

Ka ‘Aha Kenekoa, Ka ‘Aha‘ōlelo Kau Kānāwai Kanakolu Kūmālua  
THE SENATE  
OF THE  
THIRTY-SECOND LEGISLATURE  
Moku‘āina ‘O Hawai‘i  
STATE OF HAWAII  
‘Ākoakoa Kūmau MH 2023  
REGULAR SESSION OF 2023

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Lā Kanalimakumamākahi  
FIFTY-FIRST DAY

18 ‘Apelila 2023 - Po‘alua - Hola 11:30 A.M.  
APRIL 18, 2023-TUESDAY-11:30 O'CLOCK A.M.

A live stream of the Senate floor session will be available on the [Senate YouTube channel](#).

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Papahana O Ka Lā  
ORDER OF BUSINESS

Kāhea Papa Inoa  
ROLL CALL

‘Āpono Mo‘olelo O Ka Puke Hālāwai  
APPROVAL OF THE JOURNAL

Ho‘olauna Mea Kipa  
INTRODUCTIONS

Ho‘oka‘a‘ike Mai Ke Kia‘āina  
MESSAGES FROM THE GOVERNOR: No(s). 679

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
<a href="#">G.M. No. 679</a>	Informing the Senate that on 04-17-2023, the Governor has withdrawn FIDEL EVIOTA II, Gubernatorial Nominee to the Correctional Industries Advisory Committee, from consideration by the Senate (GM567).	FILE

Ho‘oka‘a‘ike Mai Nā ‘Oihana  
DEPARTMENTAL COMMUNICATIONS: None

Ho‘oka‘a‘ike No Ka Hale  
HOUSE COMMUNICATIONS: No(s). 801-825

Informing the Senate that on April 17, 2023, the House appointed Conferees to the following bills:

REFERRAL

801	<p><a href="#"><u>H.B. No. 33, H.D. 1, S.D. 1</u></a> "RELATING TO STATE BONDS."(State Bonds; State Budget)</p> <p><a href="#"><u>H.B. No. 91, H.D. 1, S.D. 1</u></a> "RELATING TO ORDERS OF THE CAMPAIGN SPENDING COMMISSION."(Hawaii Campaign Spending Commission Package; Orders; Judgments; Enforcement of Judgments; Fines)</p> <p><a href="#"><u>H.B. No. 92, S.D. 1</u></a> "RELATING TO VIOLATIONS OF CAMPAIGN FINANCE LAW."(Hawaii Campaign Spending Commission Package; Fines; Noncandidate Committees; Independent Expenditures)</p> <p><a href="#"><u>H.B. No. 97, H.D. 1, S.D. 1</u></a> "RELATING TO PRELIMINARY DETERMINATION OF PROBABLE CAUSE."(Hawaii Campaign Spending Commission Package; Preliminary Determination; Method of Service)</p> <p><a href="#"><u>H.B. No. 141, H.D. 1, S.D. 1</u></a> "RELATING TO FINANCIAL DISCLOSURES."(State Ethics Commission Package; Financial Disclosures; Legislators; Lobbyists; Relationships)</p>	FILE
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[H.B. No. 300, H.D. 1, S.D. 1](#)

"RELATING TO THE STATE BUDGET."(State Budget)

[H.B. No. 707, H.D. 1, S.D. 1](#)

"RELATING TO FALSE CLAIMS."(Commission to Improve Standards of Conduct; False, Fictitious, or Fraudulent Claims; State; Counties; Penalties; Public Financing; Conviction)

[H.B. No. 710, H.D. 1, S.D. 2](#)

"RELATING TO GOVERNMENT."(Commission to Improve Standards of Conduct; Penal Code; Government; Obstruction of Justice)

[H.B. No. 711, H.D. 1, S.D. 1](#)

"RELATING TO FRAUD."(Commission to Improve Standards of Conduct; Fraud; Disqualification; Conviction)

[H.B. No. 712, H.D. 1, S.D. 1](#)

