HAWAII STATE HOUSE OF REPRESENTATIVES

REGULAR SESSION OF 2022

ROUGH DRAFT JOURNAL

FORTY-EIGHTH DAY

APRIL 12, 2022

OFFICE OF THE CHIEF CLERK

BT

All Mini and Rough Draft Journals are provided as an informational service only and are not intended to replace the permanent bound version of the House Journal which is the official certified record. The daily Mini Journals and Rough Draft Journals are subject to correction and approval, and should not be relied upon, quoted or cited as an official record.

*The **Mini Journal** is produced for each legislative day and shows all action which took place on the Chamber Floor, including all bills and resolutions introduced, referrals, readings, all motions and votes, and Governor's Messages and other Communications. The Mini Journal does not include verbatim floor remarks or announcements made.*

The Mini Journal is generally available the next legislative day following each day's session and may be obtained at the House Printshop.

*The **Rough Draft Journal** includes verbatim floor remarks, written remarks, announcements and introductions made on the Chamber Floor. Copies of the Rough Draft Journal may be obtained at the House Printshop as they become available.*

*The **Mini Journal** and **Rough Draft Journal** may also be obtained at the House of Representatives section of the legislative website. www.capitol.hawaii.gov*

*The **bound version of the House Journal** is the official certified record of the proceedings of the House of Representatives. Once certified, the official permanent record is published and bound after the close of the Regular or Special Session of the Legislature.*

FORTY-EIGHTH DAY

Tuesday, April 12, 2022

The House of Representatives of the Thirty-First Legislature of the State of Hawaii, Regular Session of 2022, convened at 9:18 a.m., with Speaker Saiki presiding.

The invocation was delivered by Representative Jeanne Kapela, after which the Roll was called showing all members present.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Forty-Seventh Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 18 and 19) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 18, dated April 8, 2022, informing the Legislature that a transfer of general funds between programs for the Department of Land and Natural Resources was approved, pursuant to Act 88, Section 72, SLH 2021.

Gov. Msg. No. 19, dated April 8, 2022, transmitting proposed changes to the FY 23 Executive Supplemental Budget for the Departments of Accounting and General Services, Budget and Finance, Defense, and Health.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 723 through 742) were received and announced by the Clerk:

Sen. Com. No. 723, transmitting H.C.R. No. 130, entitled: "HOUSE CONCURRENT RESOLUTION APOLOGIZING TO THE NATIVE HAWAIIAN PEOPLE FOR THE EFFECTIVE PROHIBITION IN HAWAII SCHOOLS OF THE INSTRUCTIONAL USE OF THE HAWAIIAN LANGUAGE FROM 1896 TO 1986," which was adopted by the Senate on April 8, 2022.

Sen. Com. No. 724, transmitting H.B. No. 2147, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MUNICIPAL SOLID WASTE LANDFILL PERMITS," which passed Third Reading in the Senate on April 8, 2022.

Sen. Com. No. 725, transmitting H.B. No. 1412, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES," which passed Third Reading in the Senate on April 8, 2022.

Sen. Com. No. 726, transmitting H.B. No. 1475, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MANDATORY ETHICS TRAINING," which passed Third Reading in the Senate on April 8, 2022.

Sen. Com. No. 727, transmitting H.B. No. 1567, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PRETRIAL REFORM," which passed Third Reading in the Senate on April 8, 2022.

Sen. Com. No. 728, transmitting H.B. No. 1619, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PEER-TO-PEER CAR-SHARING INSURANCE REQUIREMENTS," which passed Third Reading in the Senate on April 8, 2022.

Sen. Com. No. 729, transmitting H.B. No. 1705, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL PARK LEASES," which passed Third Reading in the Senate on April 8, 2022.

Sen. Com. No. 730, transmitting H.B. No. 1806, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CESSPOOL CONVERSION," which passed Third Reading in the Senate on April 8, 2022.

Sen. Com. No. 731, transmitting H.B. No. 1891, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM RECOGNITION AND ENFORCEMENT OF CANADIAN DOMESTIC-VIOLENCE PROTECTION ORDERS ACT," which passed Third Reading in the Senate on April 8, 2022.

