

THIRTY-EIGHTH DAY

Monday, March 28, 2022

The Senate of the Thirty-First Legislature of the State of Hawai'i, Regular Session of 2022, convened at 11:37 a.m. with the President in the Chair.

The Roll was called showing all Senators present, with the exception of Senator Shimabukuro who was excused.

The President announced that he had read and approved the Journal of the Thirty-Seventh Day.

At this time, Senator Keohokalole introduced members of his staff who were seated in the gallery: Kaila Kaawaloa, Jules Peleiholani, Emily Walker, Jonathan Wong, and Beth England.

Senator Acasio introduced interns from the University of Hawai'i Mānoa political science department. Present in the gallery were Ashley Murphy and Nicholas Fernandez.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 780 and 1101) were read by the Clerk and were placed on file:

Gov. Msg. No. 780, letter dated March 24, 2022, amending Gov. Msg. No. 751 to clarify that CHAD FARIAS was nominated to serve as the Executive Director of the School Facilities Authority.

Gov. Msg. No. 1101, informing the Senate that on March 24, 2022, the Governor signed into law House Bill No. 2500, H.D. 1 as Act 1, entitled: "MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION."

STANDING COMMITTEE REPORTS

Senator Wakai, for the Committee on Energy, Economic Development and Tourism, presented a report (Stand. Com. Rep. No. 3509) recommending that the Senate advise and consent to the nominations to the Hawaii Technology Development Corporation of the following:

CRAIG NAKANISHI, in accordance with Gov. Msg. No. 614;

CRAIG NAKANISHI, in accordance with Gov. Msg. No. 615;

SANDRA FUJIYAMA, in accordance with Gov. Msg. No. 616;

EDWARD BARNABAS, in accordance with Gov. Msg. No. 617;

EDWARD BARNABAS, in accordance with Gov. Msg. No. 618;

BERNICE GLENN, in accordance with Gov. Msg. No. 619;

VINCENT KIMURA, in accordance with Gov. Msg. No. 620; and

RICK VOLNER JR., in accordance with Gov. Msg. No. 621.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 3509 and Gov. Msg. Nos. 614, 615, 616, 617, 618, 619, 620, and 621 was deferred until Tuesday, March 29, 2022.

Senator Dela Cruz, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3510) recommending that S.C.R. No. 3, S.D. 1 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3510 and S.C.R. No. 3, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ADDITION OF A PORTION OF STATE SUBMERGED LANDS TO A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE RECLAIMED LANDS AT WAILUPE, HONOLULU, OAHU, FOR THE EXISTING SEAWALL, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was deferred until Tuesday, March 29, 2022.

Senator Dela Cruz, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3511) recommending that S.C.R. No. 4, S.D. 1 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3511 and S.C.R. No. 4, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KAHALUU, KOOLAUPOKO, OAHU, FOR THE EXISTING SEAWALL, STEPS, AND FILLED LAND, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was deferred until Tuesday, March 29, 2022.

Senator Dela Cruz, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3512) recommending that S.C.R. No. 5, S.D. 1 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3512 and S.C.R. No. 5, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE EXISTING PIER, HOUSE, ROCK WALL, AND LANDSCAPE AREA, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was deferred until Tuesday, March 29, 2022.

Senator Dela Cruz, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 3513) recommending that H.B. No. 2392, H.D. 1, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 3513 and H.B. No. 2392, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, March 29, 2022.

ORDER OF THE DAY**ADVISE AND CONSENT**

Stand. Com. Rep. No. 3507 (Gov. Msg. Nos. 532 and 533):

Senator Keohokalole moved that Stand. Com. Rep. No. 3507 be received and placed on file, seconded by Senator Baker and carried.

Senator Keohokalole then moved that the Senate advise and consent to the nominations to the Health Planning Council, West Oahu Subarea of the following:

PAUL ROEDER, term to expire June 30, 2023 (Gov. Msg. No. 532); and

MAE PATRICIA LA CHICA, term to expire June 30, 2023 (Gov. Msg. No. 533),

seconded by Senator Baker.

