THE SENATE OF THE THIRTY-SECOND LEGISLATURE Ka 'Aha Kenekoa, Ka 'Aha'ōlelo Kau Kānāwai Kanakolu Kūmālua STATE OF HAWAII Moku'āina 'O Hawai'i REGULAR SESSION OF 2024 | 'Ākoakoa Kūmau MH 2024

FIFTY-SIXTH DAY April 23, 2024, Tuesday 11:30 A.M. Lā Kanalimakumamāono 23 'Apelila 2024 - Po'Alua Hola 11:30 A.M.

A live stream of the Senate floor session will be available on the Senate YouTube channel.

# ORDER OF BUSINESS | Papahana O Ka Lā

ROLL CALL | Kāhea Papa Inoa

APPROVAL OF THE JOURNAL | 'Āpono Mo'olelo O Ka Puke Hālāwai

**INTRODUCTIONS | Ho'olauna Mea Kipa** 

MESSAGES FROM THE GOVERNOR   Hoʻokaʻaʻike Mai Ke Kiaʻāina	

DEPARTMENTAL COMMUNICATIONS | Ho'oka'a'ike Mai Nā 'Oihana None

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## HOUSE COMMUNICATIONS | Ho'oka'a'ike No Ka Hale

Returning the following Senate Concurrent Resolutions which were adopted by the House on April 22, 2024:

793-810

H.C. 793	S.C.R. 6, S.D. 1 APPROVING THE DEDICATION OF KUKUIA STREET, LAHAINA, HAWAII, TO THE COUNTY OF MAUI. BLNR; Perpetual, Non-Exclusive Easement; State Submerged Lands	File
H.C. 794	S.C.R. 33, S.D. 1 REQUESTING THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO CONVENE AN INTERAGENCY TASK FORCE TO COMBAT THE UNDERGROUND ECONOMY AND EMPLOYEE MISCLASSIFICATION IN THE STATE'S CONSTRUCTION INDUSTRY. Department Of Labor and Industrial Relations, Task Force, Employee Classification, Employee Rights, Wages, Benefits	File
H.C. 795	S.C.R. 142, S.D. 1 URGING THE DEPARTMENT OF EDUCATION TO STUDY THE IMPACT OF TEACHER SALARY STEP MOVEMENTS ON SALARY SCHEDULE COMPRESSION. BOE; DOE; Department of Human Resources Development; Teacher Salary Step Movements; Salary Schedule Compensation; Study; Report	File
H.C. 796	S.C.R. 143, S.D. 1 REQUESTING THE UNIVERSITY OF HAWAII TO DEVELOP A COMPREHENSIVE PLAN TO ADDRESS STUDENT AND FACULTY HOUSING FACILITY NEEDS AT THE MANOA CAMPUS. University of Hawaii; Housing; Education	File

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> H.C. 797 S.C.R. 184, S.D. 1 REQUESTING THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT TO CONDUCT A SAMPLE SURVEY OF ORGANIZATIONS IN THE STATE WITHIN THE FOR-PROFIT, NONPROFIT, AND GOVERNMENT SECTORS THAT HAVE SUCCESSFULLY IMPLEMENTED REMOTE WORK, HYBRID WORK, OR TELEWORK ARRANGEMENTS. Department of Human Resources Development; Hybrid Work; Remote Work; Sample Survey; Report

File

Returning the following Senate Concurrent Resolution which was adopted by the House on April 22, 2024, in an amended form:

