HOUSE OF REPRESENTATIVES STATE OF HAWAII THIRTY-SECOND STATE LEGISLATURE REGULAR SESSION, 2023

March 17, 2023

33rd Day

ORDER OF BUSINESS

Invocation - Representative Mark M. Nakashima

- 1. Roll Call
- 2. Reading of the Journal
- 3. Messages from the Governor

Received message number 3, requesting consideration of the following special purpose revenue bond bills:

H.B. No. 943, H.D. 1/S.B. No. 1456, S.D. 1 RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO HONOKAA LAND COMPANY, LLC.

H.B. No. 691, H.D. 1/S.B. No. 1457, S.D. 1 RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST KOHALA MOUNTAIN FISH COMPANY, LLC.

Received message number 4.

4. Senate Communications

ORDER OF THE DAY

5. Floor Presentations

H.R. No. 217 COMMENDING AND CONGRATULATING THE 2022 U.S. DEPARTMENT OF EDUCATION NATIONAL BLUE RIBBON SCHOOLS.

H.R. No. 218 CONGRATULATING THE 2023 MILKEN EDUCATOR AWARDEE AND 2022 TEACHER OF PROMISE AWARD FINALISTS FOR THE HILO-WAIĀKEA, KA'U-KEA'AU-PĀHOA, 'AIEA-MOANALUA-RADFORD, AND PEARL CITY-WAIPAHU COMPLEXES.

6. Reports of Standing Committees

AGRICULTURE & FOOD SYSTEMS

Stand. Comm. Rep. No. 1267 S.B. No. 1547, S.D. 1, H.D. 1

RELATING TO VALUE-ADDED PRODUCTS. (ADC; Economic Development; Food Security; Appropriation)

AS AMENDED, PASS SECOND READING, REFER TO ECONOMIC DEVELOPMENT

Stand. Comm. Rep. No. 1268 S.B. No. 1498, S.D. 1, H.D. 1

RELATING TO THE PROTECTION OF TARO. (BLNR; Agricultural Lands; Taro Land Protection; LUC; Inventory)

AS AMENDED, PASS SECOND READING, REFER TO WATER & LAND

Stand. Comm. Rep. No. 1269 S.B. No. 818, S.D. 1, H.D. 1

RELATING TO AQUACULTURE. (Agribusiness Development Corporation; Department of Agriculture; Aquaculture Program; Appropriation)

AS AMENDED, PASS SECOND READING, REFER TO WATER & LAND

Stand. Comm. Rep. No. 1270 S.B. No. 745, S.D. 1, H.D. 1

RELATING TO AGRICULTURE. (Roasted Coffee; False Labeling; Fines; Appropriation)

AGRICULTURE & FOOD SYSTEMS

Stand. Comm. Rep. No. 1271 S.B. No. 1488, S.D. 2, H.D. 1

RELATING TO LIVESTOCK.

(UH; CTAHR; Beef Cattle Interisland Ocean Transportation Study; Livestock; Appropriation)

AS AMENDED, PASS SECOND READING,

REFER TO HIGHER EDUCATION &

<u>TECHNOLOGY</u>

CULTURE, ARTS & INTERNATIONAL AFFAIRS

Stand. Comm. Rep. No. 1272 S.B. No. 733, S.D. 1, H.D. 1

RELATING TO HAWAIIAN CULTURE. (OHA; Native Hawaiian Cultural Centers;

Feasibility Study; Appropriation)

AS AMENDED, PASS SECOND READING, REFER TO JUDICIARY & HAWAIIAN AFFAIRS

Stand. Comm. Rep. No. 1273 S.B. No. 610

RELATING TO AMERICAN SIGN LANGUAGE. (Deaf and Blind Task Force; American Sign

Language; Recognition)

PASS SECOND READING, REFER TO JUDICIARY & HAWAIIAN AFFAIRS

HIGHER EDUCATION & TECHNOLOGY

Stand. Comm. Rep. No. 1274 S.B. No. 1598, S.D. 2, H.D. 1

RELATING TO WATER TESTING.

