

Honolulu, Hawaii

MAR 22 2024

RE: H.B. No. 1902
H.D. 1
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirty-Second State Legislature
Regular Session of 2024
State of Hawaii

Sir:

Your Committees on Public Safety and Intergovernmental and Military Affairs and Commerce and Consumer Protection, to which was referred H.B. No. 1902, H.D. 1, entitled:

"A BILL FOR AN ACT RELATING TO EMERGENCY MANAGEMENT,"

beg leave to report as follows:

The purpose and intent of this measure is to:

- (1) Clarify that the Governor's and mayors' emergency management powers shall be consistent with the Hawaii State Constitution;
- (2) Clarify the scope of the comprehensive emergency management plan;
- (3) Clarify the powers of the Governor and mayors to extend or terminate a state of emergency; and
- (4) Shorten the duration of price control periods from ninety-six hours to seventy-two hours.

Your Committees received testimony in support of this measure from the Hawai'i Emergency Management Agency; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; Hawaii State AFL-CIO; NAIOP Hawaii; Retail Merchants of Hawaii; Hawaii Food



Industry Association; Hawai'i Association of REALTORS; Land Use Research Foundation of Hawaii; Hawai'i Restaurant Association; and fifty-eight individuals.

Your Committees received testimony in opposition to this measure from ten individuals.

Your Committees received comments on this measure from the Grassroot Institute of Hawaii, Lāhainā Strong, and thirty-nine individuals.

Your Committees find that it is necessary for all parties on the federal, state, county, and non-governmental levels to develop a proper framework of duties and responsibilities to prepare, mitigate and recover from catastrophic events. Your Committees further find that Hawaii's emergency response plans need further development, particularly regarding the roles of the Governor and mayors. This measure will help integrate a matrix of responsibilities into an emergency management program.

Your Committees have amended this measure by:

- (1) Specifying that any proclamation of a state of emergency that fails to state a time at which it will take effect shall take effect at noon of the day on which it takes effect;
- (2) Adding a new part to insert the contents of section 1 of Senate Bill No. 2904, S.D. 2 (2024), which amends emergency management law to protect tenants, mortgagors, consumers, and residents for certain periods of time after the issuance of a gubernatorial or mayoral emergency proclamation; and
- (3) Making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the records of votes of the members of your Committees on Public Safety and Intergovernmental and Military Affairs and Commerce and Consumer Protection that are attached to this report, your Committees are in accord with the intent and purpose of H.B. No. 1902, H.D. 1, as amended herein, and recommend that it pass Second Reading in the form attached hereto as H.B.

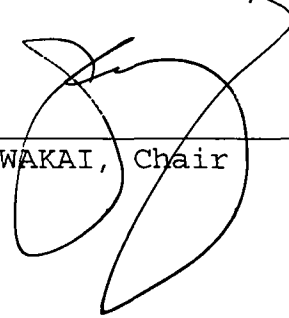


No. 1902, H.D. 1, S.D. 1, and be referred to your Committee on Judiciary.

Respectfully submitted on behalf of the members of the Committees on Public Safety and Intergovernmental and Military Affairs and Commerce and Consumer Protection,



JARRETT KEOHOKALOLE, Chair




GLENN WAKAI, Chair



The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
Committee on Public Safety and Intergovernmental and Military Affairs
PSM

Bill / Resolution No.:* HB1902 HD1	Committee Referral: PSM/CPN, JDC	Date: 3/15/24		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <input type="checkbox"/> Pass, unamended 2312 <input checked="" type="checkbox"/> Pass, with amendments 2311 <input type="checkbox"/> Hold 2310 <input type="checkbox"/> Recommit 2313				
Members	Aye	Aye (WR)	Nay	Excused
WAKAI, Glenn (C)	✓			
ELEFANTE, Brandon J.C. (VC)		✓		
FUKUNAGA, Carol	✓			
RHOADS, Karl	✓			
AWA, Brenton				✓
TOTAL	3	1	0	1
Recommendation: <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted				
Chair's or Designee's Signature: 				
Distribution: Original Yellow Pink Goldenrod File with Committee Report Clerk's Office Drafting Agency Committee File Copy				

*Only one measure per Record of Votes

The Senate
 Thirty-Second Legislature
 State of Hawai'i

Record of Votes
Committee on Commerce and Consumer Protection
CPN

Bill / Resolution No.:* HB1902 HDI	Committee Referral: BSM/CPN, JDC	Date: 3/15/24
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The Committee is reconsidering its previous decision on this measure.
 If so, then the previous decision was to: _____

The Recommendation is:

Pass, unamended 2312
 Pass, with amendments 2311
 Hold 2310
 Recommit 2313

Members	Aye	Aye (WR)	Nay	Excused
KEOHOKALOLE, Jarrett (C)	✓			
FUKUNAGA, Carol (VC)	✓			
MCKELVEY, Angus L.K.	✓			
RICHARDS, III, Herbert M. "Tim"				✓
AWA, Brenton				✓
TOTAL	3			2

Recommendation:
 Adopted
 Not Adopted

Chair's or Designee's Signature:
Carol Fukunaga

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