H.C. 798	S.C.R. 13, S.D. 1, H.D. 1 URGING THE MEMBERS OF HAWAII'S CONGRESSIONAL DELEGATION AND THE BIDEN ADMINISTRATION TO CALL FOR AN IMMEDIATE, PERMANENT BILATERAL CEASEFIRE IN GAZA AND THE RETURN OF ALL HOSTAGES, AND TO CONTINUE NEGOTIATIONS FOR LASTING PEACE IN THE REGION. <i>Israel; Gaza; Permanent Ceasefire</i>	Agree/Disagree
H.C. 799	S.C.R. 45, S.D. 1, H.D. 1 URGING THE DIRECTOR OF FINANCE TO ADOPT ADMINISTRATIVE RULES TO DEFINE "BENEFICIAL EFFECTS TO THE STATE" IN SECTION 38-2, HAWAII REVISED STATUTES, TO INCLUDE THE FINANCING OF HOUSING. Banks; Loans; Housing; Director of Finance; State Treasury Depository	Agree/Disagree

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H.C. 800	S.C.R. 81, S.D. 1, H.D. 1 URGING THE GOVERNOR TO ENSURE THAT RELEVANT STATE AGENCIES, INCLUDING THE DEPARTMENT OF HEALTH AND DEPARTMENT OF HUMAN SERVICES, COLLABORATE TO EXPLORE AVENUES TO ENSURE CONTINUED ACCESS TO AFFORDABLE MEDICATIONS FOR THE STATE'S UNDERSERVED POPULATIONS UNDER THE 340B DRUG PRICING PROGRAM AND URGING HAWAII'S CONGRESSIONAL DELEGATION AND RELEVANT FEDERAL AGENCIES TO MONITOR PHARMACEUTICAL COMPANIES AND TAKE APPROPRIATE ACTIONS TO PROTECT THE INTEGRITY OF THE 340B DRUG PRICING PROGRAM. Governor; DOH; DHS; Hawaii Congressional Delegation; Health Resources and Services Administration; 340B Drug Pricing Program; Access to Affordable Pharmaceuticals	Agree/Disagree
H.C. 801	S.C.R. 122, S.D. 1, H.D. 1 REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO WORK WITH THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION AND OTHER EXPERTS TO CONDUCT A STUDY ON THE POPULATION STATUS OF CORAL REEF HERBIVORES AROUND THE ISLAND OF OAHU AND DEVELOP EFFECTIVE POLICIES FOR SUBSTANTIALLY INCREASING THOSE POPULATIONS WITHIN A DECADE. <i>Coral Reef Herbivores; Study; DLNR</i>	Agree/Disagree

Informing the Senate that on April 22, 2024, the House agreed to the amendments proposed by the Senate to the following House Bills and that said bills passed Final Reading in the House:

H.C. 802 H.B. 1578, H.D. 2, S.D. 1 RELATING TO TRANSPORTATION. Motor Carrier Vehicle; Shipping Container Chassis; Outof-State Registration; Safety Inspection

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> H.B. 1974, H.D. 1, S.D. 1 RELATING TO SOCIAL SERVICES. DHS; Needs Allowance; Long-Term Care Facilities

H.B. 2216, H.D. 2, S.D. 2

RELATING TO CARE HOMES. CCFFH; ARCH; DDDOM; Adult Foster Homes; Department of Human Services; State Supplemental Payments

#### H.B. 2393, H.D. 1, S.D. 1

RELATING TO TITLE 24, HAWAII REVISED STATUTES. Insurance; Health Insurance; External Review Procedure; Mammography

Informing the Senate that on April 22, 2024, the House appointed Conferees to the following bills:

H.C. 803

S.B. 1170, S.D. 2, H.D. 1 RELATING TO AFFORDABLE HOUSING CREDITS. Counties; Affordable Housing Credits; Hawaii Housing Finance and Development Corporation; Housing Production; County Powers

S.B. 2284, S.D. 2, H.D. 1

RELATING TO A WILDFIRE FORECAST SYSTEM FOR HAWAII. UH; Wildfire Forecast System; Public Safety; Preparedness; Wildfire Mitigation; Artificial Intelligence; Appropriation; Expenditure Ceiling

S.B. 2285, S.D. 2, H.D. 3 RELATING TO THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY. Department of Health; SHPDA; Function and Duties; Hui Hoomana; Reports; Positions; Appropriation; Expenditure Ceiling

