this once-in-a-century catastrophe and, while we sit here in session, endorse the path forward and articulate how we expect the crisis to be managed going forward, if only to allow our constituents who disagree the opportunity to voice that displeasure.

“Regardless of the passage of this bill, the executive branch must still tailor its action to address the emergency narrowly and temporarily with a clearly explained justification that can withstand legal challenge. That criteria for action cannot and will not change; the constitution requires it. For example, the bill, starting on page 13, specifically explains the due process rights of individuals subject to any of the provisions of this bill. This bill does not abrogate the constitution. It does not abrogate the provisions of any other statutes, and no other statutes abrogate the provisions of this bill.

“With that said, I support the bill, and it is important to note that the provisions in question that are the source of so much controversy will expire in two years. Extension of any of those sections will again require legislative action. My hope is that we will not need to extend them. With those remarks, again, I support the bill. Thank you for your time.”

Senator Fevella rose to speak in opposition to the measure as follows:

“I was in the Senate hearings for this bill, and while it was heard and when I was a part of, at the time when this moved forward, no non-elected government official was going to be able to have this kind of powers. Now I feel, if this bill goes through, it’s going to allow giving people who are not elected to have authority over certain decisions. I don’t feel comfortable with that, giving that kind of power to someone who’s not been elected to the position. Thank you.”

Senator Baker rose to speak in support of the measure as follows:

“This measure was heard in the Committee on Commerce, Consumer Protection, and Health on 6/25. It was heard in Ways and Means on 7/2/2020, so it had its requisite hearings, but more importantly, this is a measure that was requested by the attorney general and is much-needed to fight against COVID-19 and future pandemics. The unprecedented pandemic that we are facing has highlighted the need for our state to effectively respond to disease outbreaks. We have learned a great deal since March, and this measure codifies elements that will help the Department of Health to have the flexibility and efficiency in containing the spread of a disease.

“And I will note for the record and underscore it that the only person in the State of Hawai’i who can declare a pandemic and call some of these provisions into play is the elected governor of the State of Hawai’i, not an unelected head of a department. The head of the department is tasked with carrying out the law as many of the other department heads are. Screening travelers is a very important strategy in fighting the spread of disease, and this measure will allow the department latitude to screen, test, and perform contact tracing for people who are infected or at risk of infection—that’s one way that we help mitigate community spread.

“We’ve all received calls from the public—you hear ‘em outside—to oppose this measure. But I would like to emphasize that this measure does not give the director of health the authority to declare an emergency without consultation with and agreement from the governor. It’s the governor who declares the

emergency; the Department of Health director simply recommends and requests that action. And, to underscore what some other people don't seem to be able to grasp: This does not require vaccination. First of all, there is no vaccine for COVID-19, but there's no language in this measure that requires any compulsory vaccination even if it becomes available.

"I know there are people who looked at the first version of the bill, didn't understand or didn't realize that we had amended it significantly to address their concerns. I urge my colleagues to vote 'yes' on this important measure to respond to this current pandemic and future ones. Mahalo."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 3789 was adopted and H.B. No. 2502, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20; Ayes with Reservations (Ihara, Kim). Noes, 4 (Fevella, Gabbard, Kahele, Ruderman).

RE-REFERRAL OF A SENATE CONCURRENT RESOLUTION

The Chair re-referred the following Senate concurrent resolution that was offered:

S.C.R. No.: Re-referred to:

S.C.R. No. 26 Committee on Water and Land

RE-REFERRAL OF A SENATE RESOLUTION

The Chair re-referred the following Senate resolution that was offered:

S.R. No.: Re-referred to:

S.R. No. 183 Committee on Ways and Means

MISCELLANEOUS BUSINESS

WAIVERS OF REFERRAL

Senator Rhoads, for the Committee on Judiciary, requested that the referrals of S.C.R. Nos. 27 and 28 to the Committee on Judiciary be waived, and the Chair granted the waivers.