"RELATING TO RECORDINGS OF PUBLIC MEETINGS."(Recordings of Public Meetings; Meeting Minutes; Public Record; Boards)

[H.B. No. 717, H.D. 1, S.D. 2](#)

"RELATING TO NEPOTISM."(Commission to Improve Standards of Conduct; Nepotism; State Employees; Administrative Fine)

[H.B. No. 719, H.D. 1, S.D. 2](#)

"RELATING TO PUBLIC RECORDS."(Commission to Improve Standards of Conduct; Public Records; Costs; Disclosure; Public Interest; Waiver; Office of Information Practices; Positions; Appropriation)

[H.B. No. 724, S.D. 1](#)

"RELATING TO CAMPAIGN CONTRIBUTIONS."(Commission to Improve Standards of Conduct; State and County Contractors; State and County Grantees; Campaign Contributions; Prohibitions)

[H.B. No. 727, H.D. 1, S.D. 1](#)

"RELATING TO CAMPAIGN FUNDS."(Commission to Improve Standards of Conduct; Campaign Funds; Permitted Uses)

[H.B. No. 732, H.D. 1, S.D. 1](#)

"RELATING TO COMPLAINTS ALLEGING VIOLATIONS OF CAMPAIGN SPENDING LAWS."(Commission to Improve Standards of Conduct; Campaign Spending Commission Package; Complaints; Campaign Spending Violations; Rebuttable Presumption)

Returning the following Senate Concurrent Resolutions which were adopted by the House on April 17, 2023, in an amended form:

802

[S.C.R. No. 35, H.D. 1](#)

AGREE/DISAGREE

"REQUESTING THE HAWAI'I COUNTY DEPARTMENT OF WATER SUPPLY TO CONVENE A WORKING GROUP TO EXAMINE OPPORTUNITIES FOR INCREASING WATER ACCESS AND STRENGTHENING WATER INFRASTRUCTURE FOR UNDERSERVED COMMUNITIES ON HAWAI'I ISLAND."(Hawai'i County Department of Water Supply; Working Group; Water Access)

803                    [S.C.R. No. 55, H.D. 1](#)                    AGREE/DISAGREE  
"URGING HAWAII'S CONGRESSIONAL  
DELEGATION TO INTRODUCE AND  
SUPPORT LEGISLATION TO AMEND TITLE  
IV-A OF THE SOCIAL SECURITY ACT TO  
ALLOW UNSPENT TEMPORARY  
ASSISTANCE FOR NEEDY FAMILIES  
FUNDS TO BE USED BY STATES TO BUILD  
TRANSITIONAL SUPPORTIVE HOUSING  
AND AFFORDABLE RENTAL  
HOUSING."(TANF Funds; Transitional  
Supportive Housing; Affordable Rental Housing)

804                    [S.C.R. No. 219, S.D. 1, H.D. 1](#)                    AGREE/DISAGREE  
"REQUESTING THAT THE DEPARTMENT  
OF LAND AND NATURAL RESOURCES  
ADOPT ADMINISTRATIVE RULES  
REGULATING VESSEL SPEED NEAR  
HUMPBACK WHALES."(Whales; Boats;  
Vessels; Speed; Restrictions)

Returning the following Senate Concurrent Resolutions which were adopted by  
the House on April 17, 2023:

805                    [S.C.R. No. 7](#)                    FILE  
"URGING THE CITY AND COUNTY OF  
HONOLULU TO IMPROVE ACCESS OF  
THEBUS IN OAHU'S RURAL  
COMMUNITIES."(City and County of Honolulu;  
Oahu; Rural Communities; TheBus; Public  
Transportation; Accessibility)

806                    [S.C.R. No. 28](#)                    FILE  
"DESIGNATING THE MONTH OF MARCH  
AS HAWAII KIDNEY AWARENESS  
MONTH."(Hawaii Kidney Awareness Month;  
Designation; Chronic Kidney Disease; )