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## S.B. 2439, S.D. 1, H.D. 1 RELATING TO LIMITATION OF ACTIONS. *Limitation of Actions; Sexual Offenses; Adults*

#### S.B. 2502, S.D. 2, H.D. 1

RELATING TO THE GENERATION OF WILDFIRE SUSCEPTIBILITY MAPS FOR HAWAII. UH; Wildfire Susceptibility; Wildfire Vulnerability; Wildfire Management; Public Safety; Risk Mitigation; Maps; Appropriation; Expenditure Ceiling

### S.B. 2601, H.D. 1

RELATING TO SEXUAL ABUSE OF MINORS. Sexual Abuse; Minors; Civil Action; Statute of Limitations; Trauma-Informed Response

#### S.B. 2615, S.D. 1, H.D. 3

RELATING TO COUNTY LABOR STANDARDS. Contractors; Employees; Counties; Wages; Benefits; Hours; Employment Status; Disclosure

#### S.B. 2948, S.D. 2, H.D. 1

RELATING TO HOUSING. Residential Uses; Areas Zoned for Commercial Use; Administrative Approval; Counties; Building Codes; Adaptive Reuse; Commercial Buildings

#### S.B. 3103, S.D. 2, H.D. 2

RELATING TO ENERGY. Renewable Energy Projects; Labor Standards; Covered Projects

S.B. 3109, S.D. 1, H.D. 2 RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS. DHHL; Act 279 Special Fund; Appropriation Order of the Day Fifty-Sixth Day April 23, 2024 Page 7 of 15

H.C. 804	S.B. 116, S.D. 1, H.D. 1 RELATING TO SPECIAL NUMBER PLATES. Special Number Plates; Duke Kahanamoku; Outrigger Duke Kahanamoku Foundation	File
	S.B. 1511, S.D. 2, H.D. 2	
	RELATING TO THE RESEARCH CORPORATION OF	
	THE UNIVERSITY OF HAWAII.	
	<i>RCUH; UH; Purpose; Powers; Exemptions; Contracts for</i>	
	Services	
	S.B. 3312, S.D. 1, H.D. 2	
	RELATING TO STATE GESTURE.	
	Official State Gesture; Shaka; SFCA; Work of Art	
H.C. 805	S.B. 2974, S.D. 2, H.D. 1	File
	RELATING TO ECONOMIC DEVELOPMENT.	
	DBEDT; Task Force; Business Revitalization; Report to	
	Legislature	
H.C. 806	H.B. 679, H.D. 1, S.D. 2	File
	RELATING TO STATE FUNDS.	
	Wildfires; Emergency Appropriations; HHFDC; Auditor;	
	General Fund Expenditure Ceiling Exceeded	
	H.B. 2159, H.D. 2, S.D. 2	
	RELATING TO MENTAL HEALTH.	
	Assisted Community Treatment; Involuntary	
	Hospitalization; Attorney General; Public Defender; Legal	
	Representation; Nonviolent Defendants; Automatic	
	Screenings; Probation Violators; Mental Health Treatment	
	H.B. 2183, H.D. 1, S.D. 2	
	RELATING TO SEXUAL EXPLOITATION.	

Sexual Exploitation; Safe Harbor Protections; Assistance

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### H.B. 2184, H.D. 1, S.D. 1

RELATING TO CAMPAIGN FINANCE. Campaign Finance; Prohibitions; Hawaii Election Campaign Fund; Escheat; Return of Contributions

H.B. 2420, H.D. 2, S.D. 2

RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS. Department of Hawaiian Home Lands; Act 279 Special Fund; Appropriation

Informing the Senate that on April 19, 2024, the following House Concurrent Resolution was adopted in the House:

H.C. 807	H.C.R. 226	File
	RECOGNIZING AND COMMENDING THE	
	NATIONAL CONFERENCE OF STATE	
	LEGISLATURES ON THE UPCOMING OCCASION OF	
	ITS FIFTIETH ANNIVERSARY IN 2025.	
	National Conference of State Legislatures; Anniversary	