By unanimous consent, S.C.R. No. 27, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KAALAWAI, HONOLULU, OAHU, FOR THE EXISTING SEAWALL, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was placed on the calendar for Adoption on Wednesday, July 8, 2020.

By unanimous consent, S.C.R. No. 28, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT WAIMANALO, KOOLAUPOKO, OAHU, FOR THE EXISTING PIER, SEAWALL, AND STEPS, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was placed on the calendar for Adoption on Wednesday, July 8, 2020.

Senator Dela Cruz, Chair of the Committee on Ways and Means, rose to request a waiver of the notice requirement pursuant to Senate Rule 21 for Gov. Msg. No. 503, and the Chair granted the waiver.

Senator Dela Cruz announced that the Committee on Ways and Means would be holding a public hearing on Gov. Msg. No. 503 that afternoon at 1:00 p.m. in the Auditorium.

Senator Taniguchi, Chair of the Committee on Labor, Culture and the Arts, rose to request a waiver of the notice requirement pursuant to Senate Rule 21 for Gov. Msg. No. 751.

The Chair granted the waiver.

Senator Taniguchi noted:

"This is the appointment of Damien Elefante to the Department of Industrial Relations Appeals Board. We had thought that the governor was going to send down a withdrawal, but apparently he has not done so yet, so we will try to have a decision-making on this so that we can have a vote on the floor."

Senator Gabbard rose on a point of personal privilege to observe that there was only one person in the Chamber wearing a lei, and extended happy birthday wishes to the chair of the Committee on Ways and Means.

Senator Fevella rose to speak on a point of personal privilege as follows:

"Happy birthday, Senator Donovan Dela Cruz.

"Earlier, we voted on H.B. 285, H.D. 1, S.D. 2. I will insert comments into the Journal, but also on the Senate floor, I want to say: What happened in conference—there was a lot of feedback on what had happened. I want to clarify: I don't want to disrespect our adult correctional officers at the prison; they do a great job for us there, and they protect us by keeping order in the prisons. So I just want to apologize to them because I called them 'security guards.' So in the heat of the moment, I misspoke, and I called them 'security guards.' They're not just security guards; they do a lot more than just being a security guard, so I just wanted to correct that and I wanted to insert my comments into the Journal on this bill, please."

At 1:17 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:17 p.m.

The President then addressed the members as follows:

"On Thursday afternoon, I received a letter from the governor talking about the Ways and Means committee and actions that they may have taken since they took no action and instead adjourned the committee meeting that day without taking testimony. In regards to the nomination of Rona Suzuki, the phrases of 'politicized' or 'political agendas' and terms of that nature were utilized, and I would like to say, on behalf of the Senate, we take our advise and consent role seriously. I have here with me this afternoon the constitutional power given to the Hawai'i State Senate for advise and consent: the statutory provision given to the Hawai'i State Senate for boards and commissions and the statutory authority given to us to deal with department heads. It is imperative that we do our duty, that we take our role seriously as conveyed to us by law, and when we disagree, it cannot be because of politics. If it were politics, the most email traffic we've had was on House Bill 2502, which we just voted on and amended several times because of the voluminous testimony that we received in trying to achieve balance between the public's concern and working with the governor and the attorney general in trying to do the best for the people of Hawai'i. That has always been the goal of each and every member of the Senate, and I will let the governor know and I will let each and every one of the other members of the Senate know that we will continue to do our job. I urge and implore you to continue to be vigilant in the work that you do, continue to put the scrutiny to every nominee the way that you have done, and to continue to carry out your job in the best interests of the people of Hawai'i."

At 1:20 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:21 p.m.

Senator Taniguchi announced that the Committee on Labor, Culture and the Arts would be holding a decision making meeting on Gov. Msg. No. 751 the following afternoon at 3:00 p.m. in the Conference Room 224.

ADJOURNMENT

At 1:22 p.m., on motion by Senator Kahele, seconded by Senator Fevella and carried, the Senate adjourned until 12:30 p.m., Wednesday, July 8, 2020.