(UH; Maui College; Water Testing; Positions;

Appropriation)

AS AMENDED, PASS SECOND READING,

REFER TO WATER & LAND

HIGHER EDUCATION & TECHNOLOGY

Stand. Comm. Rep. No. 1275

S.B. No. 236

RELATING TO VICTIM-COUNSELOR

PRIVILEGE.

(Rules of Evidence; Victim-Counselor Privilege; University of Hawaii; Confidential Advocates)

PASS SECOND READING, REFER TO JUDICIARY & HAWAIIAN AFFAIRS

Stand. Comm. Rep. No. 1276

S.B. No. 262, S.D. 1, H.D. 1

RELATING TO MEDICAL RESIDENCY

PROGRAMS.

(Medical Residency; Physician Shortage;

JABSOM; UH; Appropriation)

AS AMENDED, PASS SECOND READING, REFER TO HEALTH & HOMELESSNESS

JUDICIARY & HAWAIIAN AFFAIRS

Stand. Comm. Rep. No. 1277

S.B. No. 485, S.D. 1

RELATING TO JUDGES FOR THE DISTRICT

COURT OF THE FIRST CIRCUIT.

(Judiciary Package; District Court Judges; First

Circuit)

PASS SECOND READING, REFER TO

FINANCE

Stand. Comm. Rep. No. 1278

S.B. No. 57, S.D. 2, H.D. 1

RELATING TO THE JUDICIARY'S 'ŌLELO

HAWAI'I INITIATIVES.

(Judiciary; 'Ōlelo Hawai'i Initiatives;

Appropriation)

AS AMENDED, PASS SECOND READING,

REFER TO FINANCE

JUDICIARY & HAWAIIAN AFFAIRS

Stand. Comm. Rep. No. 1279

S.B. No. 687, S.D. 1

RELATING TO INTOXICATING LIQUOR. (Liquor; Malt Beverages; Wine; Small Craft

Producer Pub; License; Limits)

PASS SECOND READING, REFER TO CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 1280

S.B. No. 1447, S.D. 1

RELATING TO TOBACCO PRODUCTS. (Cigarettes, Tobacco Products, and Electronic Smoking Devices; Sale; Regulation; County Authority)

PASS SECOND READING, REFER TO CONSUMER PROTECTION & COMMERCE

ECONOMIC DEVELOPMENT

Stand. Comm. Rep. No. 1281

S.B. No. 113, S.D. 2, H.D. 1

RELATING TO THE LABELING OF PRODUCTS. (Hawaii Made Program; DBEDT; Production; Made in Hawaii Program; Appropriation)

AS AMENDED, PASS SECOND READING, REFER TO CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 1282

S.B. No. 667, S.D. 2, H.D. 1

RELATING TO NONPROFIT ORGANIZATIONS. (Nonprofit Organizations; GET; Fundraising; Exemption; Unrelated Trade or Business Activities)

ECONOMIC DEVELOPMENT

Stand. Comm. Rep. No. 1283

S.B. No. 1577, S.D. 1, H.D. 1

RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS. (Business Registration Data; Department of Commerce and Consumer Affairs; Online)

AS AMENDED, PASS SECOND READING, REFER TO CONSUMER PROTECTION & COMMERCE

HEALTH & HOMELESSNESS

Stand. Comm. Rep. No. 1284

S.B. No. 1018, S.D. 1, H.D. 1

RELATING TO EMERGENCY POWERS. (Governor; Emergency Powers; Medical Facilities; Hospitals; Elective Surgeries)

AS AMENDED, PASS SECOND READING, REFER TO WATER & LAND

Stand. Comm. Rep. No. 1285

S.B. No. 384, S.D. 1, H.D. 1

RELATING TO ACCESS FOR DISABLED PERSONS.