Informing the Senate that on April 22, 2024, the House appointed Conferees to the following bills:

H.C. 808 S.B. 63, S.D. 2, H.D. 3 RELATING TO NURSES. Nurses; Registered Nurses; Licensed Practical Nurses; Board of Nursing; Licenses; Endorsement; Temporary Permits; Exceptions; Appropriation

> S.B. 795, S.D. 2, H.D. 1 RELATING TO TAXES. Motion Picture, Digital Media, and Film Production Income Tax Credit; Compliance; Cure

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	S.B. 2520, S.D. 2, H.D. 1 RELATING TO THE DEFENSE OF STATE EMPLOYEES. State Employees; Professionally Licensed; Certified; Duty to Defend	
H.C. 809	H.B. 982, H.D. 1, S.D. 2 RELATING TO FUNDING FOR THE DEPARTMENT OF THE ATTORNEY GENERAL TOBACCO ENFORCEMENT UNIT. Cigarette Tax Stamp Fees; Tobacco Enforcement Special Fund; Hawaii Tobacco Settlement Special Fund	File
H.C. 810	S.B. 3202, S.D. 2, H.D. 1 RELATING TO URBAN DEVELOPMENT. Counties; Zoning; Urban District; Subdivision; Consolidation; Resubdivision; Parcels; Residentially Zoned Lots; Impact Fees Assessment; Calculation	File
Senate Commun	IICATIONS   Hoʻokaʻaʻike No KaʻAha Kenekoa	None
JUDICIARY COMM	IUNICATIONS   Hoʻokaʻaʻike Mai Ka ʻAoʻao Hoʻokolokolo	None
INTRODUCTION O	F MEASURES   Hāpai Palapala	None
CONFERENCE CO	MMITTEE REPORTS   Palapala Hōʻike Na Nā Kōmike Kūkā	None

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STANDING COMMITTE	EE REPORTS   Palapala Hōʻike Na Nā Kōmike Kūmau	3922-3926
S.S.C.R. 3922 (HRE)	G.M. 732 Submitting for consideration and confirmation to the Board of Regents of the University of Hawai'i, Gubernatorial Nominee, MICHAEL MIYAHIRA, for a term to expire 06-30-2028.	(One Day Notice of Advise & Consent)
S.S.C.R. 3923 (CPN/HHS)	H.C.R. 53 REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF MANDATORY HEALTH INSURANCE COVERAGE FOR BIOMARKER TESTING.	(One Day Notice of Adoption)
S.S.C.R. 3924 (CPN/HHS)	H.C.R. 225 REQUESTING THE AUDITOR TO CONDUCT A SOCIAL AND FINANCIAL ASSESSMENT OF PROPOSED MANDATORY HEALTH INSURANCE COVERAGE FOR STEP THERAPY REQUIREMENTS FOR STAGE TWO THROUGH STAGE FIVE CANCER.	(One Day Notice of Adoption)
S.S.C.R. 3925 (PSM)	H.C.R. 87 REQUESTING THE HAWAII EMERGENCY MANAGEMENT AGENCY TO INSTALL A NEW EMERGENCY SIREN NEAR THE INTERSECTION OF AUMAKUA STREET AND AUHUHU STREET IN UPPER PACIFIC PALISADES.	(One Day Notice of Adoption)

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> S.S.C.R. 3926 (PSM)

## H.C.R. 124

REQUESTING THE DEPARTMENT OF LAW ENFORCEMENT TO CONVENE A SEARCH AND RESCUE WORKING GROUP TO DEVELOP AND MAKE RECOMMENDATIONS TO DETER HIKERS FROM ENTERING ILLEGAL HIKING TRAILS AND TO ADDRESS RISING SEARCH AND RESCUE COSTS FACING THE STATE AND COUNTIES DUE TO INCREASED ILLEGAL HIKING TRAFFIC. (One Day Notice of Adoption)