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

Ayes, 24. Noes, none. Excused, 1 (Shimabukuro).

Stand. Com. Rep. No. 3508 (Gov. Msg. Nos. 604, 605, 606, 607, 608, 609, 610, 611, 612, and 613):

Senator Keohokalole moved that Stand. Com. Rep. No. 3508 be received and placed on file, seconded by Senator Baker and carried.

Senator Keohokalole then moved that the Senate advise and consent to the nominations to the State Council on Developmental Disabilities of the following:

MICHELLE ARAKAWA, term to expire June 30, 2026 (Gov. Msg. No. 604);

KIRIKO TAKAHASHI, term to expire June 30, 2026 (Gov. Msg. No. 605);

JANE PREECE, term to expire June 30, 2025 (Gov. Msg. No. 606);

KEVIN BARDSLEY-MARCIAL, term to expire June 30, 2022 (Gov. Msg. No. 607);

KEVIN BARDSLEY-MARCIAL, term to expire June 30, 2026 (Gov. Msg. No. 608);

HO‘OPI‘OOKALANI BALAZ, term to expire June 30, 2024 (Gov. Msg. No. 609);

SHANA METSCH, term to expire June 30, 2025 (Gov. Msg. No. 610);

HOWARD GREENBERG, term to expire June 30, 2026 (Gov. Msg. No. 611);

REINALYN TERRADO, term to expire June 30, 2022 (Gov. Msg. No. 612); and

REINALYN TERRADO, term to expire June 30, 2026 (Gov. Msg. No. 613),

seconded by Senator Baker.

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

Ayes, 24. Noes, none. Excused, 1 (Shimabukuro).

THIRD READING

H.B. No. 2049, S.D. 1:

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, H.B. No. 2049, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES OR THE SESSION LAWS OF HAWAII FOR THE PURPOSES OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, OR DELETING OBSOLETE OR UNNECESSARY PROVISIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Shimabukuro).

H.B. No. 1427, H.D. 1:

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, H.B. No. 1427, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO REPORTS FILED WITH THE CAMPAIGN SPENDING COMMISSION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Shimabukuro).

H.B. No. 1471:

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, H.B. No. 1471, entitled: “A BILL FOR AN ACT RELATING TO POLITICAL PARTIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Shimabukuro).

H.B. No. 1472, H.D. 1, S.D. 1:

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, H.B. No. 1472, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE WITHDRAWAL OF PETITION SIGNATURES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Shimabukuro).

H.B. No. 1459, H.D. 1, S.D. 1:

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, H.B. No. 1459, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO JUVENILE RESTITUTION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Acasio, Fevella, San Buenaventura). Noes, none. Excused, 1 (Shimabukuro).

H.B. No. 1469, H.D. 1, S.D. 1:

On motion by Senator Rhoads, seconded by Senator Keohokalole and carried, H.B. No. 1469, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO UNAUTHORIZED CONTROL OF A PROPELLED VEHICLE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Acasio, Fevella). Noes, none. Excused, 1 (Shimabukuro).

RE-REFERRAL OF A HOUSE BILL

The Chair re-referred the following House bill that was received:

H.B. No.: Re-referred to:

H.B. No. 1830, Jointly to the Committee on Commerce and H.D. 1, S.D. 1 Consumer Protection and the Committee on Judiciary, then jointly to the Committee on Government Operations and the Committee on Ways and Means

At this time, the Chair made the following comments:

“On Thursday, going into the long weekend, the weather was spotty, and rain and clouds were forecast for Friday, so I did not want to jinx myself or my family, but I’m pleased to report on Monday that we were in Senator Lee’s district Saturday afternoon at a lovely private venue where a small wedding occurred. My wife, Joy, and I are excited to welcome Katie Arita-Chang into our family and have our son Dan as part of her family. It was spectacular weather on Saturday afternoon, so thank you, Senator Lee, for taking care of your district and making sure we had a great time there.”

ADJOURNMENT

At 11:44 a.m., on motion by Senator DeCoite, seconded by Senator Fevella and carried, the Senate adjourned until 11:30 a.m., Tuesday, March 29, 2022.