Sen. Com. No. 732, transmitting H.B. No. 1894, HD 3, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN REMAINS," which passed Third Reading in the Senate on April 8, 2022.

Sen. Com. No. 733, transmitting H.B. No. 2088, HD 3, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FINANCING," which passed Third Reading in the Senate on April 8, 2022.

Sen. Com. No. 734, transmitting H.B. No. 2089, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE PORTFOLIO STANDARDS," which passed Third Reading in the Senate on April 8, 2022.

Sen. Com. No. 735, transmitting H.B. No. 2113, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS," which passed Third Reading in the Senate on April 8, 2022.

Sen. Com. No. 736, transmitting H.B. No. 2218, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE FRANK T. OKIMOTO REEF RUNWAY," which passed Third Reading in the Senate on April 8, 2022.

Sen. Com. No. 737, transmitting H.B. No. 2280, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," which passed Third Reading in the Senate on April 8, 2022.

Sen. Com. No. 738, transmitting H.B. No. 2340, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," which passed Third Reading in the Senate on April 8, 2022.

Sen. Com. No. 739, transmitting H.B. No. 2416, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," which passed Third Reading in the Senate on April 8, 2022.

Sen. Com. No. 740, transmitting H.B. No. 2466, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TARO," which passed Third Reading in the Senate on April 8, 2022.

Sen. Com. No. 741, transmitting H.B. No. 2491, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE," which passed Third Reading in the Senate on April 8, 2022.

Sen. Com. No. 742, dated April 8, 2022, informing the House that the Senate has disagreed to the amendments proposed by the House to the following Senate Bills:

S.B. No. 152, HD 1
S.B. No. 172, SD 1, HD 1
S.B. No. 204, SD 1, HD 1
S.B. No. 339, SD 2, HD 1
S.B. No. 346, SD 2, HD 1
S.B. No. 915, SD 2, HD 1
S.B. No. 1105, SD 2, HD 1
S.B. No. 1128, SD 2, HD 1
S.B. No. 1411, SD 2, HD 1
S.B. No. 2056, SD 1, HD 1
S.B. No. 2115, SD 1, HD 2
S.B. No. 2142, SD 1, HD 1
S.B. No. 2162, SD 1, HD 1
S.B. No. 2185, SD 3, HD 1
S.B. No. 2195, SD 2, HD 1
S.B. No. 2218, SD 1, HD 1
S.B. No. 2274, SD 2, HD 1
S.B. No. 2284, SD 2, HD 1
S.B. No. 2295, SD 2, HD 2
S.B. No. 2373, SD 1, HD 1
S.B. No. 2482, SD 1, HD 1
S.B. No. 2567, SD 1, HD 1
S.B. No. 2597, SD 1, HD 1
S.B. No. 2634, SD 1, HD 1
S.B. No. 2635, SD 2, HD 1
S.B. No. 2637, SD 1, HD 2
S.B. No. 2639, HD 2
S.B. No. 2641, SD 2, HD 1
S.B. No. 2644, SD 2, HD 2