# ORDER OF THE DAY | Papahana O Ka Lā

## DEFERRED MATTERS | Nā Mea I Ho'opane'e 'ia

S.S.C.R. 3834	G.M. 639	Advise and Consent
	Submitting for consideration and confirmation to	
Status Page	the Island Burial Council, Islands of Kaua'i and	
	Ni'ihau, Gubernatorial Nominee, WAYNE	
	HARADA JR., for a term to expire 06-30-2028.	
	(HWN)	
	Island Burial Council, Islands of Kaua'i and	
	Ni'ihau	

## ADVISE AND CONSENT | A'Oa'O A 'Ae

S.S.C.R. 3917	G.M. 728	Advise and Consent
	Submitting for consideration and confirmation to	
Status Page	the Mauna Kea Stewardship and Oversight	
	Authority, Gubernatorial Nominee, NEIL	
	HANNAHS, for a term to expire 06-30-2028.	
	(Term to expire amended to 06-30-2027 by	
	GM756). (WTL)	

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S.S.C.R. 3918 Status Page	G.M. 647 Submitting for consideration and confirmation to the Game Management Advisory Commission, Gubernatorial Nominee, NICHOLAI BARCA, for a term to expire 06-30-2027. (Nominee's name amended to NICOLAI BARCA by GM689). (WTL)	Advise and Consent
S.S.C.R. 3919 Status Page	G.M. 641 Submitting for consideration and confirmation to the Legacy Land Conservation Commission, Gubernatorial Nominee, ELIZABETH ROBINSON, for a term to expire 06-30-2028. (WTL)	Advise and Consent
S.S.C.R. 3919 Status Page	G.M. 679 Submitting for consideration and confirmation to the Legacy Land Conservation Commission, Gubernatorial Nominee, JOHN SINTON, for a term to expire 06-30-2028. (WTL)	Advise and Consent
S.S.C.R. 3920 Status Page	G.M. 729 Submitting for consideration and confirmation to the Mauna Kea Stewardship and Oversight Authority, Gubernatorial Nominee, JOSHUA MANGAUIL, for a term to expire 06-30-2028. (Term to expire amended to 06-30-2027 by GM756). (WTL)	Advise and Consent
S.S.C.R. 3920 Status Page	G.M. 730 Submitting for consideration and confirmation to the Mauna Kea Stewardship and Oversight Authority, Gubernatorial Nominee, GARY KRUG, JR., for a term to expire 06-30-2028. (Term to expire amended to 06-30-2027 by GM756). (WTL)	Advise and Consent

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S.S.C.R. 3920 Status Page	<ul> <li>G.M. 731</li> <li>Submitting for consideration and confirmation to the Mauna Kea Stewardship and Oversight Authority, Gubernatorial Nominee,</li> <li>POMAIKALANI BERTELMANN, for a term to expire 06-30-2028. (Term to expire amended to 06-30-2027 by GM756). (WTL)</li> </ul>	Advise and Consent
S.S.C.R. 3921	G.M. 702 Submitting for consideration and confirmation as	Advise and Consent
Status Page	the Chairperson, Board of Directors of the Hawai'i Tourism Authority, Gubernatorial Nominee, MUFI HANNEMANN, for a term to expire 06-30-2027. (Chairperson designation removed by GM755). (EET)	
S.S.C.R. 3921	G.M. 703 Submitting for consideration and confirmation to	Advise and Consent
Status Page	the Board of Directors of the Hawai'i Tourism Authority, Gubernatorial Nominee, BLAINE MIYASATO, for a term to expire 06-30-2027. (EET)	

# ADOPT RESOLUTIONS | 'Ōlelo Ho'Oholo E Koho Pāloka 'La

None

# FINAL READING | Heluhelu Hope Loa

	S.B. 2245, S.D. 1, H.D. 2	Final Reading
	RELATING TO THE CHILD PROTECTIVE	
Status Page	ACT.	
	DHS; Child Protective Act; Exigent	
	Circumstances; Harm; Imminent Harm;	
	Protective Custody; Temporary Foster Custody	