(Persons with Disabilities; Access Enforcement; Counties; Ordinances)

AS AMENDED, PASS SECOND READING, REFER TO JUDICIARY & HAWAIIAN AFFAIRS

Stand. Comm. Rep. No. 1286

S.B. No. 612, S.D. 1, H.D. 1

RELATING TO SERVICE ANIMALS. (Deaf and Blind Task Force; Emotional Support Animal; Disclaimer; Service Animal; Penalties)

Stand. Comm. Rep. No. 1287

S.B. No. 1418, S.D. 2, H.D. 1

RELATING TO NOISE POLLUTION.

(Excessive Noise Control; Disorderly Conduct; Mixed-Use or Residential Areas; Counties;

Department of Health; Appropriation)

AS AMENDED, PASS SECOND READING. REFER TO JUDICIARY & HAWAIIAN AFFAIRS

Stand. Comm. Rep. No. 1288

S.B. No. 64, S.D. 1, H.D. 1

RELATING TO MEDICARE SUPPLEMENT

INSURANCE.

(Medicare Supplement Insurance; Medigap Insurance; Guaranteed-Issue Open Enrollment

Period; Insurance Commissioner; Rules)

AS AMENDED, PASS SECOND READING, REFER TO CONSUMER PROTECTION &

COMMERCE

HUMAN SERVICES

Stand. Comm. Rep. No. 1289

S.B. No. 235, S.D. 1, H.D. 1

RELATING TO HUMAN TRAFFICKING. (Attorney General; Commercial Sexual Exploitation of Children; Human Trafficking;

Prevention; Victim Assistance)

AS AMENDED, PASS SECOND READING, REFER TO JUDICIARY & HAWAIIAN AFFAIRS

TRANSPORTATION

Stand. Comm. Rep. No. 1290

S.B. No. 1400, S.D. 1, H.D. 1

RELATING TO CAPITAL ADVANCEMENT CONTRACTS.

(Department of Transportation; Harbor

Improvements; Capital Advancement Contracts)

AS AMENDED, PASS SECOND READING, **REFER** TO FINANCE

TRANSPORTATION

Stand. Comm. Rep. No. 1291

S.B. No. 1404, S.D. 1, H.D. 1

RELATING TO AERONAUTICS. (Department of Transportation; Airports;

Reimbursement for Fines Levied; Private Financing of Airport Improvements or

Constructions)

AS AMENDED, PASS SECOND READING,

REFER TO FINANCE

EDUCATION

Stand. Comm. Rep. No. 1292

S.B. No. 1518, S.D. 2, H.D. 1

RELATING TO THE DEPARTMENT OF

EDUCATION.

(DOE; Procurement; Exemptions)

AS AMENDED, PASS SECOND READING,

REFER TO LABOR & GOVERNMENT

OPERATIONS

Stand. Comm. Rep. No. 1293

S.B. No. 1044, S.D. 2, H.D. 1

RELATING TO MENTAL HEALTH.

(DOE; Behavioral Health Services; Appropriation)

AS AMENDED, PASS SECOND READING,

REFER TO HEALTH & HOMELESSNESS

HOUSING

Stand. Comm. Rep. No. 1294

S.B. No. 763, S.D. 2, H.D. 1

RELATING TO AFFORDABLE HOUSING.
(Hawaii Housing Finance and Development

Corporation; Affordable Housing; State Fees;

County Fees; Qualified Residents)

AS AMENDED, PASS SECOND READING, REFER TO JUDICIARY & HAWAIIAN AFFAIRS

HOUSING

Stand. Comm. Rep. No. 1295

S.B. No. 1352, S.D. 2, H.D. 1

RELATING TO HOUSING.

(Historic Preservation; Historic Property; State Historic Preservation Division; Third-party Review)

AS AMENDED, PASS SECOND READING, REFER TO WATER & LAND

Stand. Comm. Rep. No. 1296

S.B. No. 1596, S.D. 1, H.D. 1

RELATING TO SCHOOL CAMPUSES. (DOE; HPHA; School Facilities Authority;

Schools; Employees; Maui Campus Housing Pilot

Program; Housing)

AS AMENDED, PASS SECOND READING, REFER TO EDUCATION

Stand. Comm. Rep. No. 1297

S.B. No. 866, S.D. 1, H.D. 1

RELATING TO HOUSING.