S.B. No. 2657, SD 2, HD 1
S.B. No. 2695, SD 2, HD 1
S.B. No. 2700, SD 2, HD 1
S.B. No. 2701, SD 2, HD 1
S.B. No. 2707, SD 1, HD 1
S.B. No. 2770, SD 1, HD 1
S.B. No. 2771, SD 1, HD 1
S.B. No. 2783, SD 1, HD 1
S.B. No. 2784, SD 1, HD 1
S.B. No. 2785, SD 1, HD 1
S.B. No. 2786, SD 1, HD 1
S.B. No. 2787, SD 1, HD 1
S.B. No. 2788, SD 1, HD 1
S.B. No. 2789, SD 1, HD 1
S.B. No. 2792, SD 1, HD 1
S.B. No. 2794, SD 1, HD 1
S.B. No. 2795, SD 1, HD 1
S.B. No. 2796, SD 1, HD 1
S.B. No. 2805, SD 2, HD 1
S.B. No. 2819, SD 2, HD 2
S.B. No. 2820, SD 2, HD 1
S.B. No. 2857, SD 2, HD 1
S.B. No. 2883, SD 2, HD 1
S.B. No. 2885, SD 1, HD 1
S.B. No. 2990, SD 1, HD 1
S.B. No. 2992, SD 1, HD 1
S.B. No. 3041, SD 2, HD 1
S.B. No. 3054, SD 1, HD 1
S.B. No. 3072, SD 2, HD 1
S.B. No. 3085, SD 2, HD 2
S.B. No. 3096, SD 1, HD 2
S.B. No. 3106, SD 2, HD 1
S.B. No. 3110, SD 2, HD 1
S.B. No. 3111, SD 2, HD 1
S.B. No. 3121, SD 2, HD 1
S.B. No. 3124, SD 1, HD 1
S.B. No. 3126, SD 2, HD 2
S.B. No. 3152, SD 1, HD 1
S.B. No. 3158, SD 2, HD 1
S.B. No. 3197, SD 2, HD 1
S.B. No. 3201, SD 1, HD 1
S.B. No. 3205, SD 1, HD 1
S.B. No. 3209, SD 2, HD 1
S.B. No. 3236, SD 2, HD 1
S.B. No. 3243, SD 1, HD 1
S.B. No. 3248, SD 1, HD 2
S.B. No. 3280, SD 1, HD 1
S.B. No. 3293, SD 2, HD 2
S.B. No. 3294, SD 2, HD 1
S.B. No. 3295, SD 1, HD 2
S.B. No. 3320, SD 1, HD 1
S.B. No. 3329, SD 1, HD 2
S.B. No. 3334, SD 2, HD 1
S.B. No. 3372, SD 1, HD 2

Representative Belatti moved to disagree to the amendments made by the Senate to the following House Bills, seconded by Representative Morikawa and carried:

H.B. No. 1412, HD 2, (SD 1)
H.B. No. 1475, HD 1, (SD 1)
H.B. No. 1567, HD 1, (SD 1)
H.B. No. 1619, HD 2, (SD 2)
H.B. No. 1705, HD 1, (SD 1)
H.B. No. 1806, HD 2, (SD 1)
H.B. No. 1891, HD 1, (SD 1)
H.B. No. 1894, HD 3, (SD 2)
H.B. No. 2088, HD 3, (SD 2)
H.B. No. 2089, HD 1, (SD 2)
H.B. No. 2113, HD 2, (SD 1)
H.B. No. 2218, HD 1, (SD 1)
H.B. No. 2280, HD 2, (SD 1)
H.B. No. 2340, HD 2, (SD 2)
H.B. No. 2416, HD 2, (SD 1)
H.B. No. 2466, HD 2, (SD 1)
H.B. No. 2491, HD 2, (SD 2)

INTRODUCTIONS

The following introduction was made to the members of the House:

Representative Luke introduced AARP members: Gary Simon, Dan Gardner, Carol Wakayama, Audrey Suga-Nakagawa, Kealii Lopez, and Craig Gima.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Morikawa, seconded by Representative Matsumoto and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar.

CONSENT CALENDAR

UNFINISHED BUSINESS

At this time, the Chair stated:

"Members, there will be no discussion as these are items agreed to by this body for placement on the consent calendar."

Representative Johanson, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1900-22) recommending that S.B. No. 3272, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3272, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 51 ayes.

Representative Johanson, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1901-22) recommending that S.B. No. 2679, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2679, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DRIVER'S LICENSES," passed Third Reading by a vote of 51 ayes.

Representative Johanson, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1902-22) recommending that S.B. No. 449, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 449, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Third Reading by a vote of 51 ayes.

Representative Johanson, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1903-22) recommending that S.B. No. 3284, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3284, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY SERVICES," passed Third Reading by a vote of 51 ayes.

Representative Johanson, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1904-22) recommending that S.B. No. 2798, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2798, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING

TO VETERINARY MEDICINE," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Representative Johanson, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1907-22) recommending that S.B. No. 2017, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2017, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES," passed Third Reading by a vote of 51 ayes.

