

FOURTEENTH DAY

Wednesday, February 7, 2024

The Senate of the Thirty-Second Legislature of the State of Hawai'i, Regular Session of 2024, convened at 11:39 a.m. with the President in the Chair.

The Roll was called showing all Senators present.

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

At this time, Senator Gabbard introduced members of his staff who were seated in the gallery: office manager Meg Turner, who had offered a moment of contemplation prior to the Senate's floor session; committee clerk Ann Glidden; assistant committee clerk Lia Bellord; and legislative assistant Nanouk Denis.

Senator McKelvey welcomed Paele Kiakona of Lahaina Town, who was present in the gallery. Senator McKelvey noted that Mr. Kiakona was at the Capitol with Lāhainā Strong to testify on bills.

Senator San Buenaventura acknowledged Dr. Hannah Pita from the Big Island Substance Abuse Council, who was seated in the gallery.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 608 to 610) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 608, submitting for consideration and confirmation to the Board of Directors of the Agribusiness Development Corporation, the nomination of JESSE COOKE, term to expire June 30, 2024, was referred to the Committee on Agriculture and Environment.

Gov. Msg. No. 609, submitting for consideration and confirmation to the Board of Directors of the Agribusiness Development Corporation, the nomination of JESSE COOKE, term to expire June 30, 2028, was referred to the Committee on Agriculture and Environment.

Gov. Msg. No. 610, submitting for consideration and confirmation to the Land Use Commission, the nomination of BRUCE U'U, term to expire June 30, 2028, was referred to the Committee on Water and Land.

STANDING COMMITTEE REPORTS

Senator Shimabukuro, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2152) recommending that S.B. No. 3112 pass Second Reading and be referred to the Committee on Judiciary and the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 3112, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT," passed Second Reading and was referred to the Committee on Judiciary and the Committee on Ways and Means.

Senator Shimabukuro, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2153) recommending that S.B. No. 3109 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 3109, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS,"

passed Second Reading and was referred to the Committee on Ways and Means.

Senator Shimabukuro, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2154) recommending that S.B. No. 3113 pass Second Reading and be referred to the Committee on Judiciary and the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 3113, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT," passed Second Reading and was referred to the Committee on Judiciary and the Committee on Ways and Means.

Senators Shimabukuro and Wakai, for the Committee on Hawaiian Affairs and the Committee on Public Safety and Intergovernmental and Military Affairs, presented a joint report (Stand. Com. Rep. No. 2155) recommending that S.B. No. 2645, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means and the Committee on Judiciary.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the joint report of the Committees was adopted and S.B. No. 2645, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMPLIANCE ON HAWAIIAN HOME LANDS," passed Second Reading and was referred to the Committee on Ways and Means and the Committee on Judiciary.

Senators DeCoite and Gabbard, for the Committee on Energy, Economic Development, and Tourism and the Committee on Agriculture and Environment, presented a joint report (Stand. Com. Rep. No. 2156) recommending that S.B. No. 2805, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the joint report of the Committees was adopted and S.B. No. 2805, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators DeCoite and Gabbard, for the Committee on Energy, Economic Development, and Tourism and the majority of the Committee on Agriculture and Environment, presented a joint report (Stand. Com. Rep. No. 2157) recommending that S.B. No. 2801, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the joint report of the majority of the Committees was adopted and S.B. No. 2801, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOOD SUPPLY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators DeCoite and Gabbard, for the Committee on Energy, Economic Development, and Tourism and the majority of the Committee on Agriculture and Environment, presented a joint report (Stand. Com. Rep. No. 2158) recommending that S.B. No. 2768, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the joint report of the majority of the Committees was adopted and S.B. No. 2768, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS,"

passed Second Reading and was referred to the Committee on Ways and Means.

Senators DeCoite and Gabbard, for the Committee on Energy, Economic Development, and Tourism and the Committee on Agriculture and Environment, presented a joint report (Stand. Com. Rep. No. 2159) recommending that S.B. No. 2824, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the joint report of the Committees was adopted and S.B. No. 2824, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COUNTY OF MAUI," passed Second Reading and was referred to the Committee on Ways and Means.

Senators DeCoite and Gabbard, for the Committee on Energy, Economic Development, and Tourism and the majority of the Committee on Agriculture and Environment, presented a joint report (Stand. Com. Rep. No. 2160) recommending that S.B. No. 2451, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the joint report of the majority of the Committees was adopted and S.B. No. 2451, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AN ATMOSPHERIC CARBON CAPTURE PLANT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators DeCoite and Gabbard, for the Committee on Energy, Economic Development, and Tourism and the Committee on Agriculture and Environment, presented a joint report (Stand. Com. Rep. No. 2161) recommending that S.B. No. 2767, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the joint report of the Committees was adopted and S.B. No. 2767, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chang and Inouye, for the Committee on Housing and the Committee on Water and Land, presented a joint report (Stand. Com. Rep. No. 2162) recommending that S.B. No. 2011, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the joint report of the Committees was adopted and S.B. No. 2011, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Judiciary.

Senators Chang and Inouye, for the Committee on Housing and the Committee on Water and Land, presented a joint report (Stand. Com. Rep. No. 2163) recommending that S.B. No. 2064, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the joint report of the Committees was adopted and S.B. No. 2064, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators DeCoite and McKelvey, for the Committee on Energy, Economic Development, and Tourism and the Committee on Government Operations, presented a joint report (Stand. Com. Rep. No. 2164) recommending that S.B. No. 2539, as amended in S.D. 1, pass Second Reading and be

referred to the Committee on Commerce and Consumer Protection and the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the joint report of the Committees was adopted and S.B. No. 2539, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection and the Committee on Ways and Means.