- 807      [S.C.R. No. 33, S.D. 1](#)      FILE  
"URGING THE COUNTIES TO IMPLEMENT AND ENFORCE REGULATIONS THAT ENSURE CAR SHARING SERVICES AND OPERATIONS DO NOT NEGATIVELY IMPACT THE TRAFFIC, PARKING, AND CHARACTER OF RESIDENTIAL NEIGHBORHOODS."(Car Sharing Services; Counties; Street Parking; Regulation)
- 808      [S.C.R. No. 34, S.D. 1](#)      FILE  
"URGING THE DEPARTMENT OF EDUCATION TO CREATE A PRIORITY LIST FOR REPAIRING PUBLIC SCHOOL FIRE ALARM SYSTEMS AND STUDY ACCEPTABLE ALTERNATIVES."(DOE; Public Schools; Fire Alarm Systems; Repairs; Priority List)
- 809      [S.C.R. No. 41](#)      FILE  
"DESIGNATING HAWAII'S CORAL REEFS AS CRITICAL NATURAL INFRASTRUCTURE AND STRONGLY SUPPORTING NATURE-BASED SOLUTIONS SUCH AS CORAL REEF RESTORATION FOR RISK REDUCTION."(Hawaii's Coral Reefs; Critical Natural Infrastructure; FEMA Funding)
- 810      [S.C.R. No. 48, S.D. 1](#)      FILE  
"REQUESTING THAT THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS COMPILE PERTINENT DATA TO DETERMINE THE APPROPRIATE SCOPE OF A STUDY ANALYZING WHETHER IMPLEMENTATION IN THIS STATE OF LAWS SIMILAR TO CAPTIVE INSURANCE LAWS OF MASSACHUSETTS WOULD ADDRESS THIS STATE'S RESIDENTIAL CONDOMINIUM PROPERTY INSURANCE NEEDS."(Insurance Division; Department of Commerce and Consumer Affairs; Captive Insurance Study)





- 818                    [S.C.R. No. 121, S.D. 1](#)                    FILE  
"URGING THE DEPARTMENT OF LABOR  
AND INDUSTRIAL RELATIONS TO  
IDENTIFY STATE JOB CLASSIFICATIONS  
FOR WHICH A DEGREE OR CAREER AND  
TECHNICAL EDUCATION CERTIFICATE  
FROM A COMMUNITY COLLEGE MAY  
SUBSTITUTE FOR AN ASSOCIATE OF ARTS  
DEGREE."(Department of Labor and Industrial  
Relations; Education; Career and Technical  
Education Programs)
- 819                    [S.C.R. No. 124](#)                    FILE  
"URGING THE REAL ESTATE COMMISSION  
TO DEVELOP POLICIES AND PROGRAMS  
TO INFORM AND EDUCATE  
CONDOMINIUM ASSOCIATION OWNERS  
AND BOARD MEMBERS OF CERTAIN  
MATTERS TO PROMOTE THE EFFICIENT  
ADMINISTRATION OF CONDOMINIUM  
ASSOCIATIONS."(Real Estate Commission;  
Department of Commerce and Consumer Affairs;  
Condominiums; Educations; Condominium  
Boards; Duties)
- 820                    [S.C.R. No. 134, S.D. 1](#)                    FILE  
"REQUESTING THE DEPARTMENT OF  
LABOR AND INDUSTRIAL RELATIONS TO  
CONTINUE TO RECOGNIZE AND ACCEPT  
THE RIGHT OF A PROVIDER OF SERVICE  
TO ASSIGN THE RIGHT TO PARTICIPATE  
IN A WORKERS' COMPENSATION BILLING  
DISPUTE TO A BILLING COMPANY;  
REVIEW THE WORKERS' COMPENSATION  
LAW FOR PROPOSED AMENDMENTS TO  
ENSURE THAT SERVICE PROVIDERS MAY  
ASSIGN THE RIGHT TO NEGOTIATE A BILL  
DISPUTE TO A BILLING COMPANY; AND  
INCLUDE THE PROPOSED AMENDMENTS  
IN A REPORT TO THE LEGISLATURE  
PRIOR TO THE REGULAR SESSION OF  
2024."(Workers' Compensation; Billing Disputes;  
Provider of Service; DLIR; Report)