(Hawaii Housing and Finance Development Corporation; Rental Housing Projects; Affordable Housing; General Excise Tax Exemption; Prevailing Wages)

AS AMENDED, PASS SECOND READING, REFER TO ECONOMIC DEVELOPMENT

Stand. Comm. Rep. No. 1298

S.B. No. 1206, S.D. 2, H.D. 1

RELATING TO DEPOSITS OF PUBLIC FUNDS. (Banks; Loans; Housing; Director of Finance; State Treasury Depository)

HOUSING

Stand. Comm. Rep. No. 1299

S.B. No. 1040, S.D. 2, H.D. 1

RELATING TO HOMELESSNESS.

(DHHL; Native Hawaiian Supportive Housing Pilot Program; Leeward Coast of Oahu;

Homelessness; Housing; Services; Appropriation)

AS AMENDED, PASS SECOND READING. REFER TO JUDICIARY & HAWAIIAN AFFAIRS

Stand. Comm. Rep. No. 1300

S.B. No. 393, S.D. 1, H.D. 1

RELATING TO THE LANDLORD-TENANT CODE.

(Pre-litigation Mediation Pilot Program; Landlord; Tenant; Judiciary; Hawaii Public Housing Authority; Emergency Rent Relief Program; Appropriation)

AS AMENDED, PASS SECOND READING, REFER TO CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 1301

S.B. No. 1462, S.D. 2, H.D. 1

RELATING TO LIMITED-PROFIT HOUSING ASSOCIATIONS.

(Limited-Profit Housing Associations; Working Group)

AS AMENDED, PASS SECOND READING, REFER TO CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 1302

S.B. No. 729, S.D. 1, H.D. 1

RELATING TO BOARD MEMBERS.

(Condominium Associations; Boards of Directors; Members; Educational Trust Fund; Leadership

Courses; Real Estate Commission)

Stand. Comm. Rep. No. 1303

S.B. No. 975, S.D. 2, H.D. 1

RELATING TO HEALTH.

(Electronic Smoking Devices; E-Liquids; Tobacco

Products; Tax; Excise Tax)

AS AMENDED, PASS SECOND READING, REFER TO JUDICIARY & HAWAIIAN AFFAIRS

Stand. Comm. Rep. No. 1304

S.B. No. 599, S.D. 1, H.D. 1

RELATING TO HEALTH.

(Respiratory Therapists; Supervision; Physician Assistants; Advanced Practice Registered Nurses)

AS AMENDED, PASS SECOND READING, REFER TO CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 1305

S.B. No. 63, S.D. 2, H.D. 1

RELATING TO NURSES.

(Nurses; Registered Nurses; Licensed Practical

Nurses; Board of Nursing; Licenses;

Endorsement; Temporary Permits; Exceptions;

Appropriation)

AS AMENDED, PASS SECOND READING, REFER TO CONSUMER PROTECTION &

COMMERCE

Stand. Comm. Rep. No. 1306

S.B. No. 674, S.D. 1, H.D. 1

RELATING TO THE INTERSTATE MEDICAL LICENSURE COMPACT.

(Interstate Medical Licensure Compact; Adoption; Department of Commerce and Consumer Affairs; Rules; Hawaii Medical Board; Appropriation)

Stand. Comm. Rep. No. 1307

S.B. No. 320, S.D. 1, H.D. 1

RELATING TO THE PSYCHOLOGY INTERJURISDICTIONAL COMPACT. (Psychology Interjurisdictional Compact; Working Group; Report)

AS AMENDED, PASS SECOND READING, REFER TO CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 1308

S.B. No. 693, S.D. 1, H.D. 1

RELATING TO PHARMACISTS. (Insurance Coverage; Pharmacists; Reimbursement)

AS AMENDED, PASS SECOND READING, REFER TO CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 1309

S.B. No. 673, S.D. 1, H.D. 1

RELATING TO MEDICAL CANNABIS. (Medical Cannabis; Terminally III Qualifying Patients; Working Group; Health Care Facilities)

AS AMENDED, PASS SECOND READING, REFER TO CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 1310

S.B. No. 465, S.D. 2, H.D. 1

RELATING TO MEDICAL CANNABIS. (Cannabis; Medical Use; Department of Transportation; Interisland Transportation; Authorization)

Stand. Comm. Rep. No. 1311

S.B. No. 962, S.D. 1, H.D. 1

RELATING TO MEDICAL CANNABIS.