Representative Johanson, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1909-22) recommending that S.B. No. 2384, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2384, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII PRODUCTS PREFERENCE," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1910-22) recommending that S.B. No. 665, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 665, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO VIOLATIONS OF CAMPAIGN FINANCE LAW," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1911-22) recommending that S.B. No. 2383, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2383, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE PROCUREMENT POLICY BOARD," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1913-22) recommending that S.B. No. 3223, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3223, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1914-22) recommending that S.B. No. 2002, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2002, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FAIR HOUSING REASONABLE ACCOMMODATIONS," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1915-22) recommending that S.B. No. 2059, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2059, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO STATE SYMBOLS," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1916-22) recommending that S.B. No. 2118, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2118, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1917-22) recommending that S.B. No. 2008, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2008, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1918-22) recommending that S.B. No. 2869, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2869, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SPOUSAL SUPPORT," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1922-22) recommending that S.B. No. 2777, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2777, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SEARCHES OF FEMALE INMATES," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1923-22) recommending that S.B. No. 2091, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2091, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EXECUTIVE PARDONS," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1924-22) recommending that S.B. No. 3087, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3087, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMERGENCY MANAGEMENT ASSISTANCE COMPACT," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1927-22) recommending that S.B. No. 3141, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3141, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1928-22) recommending that S.B. No. 2279, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2279, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CATALYTIC CONVERTERS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1929-22) recommending that S.B. No. 2621, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2621, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF AGRICULTURE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1930-22) recommending that S.B. No. 2946, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2946, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1931-22) recommending that S.B. No. 1297, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1297, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST MAUIGROWN COFFEE, INC," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1933-22) recommending that S.B. No. 2907, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2907, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1934-22) recommending that S.B. No. 2960, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2960, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOOD SAFETY," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1935-22) recommending that S.B. No. 2989, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2989, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1936-22) recommending that S.B. No. 2996, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2996, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANTS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1937-22) recommending that S.B. No. 2214, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2214, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DIGITAL LITERACY," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1938-22) recommending that S.B. No. 2821, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2821, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENSTRUAL EQUALITY," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1939-22) recommending that S.B. No. 2826, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2826, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1942-22) recommending that S.B. No. 2823, SD 2, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2823, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1943-22) recommending that S.B. No. 2893, SD 1, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2893, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A SCHOOL SUPPLY SUBSIDY PILOT PROGRAM," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1944-22) recommending that S.B. No. 3090, SD 1, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3090, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL INDIRECT OVERHEAD REIMBURSEMENTS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1945-22) recommending that S.B. No. 3091, SD 2, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3091, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OPTIONS FOR STUDENTS IN DEPARTMENT OF EDUCATION SCHOOLS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1947-22) recommending that S.B. No. 3027, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3027, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BEACHES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1948-22) recommending that S.B. No. 3298, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3298, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SHOOTING FACILITIES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1951-22) recommending that S.B. No. 2076, SD 2, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2076, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO BROADBAND SERVICE INFRASTRUCTURE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1952-22) recommending that S.B. No. 2806, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2806, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TECHNOLOGY DEVELOPMENT CORPORATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1953-22) recommending that S.B. No. 3046, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3046, SD 1, HD 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF THE ATTORNEY GENERAL," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Ward voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1955-22) recommending that S.B. No. 3311, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3311, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1956-22) recommending that S.B. No. 2457, SD 1, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2457, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IMMIGRANT RESOURCE CENTERS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1959-22) recommending that S.B. No. 2283, SD 2, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2283, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HYDROGEN STRATEGIC PLAN," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1963-22) recommending that S.B. No. 3004, SD 1, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3004, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMPOSTING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1964-22) recommending that S.B. No. 3019, SD 1, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3019, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONSERVATION AND RESOURCES ENFORCEMENT PROGRAM," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1966-22) recommending that S.B. No. 2612, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2612, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL SUSTAINABILITY," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1967-22) recommending