825

[S.C.R. No. 227, S.D. 1](#)

FILE

"REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO IMPLEMENT AN IMMEDIATE FINE FOR GROUNDED VESSELS THAT HAVE REASONABLY CAUSED DAMAGE TO THE ENVIRONMENT OR CREATED A MATERIAL BURDEN ON THE STATE FOR ITS REMOVAL."(Grounded Vessels; Board of Land and Natural Resources; Department of Land and Natural Resources; Fines)

Ho‘oka‘a‘ike No Ka ‘Aha Kenekoa  
SENATE COMMUNICATIONS: None

Ho‘oka‘a‘ike Mai Ka ‘Ao‘ao Ho‘okolokolo  
JUDICIARY COMMUNICATIONS: None

Palapala Hō‘ike Na Nā Kōmike Kūmau  
STANDING COMMITTEE REPORTS: No(s). 1911-1913

[1911](#)  
(One Day Notice)

(WTL)

[S.R. No. 157, S.D. 1](#)

"REQUESTING THAT THE DEPARTMENT OF LAND AND NATURAL RESOURCES ADOPT ADMINISTRATIVE RULES REGULATING VESSEL SPEED NEAR HUMPBACK WHALES."  
(Recommends Adoption)

[1912](#)  
(One Day Notice)

(PSM/JDC)

[H.C.R. No. 23, H.D. 1, S.D. 1](#)

"REQUESTING THE HAWAII CORRECTIONAL SYSTEM OVERSIGHT COMMISSION TO CONVENE A TASK FORCE TO EXAMINE AND MAKE RECOMMENDATIONS REGARDING EXISTING PROCEDURES OF THE HAWAII PAROLING AUTHORITY SETTING THE MINIMUM TERMS OF IMPRISONMENT." (AMENDED TITLE)  
(Recommends Adoption)

[1913](#) (WTL)  
(One Day Notice)

[G.M. No. 660](#)  
"Submitting for consideration and confirmation to the Commission on Water Resource Management, Gubernatorial Nominee, LAWRENCE MIIKE, for a term to expire 06-30-2027."

(Recommends Senate Consent to Nomination)

Papahana O Ka Lā  
ORDER OF THE DAY

A‘oa‘o A ‘Ae  
ADVISE AND CONSENT

[1908](#) PSM  
[Status & Testimony](#)

[G.M. No. 567](#)  
"Submitting for consideration and confirmation to the Correctional Industries Advisory Committee, Gubernatorial Nominee, FIDEL EVIOTA II, for a term to expire 06-30-2026."

[1909](#) EDU  
[Status & Testimony](#)

[G.M. No. 552](#)  
"Submitting for consideration and confirmation to the School Facilities Authority, Gubernatorial Nominee, LINDSAY BALL, for a term to expire 06-30-2024."