Senator DeCoite, for the Committee on Energy, Economic Development, and Tourism, presented a report (Stand. Com. Rep. No. 2165) recommending that S.B. No. 2113, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 2113, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII TECHNOLOGY DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator DeCoite, for the Committee on Energy, Economic Development, and Tourism, presented a report (Stand. Com. Rep. No. 2166) recommending that S.B. No. 2518, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 2518, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL ENERGY EXPLORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator DeCoite, for the Committee on Energy, Economic Development, and Tourism, presented a report (Stand. Com. Rep. No. 2167) recommending that S.B. No. 2818, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 2818, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MINIMUM WAGE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator DeCoite, for the Committee on Energy, Economic Development, and Tourism, presented a report (Stand. Com. Rep. No. 2168) recommending that S.B. No. 2497, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 2497, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator DeCoite, for the Committee on Energy, Economic Development, and Tourism, presented a report (Stand. Com. Rep. No. 2169) recommending that S.B. No. 2291, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 2291, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVISORY BOARDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator San Buenaventura, for the Committee on Health and Human Services, presented a report (Stand. Com. Rep. No. 2170) recommending that S.B. No. 3139, as amended in

S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means and the Committee on Judiciary.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 3139, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRISIS SERVICES," passed Second Reading and was referred to the Committee on Ways and Means and the Committee on Judiciary.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 2171) recommending that S.B. No. 2927 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 2927, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3 OF THE HAWAII CONSTITUTION TO MAKE THE SENATE CONFIRMATION PROCESS FOR JUDICIAL APPOINTMENTS MORE UNIFORM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Wakai, for the Committee on Public Safety and Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 2172) recommending that S.B. No. 2543, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 2543, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEARCH AND RESCUE," passed Second Reading and was referred to the Committee on Judiciary and the Committee on Ways and Means.

Senator Wakai, for the Committee on Public Safety and Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 2173) recommending that S.B. No. 2693, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 2693, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATES OF EMERGENCY," passed Second Reading and was referred to the Committee on Judiciary.

Senator Wakai, for the majority of the Committee on Public Safety and Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 2174) recommending that S.B. No. 2910, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the majority of the Committee was adopted and S.B. No. 2910, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAW ENFORCEMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Wakai, for the Committee on Public Safety and Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 2175) recommending that S.B. No. 3009, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means and the Committee on Judiciary.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 3009, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAW ENFORCEMENT," passed

Second Reading and was referred to the Committee on Ways and Means and the Committee on Judiciary.

Senator Kidani, for the Committee on Education, presented a report (Stand. Com. Rep. No. 2176) recommending that S.B. No. 2635 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 2635, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kidani, for the Committee on Education, presented a report (Stand. Com. Rep. No. 2177) recommending that S.B. No. 2071 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 2071, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kidani, for the Committee on Education, presented a report (Stand. Com. Rep. No. 2178) recommending that S.B. No. 2069 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 2069, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kidani, for the Committee on Education, presented a report (Stand. Com. Rep. No. 2179) recommending that S.B. No. 2070, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 2070, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kidani, for the Committee on Education, presented a report (Stand. Com. Rep. No. 2180) recommending that S.B. No. 3092, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 3092, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF EDUCATION FOR CHARTER SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kidani, for the Committee on Education, presented a report (Stand. Com. Rep. No. 2181) recommending that S.B. No. 3207, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 3207, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kidani, for the Committee on Education, presented a report (Stand. Com. Rep. No. 2182) recommending that S.B. No. 3091, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and S.B. No. 3091, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF EDUCATION FOR FOOD SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Wakai and San Buenaventura, for the Committee on Public Safety and Intergovernmental and Military Affairs and the Committee on Health and Human Services, presented a joint report (Stand. Com. Rep. No. 2183) recommending that S.B. No. 2345, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the joint report of the Committees was adopted and S.B. No. 2345, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRISIS INTERVENTION," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY

THIRD READING

Stand. Com. Rep. No. 2137 (H.B. No. 824, H.D. 2, S.D. 1):

On motion by Senator Rhoads, seconded by Senator Gabbard and carried, Stand. Com. Rep. No. 2137 was adopted and H.B. No. 824, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL RELEASE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Awa).

H.B. No. 129:

On motion by Senator Rhoads, seconded by Senator Gabbard and carried, H.B. No. 129, entitled: "A BILL FOR AN ACT RELATING TO RECOUNTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Awa).

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

S.B. No.:	Re-referred to:
S.B. No. 2222	Committee on Government Operations, then to the Committee on Ways and Means
S.B. No. 2324	Jointly to the Committee on Health and Human Services and the Committee on Government Operations, then to the Committee on Ways and Means
S.B. No. 2335	Committee on Government Operations, then to the Committee on Ways and Means
S.B. No. 2896	Jointly to the Committee on Transportation and Culture and the Arts and the Committee on Government Operations, then to the Committee on Ways and Means

At this time, the Chair announced that there would be a Majority Caucus meeting in the Majority Caucus Room immediately following adjournment.

ADJOURNMENT

At 11:43 a.m., on motion by Senator Wakai, seconded by Senator DeCoite and carried, the Senate adjourned until 11:30 a.m., Thursday, February 8, 2024.