## **REFERRALS AND RE-REFERRALS | Ho'ouna Komike Ho'olohe A Ho'ouna Hou Paha** None MISCELLANEOUS COMMUNICATIONS | Ho'oka'a'ike 'Ē A'e 1 **M.C.** 1 From the Honorable Ronald D. Kouchi, President of the File Senate, and the Honorable Scott K. Saiki, Speaker of the House of Representatives, dated April 22, 2024, transmitting a Legislative Communication extending the filing deadline for conference committee reports and conference drafts for the following bills: H.B. 1800, H.D.1, S.D. 1 RELATING TO THE STATE BUDGET and H.B. 1911, H.D. 2, S.D. 2 RELATING TO THE JUDICIARY; from 11:30 p.m. on April 22, 2024 to 11:30 p.m. on April 23, 2024.

## MISCELLANEOUS BUSINESS | Hana 'Ē A'e

RECONSIDERATION OF DISAGREEMENT TO HOUSE AMENDMENTS; MOTION TO AGREE

	S.B. 3125, S.D. 2, H.D. 2	(One Day Notice of
	RELATING TO MEDICAL CARE FOR	Final Reading)
Status Page	MINORS.(WAM)	
	Minor Consent; Medical Care and Services;	
	Sexually Transmitted Infections; Covered Entity;	
	Confidentiality	

### **ANNOUNCEMENTS | Ho'olaha**

COMMITTEE HEARING SCHEDULE | Papamanawa Ho'olohe Palapala

COMMITTEE	DATE	TIME	ROOM
CONF	4/23/2024	1:30 PM	CR 329
CONF	4/23/2024	1:30 PM	CR 325
CONF	4/23/2024	1:30 PM	CR 229

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CONF	4/23/2024	1:30 PM	CR 224
CONF	4/23/2024	1:35 PM	CR 325
CONF	4/23/2024	1:45 PM	CR 329
CONF	4/23/2024	1:45 PM	CR 229
CONF	4/23/2024	1:46 PM	CR 329
CONF	4/23/2024	2:00 PM	CR 309
CONF	4/23/2024	2:15 PM	CR 329
CONF	4/23/2024	2:30 PM	CR 224
CONF	4/23/2024	2:30 PM	CR 016
CONF	4/23/2024	2:31 PM	CR 224
CONF	4/23/2024	2:40 PM	CR 016
CONF	4/23/2024	2:45 PM	CR 329
CONF	4/23/2024	2:45 PM	CR 325
CONF	4/23/2024	3:30 PM	CR 325
CONF	4/23/2024	3:33 PM	CR 016
CONF	4/23/2024	3:45 PM	CR 224
CONF	4/23/2024	5:00 PM	CR 325
CONF	4/23/2024	5:00 PM	CR 309
CONF	4/23/2024	5:05 PM	CR 309
CONF	4/24/2024	9:00 AM	CR 016
CONF	4/24/2024	9:00 AM	CR 325
CONF	4/24/2024	9:05 AM	CR 325
CONF	4/24/2024	9:30 AM	CR 325
CONF	4/24/2024	9:35 AM	CR 309
CONF	4/24/2024	9:45 AM	CR 229
CONF	4/24/2024	10:00 AM	CR 329
CONF	4/24/2024	10:01 AM	CR 016
CONF	4/24/2024	10:05 AM	CR 016
CONF	4/24/2024	10:10 AM	CR 016
CONF	4/24/2024	10:20 AM	CR 016
CONF	4/24/2024	10:20 AM	CR 229
CONF	4/24/2024	10:40 AM	CR 016
CONF	4/24/2024	1:30 PM	CR 016
CONF	4/24/2024	1:31 PM	CR 016
CONF	4/24/2024	1:40 PM	CR 016

Senate Session will convene at 6:30 p.m. on Thursday, April 25, 2024.

## ADJOURNMENT | Ke Pani 'Ana