‘Ōlelo Ho‘oholo E Koho Pāloka ‘Ia  
ADOPT RESOLUTIONS

<a href="#">1903</a>	PSM	<a href="#">H.C.R. No. 21, H.D. 1</a> "URGING THE CITY AND COUNTY OF HONOLULU TO REMOVE THE OCEAN SAFETY AND LIFEGUARD SERVICES DIVISION FROM THE EMERGENCY SERVICES DEPARTMENT AND ESTABLISH IT AS A NEW, SEPARATE DEPARTMENT."
<a href="#">Prior Versions/Status &amp; Testimony</a>		
<a href="#">1904</a>	HRE/AEN	<a href="#">H.C.R. No. 102, H.D. 1</a> "REQUESTING THE UNIVERSITY OF HAWAII WATER RESOURCES RESEARCH CENTER TO CONDUCT A FEASIBILITY STUDY ON NEW TECHNOLOGIES RELATED TO CESSPOOL WATER REMEDIATION, WHICH MAY INCLUDE ORGANIC BIODEGRADABLE WATER CLARIFIERS." (AMENDED TITLE)
<a href="#">Prior Versions/Status &amp; Testimony</a>		
<a href="#">1905</a>	WTL/AEN	<a href="#">H.C.R. No. 50</a> "REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO PROVIDE UPDATED STATISTICS AND FACTS RELATING TO THE DECLINE OF PALILA ON MAUNA KEA AND INVESTIGATE THE FACTORS CAUSING THE DECLINE OF THE PALILA POPULATION."
<a href="#">Prior Versions/Status &amp; Testimony</a>		
<a href="#">1906</a>	HWN/WTL	<a href="#">H.C.R. No. 73, H.D. 1, S.D. 1</a> "REQUESTING THE FORMATION OF A WORKING GROUP TO CREATE A PLAN REGARDING THE RETURN OF CULTURAL ARTIFACTS."
<a href="#">Prior Versions/Status &amp; Testimony</a>		

[1907](#)

PSM

[Prior Versions/Status &  
Testimony](#)

[S.R. No. 113, S.D. 1](#)

"URGING THE MAYOR OF THE CITY AND COUNTY OF HONOLULU, HONOLULU CITY COUNCIL, AND HONOLULU AUTHORITY FOR RAPID TRANSPORTATION TO FIND A MEANS TO FUND THE CONSTRUCTION OF THE PARK-AND-RIDE GARAGE AT WAIAWA STATION AND URGING THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU TO ESTABLISH ADDITIONAL TRANSIT SERVICES BETWEEN CENTRAL OAHU AND WAIAWA STATION."

[1910](#)

EDU

[Prior Versions/Status &  
Testimony](#)

[H.C.R. No. 59](#)

"URGING THE DEPARTMENT OF EDUCATION TO PRIORITIZE FUNDING FOR THE ENGLISH LEARNER PROGRAM IN PUBLIC SCHOOLS TO ADDRESS THE INCREASING POPULATION OF ENGLISH LEARNER STUDENTS."

Heluhelu Hope Loa  
FINAL READING

[S.B. No. 45, S.D. 1, H.D. 2](#)

[Prior Versions/Status & Testimony](#)

"RELATING TO MINORS."

(Domestic Abuse; Protective Orders; Petition; Minors; Emancipated Minors)

[S.B. No. 406, S.D. 1, H.D. 2](#)

[Prior Versions/Status & Testimony](#)

"RELATING TO CHILD VISITATION."

(Child Custody; Grandparent Visitation; Best Interest of the Child)

[S.B. No. 415, S.D. 2, H.D. 2](#)

[Prior Versions/Status & Testimony](#)

"RELATING TO WAGES."

(Wages; Timely Payment; General Contractors; Subcontractors; Liability)

[S.B. No. 671, S.D. 1, H.D. 1](#)

[Prior Versions/Status & Testimony](#)

"RELATING TO HEALTH."

(Drug Paraphernalia; Testing Products; Fentanyl Testing Strips; Uniform Controlled Substances Act; Exclusion)

[S.B. No. 989, H.D. 2](#)

[Prior Versions/Status & Testimony](#)

"RELATING TO UNMANNED AIRCRAFT SYSTEMS."

(Drones; Unmanned Aircraft System; Trespass; Penalty)

[S.B. No. 1173, S.D. 1, H.D. 2](#)

[Prior Versions/Status & Testimony](#)

"RELATING TO VEHICLES."

(Vehicles; Exhaust Emissions; Penalty)

[S.B. No. 1505, S.D. 2, H.D. 2](#)

[Prior Versions/Status & Testimony](#)

"RELATING TO TRANSPORTATION."