(Medical Cannabis Dispensary System; Waiting

Rooms; Fee Structure; Signage; Medical

Cannabis; Cultivation Sites; Registry; Caregivers;

Reporting Requirements; Violations)

AS AMENDED, PASS SECOND READING, REFER TO CONSUMER PROTECTION &

COMMERCE

LABOR & GOVERNMENT OPERATIONS

Stand. Comm. Rep. No. 1312

S.B. No. 435, S.D. 1, H.D. 1

RELATING TO PUBLIC WORKS.

(Wages and Hours of Employees on Public Works; Violations; Penalties; Suspension; DLIR)

AS AMENDED, PASS SECOND READING, REFER TO JUDICIARY & HAWAIIAN AFFAIRS

Stand. Comm. Rep. No. 1313

S.B. No. 211, S.D. 2, H.D. 1

RELATING TO THE EMPLOYEES'

RETIREMENT SYSTEM.

(City and County of Honolulu Package;

Retirement Benefits; Employees' Retirement

System)

AS AMENDED, PASS SECOND READING, REFER TO JUDICIARY & HAWAIIAN AFFAIRS

WATER & LAND

Stand. Comm. Rep. No. 1314

S.B. No. 81, S.D. 2

RELATING TO NATURAL RESOURCE

MANAGEMENT.

(Mauna Kea Stewardship and Oversight

Authority; Board of Land and Natural Resources;

Conservation District)

PASS SECOND READING, REFER TO JUDICIARY & HAWAIIAN AFFAIRS

WATER & LAND

Stand. Comm. Rep. No. 1315

S.B. No. 833, S.D. 2, H.D. 1

RELATING TO THE WAHIAWA IRRIGATION

SYSTEM.

(Wahiawa Irrigation System; Land Purchase; Office of the Governor; HDOA; Agribusiness Development Corporation; DLNR; Appropriations)

AS AMENDED, PASS SECOND READING, REFER TO JUDICIARY & HAWAIIAN AFFAIRS

Stand. Comm. Rep. No. 1316

S.B. No. 1064, S.D. 2, H.D. 1

RELATING TO DAM AND APPURTENANCE

SAFETY.

(DLNR; BLNR; Dam and Reservoirs; Grant

Program; Appropriations)

AS AMENDED, PASS SECOND READING,

REFER TO FINANCE

Stand. Comm. Rep. No. 1317

S.B. No. 1254, S.D. 2, H.D. 1

RELATING TO THE KAIWI COAST.

(Kaiwi Coast State Park; DLNR; Appropriation)

AS AMENDED, PASS SECOND READING, REFER TO JUDICIARY & HAWAIIAN AFFAIRS

WATER & LAND/ENERGY & ENVIRONMENTAL PROTECTION

Stand. Comm. Rep. No. 1318

S.B. No. 1066, S.D. 2, H.D. 1

RELATING TO FRESH WATER SECURITY. (Water Security Working Group; Commission on Water Resource Management; Study; Capital

Improvement Projects; Appropriation)

AS AMENDED, PASS SECOND READING, REFER TO ECONOMIC DEVELOPMENT

HOUSING

Stand. Comm. Rep. No. 1319

S.B. No. 764, S.D. 1, H.D. 1

RELATING TO AFFORDABLE HOUSING. (Affordable Housing; Banks; Assets; Capital and Surplus; Commissioner of Financial Institutions; Aggregate Investments)