that S.B. No. 2720, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2720, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1968-22) recommending that S.B. No. 3229, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3229, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL ROYALTIES," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Kapela voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1970-22) recommending that S.B. No. 879, SD 1, HD 2 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 879, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1971-22) recommending that S.B. No. 2370, SD 2, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2370, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1972-22) recommending that S.B. No. 2479, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2479, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BROADBAND INFRASTRUCTURE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1973-22) recommending that S.B. No. 2588, SD 1, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2588, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1978-22) recommending that S.B. No. 3324, SD 2, HD 2 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3324, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INFRASTRUCTURE MAINTENANCE IN HOUSING SUBDIVISIONS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1979-22) recommending that S.B. No. 2150, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2150, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY ASSISTANCE FOR NEEDY FAMILIES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1983-22) recommending that S.B. No. 3338, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3338, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KALAUPAPA MEMORIAL," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1984-22) recommending that S.B. No. 2043, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2043, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CANDIDATE COMMITTEE AND NONCANDIDATE COMMITTEE ORGANIZATIONAL REPORTS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1985-22) recommending that S.B. No. 2387, SD 1, HD 2 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2387, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1986-22) recommending that S.B. No. 3282, SD 1, HD 2 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3282, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT RECORDS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1987-22) recommending that S.B. No. 3369, SD 2, HD 2 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3369, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1988-22) recommending that S.B. No. 3252, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3252, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC RECORDS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1989-22) recommending that S.B. No. 1112, SD 2, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1112, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF DEFENSE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1990-22) recommending that S.B. No. 2817, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2817, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION ANNUAL REPORT REQUIREMENTS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1992-22) recommending that S.B. No. 2081, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2081, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION COMMERCIAL ENTERPRISES REVOLVING FUND," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1993-22) recommending that S.B. No. 2184, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2184, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DIGITAL LEARNING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1994-22) recommending that S.B. No. 2928, SD 3, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2928, SD 3, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1996-22) recommending that S.B. No. 2280, SD 2, HD 2 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2280, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DENTAL ASSISTANTS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1997-22) recommending that S.B. No. 3367, SD 2, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3367, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1998-22) recommending that S.B. No. 2624, SD 2, HD 2 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2624, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1999-22) recommending that S.B. No. 2144, SD 1, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2144, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC INFORMATION TECHNOLOGY ACCESSIBILITY FOR PERSONS WITH DISABILITIES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2000-22) recommending that S.B. No. 1138, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1138, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HEALTHCARE ASSURANCE SPECIAL FUND," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2003-22) recommending that S.B. No. 3075, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3075, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FRANCHISE TAX," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2004-22) recommending that S.B. No. 2379, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2379, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE SPECIAL ENFORCEMENT SECTION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2005-22) recommending that S.B. No. 2599, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2599, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE TAX CREDIT FOR RESEARCH ACTIVITIES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2006-22) recommending that S.B. No. 2767, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2767, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FISH AGGREGATION DEVICES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2007-22) recommending that S.B. No. 2768, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2768, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII YOUTH CONSERVATION CORPS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2008-22) recommending that S.B. No. 3134, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3134, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PAYMENT OF DEBT SERVICE ON THE TURTLE BAY REIMBURSABLE GENERAL OBLIGATION BONDS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2009-22) recommending that S.B. No. 3330, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3330, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUPUKEA MARINE LIFE CONSERVATION DISTRICT," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2010-22) recommending that S.B. No. 3379, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3379, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BIOSECURITY," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2011-22) recommending that S.B. No. 573, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 573, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WILDLIFE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2012-22) recommending that S.B. No. 2398, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2398, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Kapela voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2013-22) recommending that S.B. No. 3179, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3179, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2016-22) recommending that S.B. No. 416, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 416, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WITNESS FEES AND REIMBURSEMENTS IN CRIMINAL CASES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2019-22) recommending that S.B. No. 2663, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2663, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FILING FEES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2021-22) recommending that S.B. No. 2963, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2963, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY EFFICIENCY," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2022-22) recommending that S.B. No. 3195, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3195, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING

TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2025-22) recommending that S.B. No. 2782, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2782, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2026-22) recommending that S.B. No. 2790, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2790, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Third Reading by a vote of 51 ayes.

THIRD READING

S.B. No. 2685, SD 2, HD 1:

On motion by Representative Belatti, seconded by Representative Morikawa and carried, S.B. No. 2685, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," passed Third Reading by a vote of 51 ayes.

S.B. No. 3084, HD 1:

On motion by Representative Belatti, seconded by Representative Morikawa and carried, S.B. No. 3084, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ELEVATOR MECHANICS LICENSING BOARD COMPOSITION," passed Third Reading by a vote of 51 ayes.

S.B. No. 3165, SD 2, HD 1:

On motion by Representative Belatti, seconded by Representative Morikawa and carried, S.B. No. 3165, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OPERATING A VEHICLE UNDER THE INFLUENCE OF AN INTOXICANT," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Kapela and D. Kobayashi voting no.

S.B. No. 3113, SD 2, HD 1:

On motion by Representative Belatti, seconded by Representative Morikawa and carried, S.B. No. 3113, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO KUPUNA CARE PROGRAM," passed Third Reading by a vote of 51 ayes.

S.B. No. 2475, SD 2, HD 1:

On motion by Representative Belatti, seconded by Representative Morikawa and carried, S.B. No. 2475, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 51 ayes.

At 9:27 a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 3272, SD 2, HD 2
S.B. No. 2679, SD 2, HD 2
S.B. No. 449, HD 2
S.B. No. 3284, SD 2, HD 2
S.B. No. 2798, SD 1, HD 2
S.B. No. 2017, SD 1, HD 2
S.B. No. 2384, SD 2, HD 2
S.B. No. 665, SD 1, HD 2
S.B. No. 2383, SD 2, HD 2
S.B. No. 3223, SD 1, HD 2
S.B. No. 2002, SD 2, HD 2
S.B. No. 2059, SD 1, HD 2
S.B. No. 2118, SD 1, HD 2
S.B. No. 2008, SD 1, HD 2
S.B. No. 2869, SD 1, HD 2
S.B. No. 2777, SD 1, HD 2
S.B. No. 2091, SD 1, HD 2
S.B. No. 3087, SD 1, HD 2
S.B. No. 3141, SD 1, HD 2
S.B. No. 2279, SD 2, HD 2
S.B. No. 2621, SD 1, HD 1
S.B. No. 2946, SD 1, HD 1
S.B. No. 1297, SD 1, HD 1
S.B. No. 2907, SD 1, HD 1
S.B. No. 2960, SD 1, HD 1
S.B. No. 2989, SD 1, HD 1
S.B. No. 2996, SD 1, HD 1
S.B. No. 2214, SD 2, HD 1
S.B. No. 2821, SD 2, HD 1
S.B. No. 2826, SD 2, HD 1
S.B. No. 2823, SD 2, HD 1
S.B. No. 2893, SD 1, HD 1
S.B. No. 3090, SD 1, HD 1
S.B. No. 3091, SD 2, HD 1
S.B. No. 3027, SD 2, HD 1
S.B. No. 3298, SD 1, HD 1
S.B. No. 2076, SD 2, HD 3
S.B. No. 2806, SD 1, HD 1
S.B. No. 3046, SD 1, HD 2
S.B. No. 3311, SD 2, HD 2
S.B. No. 2457, SD 1, HD 1
S.B. No. 2283, SD 2, HD 1
S.B. No. 3004, SD 1, HD 1
S.B. No. 3019, SD 1, HD 1
S.B. No. 2612, SD 2, HD 1
S.B. No. 2720, SD 2, HD 2
S.B. No. 3229, SD 2, HD 2
S.B. No. 879, SD 1, HD 2
S.B. No. 2370, SD 2, HD 1
S.B. No. 2479, HD 1
S.B. No. 2588, SD 1, HD 1
S.B. No. 3324, SD 2, HD 2
S.B. No. 2150, SD 2, HD 2
S.B. No. 3338, SD 2, HD 1
S.B. No. 2043, HD 1
S.B. No. 2387, SD 1, HD 2
S.B. No. 3282, SD 1, HD 2
S.B. No. 3369, SD 2, HD 2
S.B. No. 3252, SD 2, HD 2
S.B. No. 1112, SD 2, HD 1
S.B. No. 2817, SD 1, HD 1
S.B. No. 2081, SD 2, HD 1
S.B. No. 2184, SD 1, HD 1
S.B. No. 2928, SD 3, HD 1
S.B. No. 2280, SD 2, HD 2
S.B. No. 3367, SD 2, HD 1
S.B. No. 2624, SD 2, HD 2
S.B. No. 2144, SD 1, HD 1
S.B. No. 1138, SD 2, HD 2
S.B. No. 3075, SD 2, HD 2
S.B. No. 2379, SD 2, HD 2
S.B. No. 2599, SD 1, HD 2
S.B. No. 2767, SD 1, HD 1
S.B. No. 2768, SD 2, HD 1
S.B. No. 3134, SD 2, HD 1
S.B. No. 3330, SD 1, HD 1
S.B. No. 3379, SD 1, HD 1
S.B. No. 573, SD 1, HD 1
S.B. No. 2398, SD 2, HD 2
S.B. No. 3179, SD 2, HD 2
S.B. No. 416, SD 1, HD 2
S.B. No. 2663, SD 1, HD 2
S.B. No. 2963, SD 2, HD 2
S.B. No. 3195, SD 2, HD 1
S.B. No. 2782, SD 1, HD 1
S.B. No. 2790, SD 1, HD 1