(Department of Transportation; Mooring; Permits; Prohibitions)

Ho'ouna Kōmike Ho'olohe A Ho'ouna Hou Paha  
REFERRALS AND RE-REFERRALS

Ho'oka'a'ike 'Ē A'e  
MISCELLANEOUS COMMUNICATIONS: None

Hana 'Ē A'e

MISCELLANEOUS BUSINESS

- Reconsideration of Disagreement to House Amendments; Motion to Agree; One Day Notice for Final Reading

<a href="#">S.B. No. 739, H.D. 1</a>	JDC	"RELATING TO DESECRATION." (Native Hawaiian Caucus; Penal Code; Desecration; State of Mind; Definition)
<a href="#">S.B. No. 911, S.D. 1, H.D. 1</a>	JDC	"RELATING TO JURORS." (Juror; Qualifications; Felon; Conviction; Finally Discharged; Pardoned)
<a href="#">S.B. No. 1267, S.D. 1, H.D. 1</a>	JDC	"RELATING TO PROTECTIVE ORDERS." (Protective Orders; Jurisdiction; Domestic Abuse; Harassment)
<a href="#">S.B. No. 1541, H.D. 1</a>	JDC	"RELATING TO VOTING MORE THAN ONCE DURING AN ELECTION." (Elections; Voting Multiple Times)
<a href="#">S.B. No. 1311, S.D. 2, H.D. 1</a>	LBT, JDC/WAM	"RELATING TO THE REPEAL OF ACT 192, SESSION LAWS OF HAWAII 2007." (Employees' Retirement System; Repeal; Act 192, Session Laws of Hawai'i 2007)
<a href="#">S.B. No. 1314, S.D. 2, H.D. 1</a>	LBT, WAM	"RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND SPOUSAL MEDICARE PART B PREMIUM REIMBURSEMENT." (Hawai'i Employer-union Health Benefits Trust Fund; Spousal Medicare Part B Premium Reimbursement)

[S.B. No. 1315, S.D. 2, H.D. 1](#) LBT, WAM

"RELATING TO THE HAWAII  
EMPLOYER-UNION HEALTH  
BENEFITS TRUST FUND  
MEDICARE PART B PREMIUM  
REIMBURSEMENT." (Hawai'i  
Employer-union Health Benefits Trust  
Fund Medicare Part B Premium  
Reimbursement; Income-related  
Monthly Adjustment Amount)

Ho'olaha  
ANNOUNCEMENTS

Papamanawa Ho'oloha Palapala

- Committee Hearing Schedule:

<u>COMMITTEE</u>	<u>DATE &amp; TIME</u>	<u>ROOM</u>
PSM/EET	4/18/2023 9:45 AM	CR 225 & Videoconference
EET	4/18/2023 10:00 AM	CR 225 & Videoconference
INFO-HOU-HSG	4/18/2023 1:00 PM	CR 225 & Videoconference
HOU	4/18/2023 2:00 PM	CR 225 & Videoconference
GVO/TCA	4/18/2023 3:00 PM	CR 225 & Videoconference
TCA	4/18/2023 3:01 PM	CR 225 & Videoconference
CPN	4/19/2023 9:00 AM	CR 225 & Videoconference
CPN	4/19/2023 10:00 AM	CR 225
EDU	4/19/2023 10:45 AM	CR 225 & Videoconference
AEN	4/19/2023 1:00 PM	CR 225 & Videoconference
CPN	4/19/2023 2:00 PM	CR 225 & Videoconference
LBT	4/19/2023 3:00 PM	CR 225 & Videoconference
JDC	4/20/2023 9:30 AM	CR 225 & Videoconference
JDC	4/20/2023 10:00 AM	CR 225 & Videoconference
JDC/HWN	4/20/2023 10:15 AM	CR 225 & Videoconference
PSM	4/20/2023 3:00 PM	CR 225 & Videoconference

- Senate Session will convene at 11:30 a.m. on Wednesday, April 19, 2023.

Ke Pani 'Ana  
ADJOURNMENT