AS AMENDED, PASS SECOND READING, REFER TO CONSUMER PROTECTION & COMMERCE

TOURISM/ECONOMIC DEVELOPMENT

Stand. Comm. Rep. No. 1320

S.B. No. 1522, S.D. 2, H.D. 1

RELATING TO ECONOMIC DEVELOPMENT. (HTA; Repeal; DBEDT; Office of Destination Management; Regenerative Tourism; Destination Management Action Plans; Convention Center Enterprise Special Fund; Tourism Liaison Officer; Appropriation)

AS AMENDED, PASS SECOND READING, REFER TO WATER & LAND

ENERGY & ENVIRONMENTAL PROTECTION

Stand. Comm. Rep. No. 1321

S.B. No. 504, S.D. 1, H.D. 1

RELATING TO ENVIRONMENTAL PROTECTION.

(PFAS; Food Packaging; Food Service Ware; Cosmetics; Personal Care Products; Prohibition)

ENERGY & ENVIRONMENTAL PROTECTION/WATER & LAND

Stand. Comm. Rep. No. 1322

S.B. No. 285, S.D. 2, H.D. 1

RELATING TO WASTEWATER SYSTEMS. (Department of Health; Wastewater Branch; Cesspool Conversion Section; Cesspools; New Wastewater System Demonstration Pilot Project;

Report; Appropriations)

AS AMENDED, PASS SECOND READING, REFER TO CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 1323

S.B. No. 426, S.D. 2, H.D. 1

RELATING TO CESSPOOLS.

(Cesspools; Mandatory Upgrade, Conversion, or Connection; Cesspool Conversion Working

Group; Prioritization)

AS AMENDED, PASS SECOND READING, REFER TO CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 1324

S.B. No. 777, S.D. 2, H.D. 1

RELATING TO CESSPOOLS. (Income Tax Credit; Cesspool Upgrade, Conversion, or Connection)

AS AMENDED, PASS SECOND READING, REFER TO CONSUMER PROTECTION & COMMERCE

Stand. Comm. Rep. No. 1325

S.B. No. 428, S.D. 1, H.D. 1

RELATING TO CESSPOOLS.

(Cesspools; Wastewater Management; Financial

Strategy; Plans; Counties; Reports)

ENERGY & ENVIRONMENTAL PROTECTION/WATER & LAND

Stand. Comm. Rep. No. 1326

S.B. No. 781, S.D. 2, H.D. 1

RELATING TO RENEWABLE ENERGY. (Solar Distributed Energy Resource Systems; Online Building Permitting Tools; Work on Certain Structures; Professional Engineer, Architect, Surveyor, and Landscape Architect Licensure Exemption)

AS AMENDED, PASS SECOND READING, **REFER TO CONSUMER PROTECTION &** COMMERCE

Stand. Comm. Rep. No. 1327

S.B. No. 458, S.D. 2, H.D. 1

RELATING TO GEOTHERMAL ROYALTIES. (Geothermal Resources: Royalties: Geothermal Energy Resources Development Special Fund; DLNR; DBEDT; Hawaii State Energy Office; OHA; Reports)

AS AMENDED, PASS SECOND READING, **REFER TO CONSUMER PROTECTION &** COMMERCE

7. Third Reading

HEALTH & HOMELESSNESS/JUDICIARY & HAWAIIAN AFFAIRS

S.B. No. 1, S.D. 2

RELATING TO HEALTH CARE.

(Abortion; Physician Assistants; Consent by Minors; Reproductive Health Care Services; Disclosures; Subpoenas; Licensing Authorities; Disciplinary Action; Investigations; Proceedings)

(Stand. Comm. Rep. No. 1266)

PASS THIRD READING

8. Announcements

Floor Presentations for Monday, March 20, 2023:

RECOGNIZING THE LIFELONG CONTRIBUTIONS OF PATRICIA SAIKI AND COMMENDING HER OUTSTANDING PUBLIC SERVICE.

COMMENDING AND HONORING CARISSA KAINANI MOORE FOR HER OUTSTANDING CONTRIBUTIONS TO THE SPORT OF SURFING AND STATE OF HAWAI'I.