S.B. No. 2685, SD 2, HD 1
S.B. No. 3084, HD 1
S.B. No. 3165, SD 2, HD 1
S.B. No. 3113, SD 2, HD 1
S.B. No. 2475, SD 2, HD 1

At this time, the Chair stated:

"Members, please remember to submit to the Clerk the list of Senate bills on the consent calendar for which you will be inserting written comments in support or opposition to these measures. This must be done by adjournment of today's floor session."

ORDINARY CALENDAR

UNFINISHED BUSINESS

Representative Johanson, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1905-22) recommending that S.B. No. 2986, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2986, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEMP," passed Third Reading by a vote of 51 ayes.

Representative Johanson, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1906-22) recommending that S.B. No. 2600, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 2600, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative McDermott rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in strong support and once again want to thank the majority for all their hard work. It's great to be unified in a position moving forward, Lord knows sitting on this side or this row for many years, I've often been on the losing end of things. But I really commend the majority for what they've done here, keeping the heat on. Today we have one of our senators, and we're in a great opportunity, we're blessed, Mr. Speaker, because right now we have two senators in the majority, two congressmen in the majority, we have the president all on the same team. So, we should be able to get this done. So, sending that message that this body wants these things closed is very important. And today I think Senator Jack Reed from Rhode Island is actually touring the fuel tanks. He's chairman, I think, of the Senate Armed Services Committee, if I'm not mistaken, but he's an important guy in any case.

"What I would encourage is more of a bipartisan approach, though. Mr. Speaker, one of the things under your leadership here is the acrimony, the hatred, the vitriol, that doesn't exist in this body. And maybe that's the *aloha* spirit. But if we could transfer that, some of that to D.C., I think the world would be a better place.

"One last thing I'd like to add on this measure is, well, first I'd like to acknowledge the hard work of my colleague to my right, who has alerted us to the potential impact on our water distribution. You see the articles in the paper all over, Civil Beat, wherever, that we have a problem that we didn't cause, clearly. And he's pointed that out. And now we're saying, no construction for several years, so that's got to get sorted out. But I lost my train of thought, I apologize, I had something else to say. In any case, I stand in strong support, and if I remember it, I'll pop up again. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2600, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS," passed Third Reading by a vote of 51 ayes.

Representative Johanson, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1908-22) recommending that S.B. No. 2281, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2281, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGY," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1912-22) recommending that S.B. No. 3172, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 3172, SD 1, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Nakamura rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3172, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS." passed Third Reading by a vote of 50 ayes to 1 no, with Representatives Nakamura and Tokioka voting aye with reservations, and with Representative Okimoto voting no.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1919-22) recommending that S.B. No. 2065, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 2065, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Okimoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2065, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FISHING," passed Third Reading by a vote of 45 ayes to 6 noes, with Representative Okimoto voting aye with reservations, and with Representatives Gates, Har, D. Kobayashi, Kong, McKelvey, and Todd voting no.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1920-22) recommending that S.B. No. 3377, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3377, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL ACTIVITIES ON BEACHES," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1921-22) recommending that S.B. No. 872, SD 1, as amended in HD 1, pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 872, SD 1, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with reservations. And, like my colleague from Ewa Beach, this is about water. It's not about Red Hill, but it's about water. And this is about the water commission, which is very important to the Hawaiian Homes Commission. And this bill, quoting Bill Aila, basically puts the Hawaiians, Mr. Aila, as a second-class citizen. Because it says you can be a member but you're ex officio, and you can't vote. Mr. Speaker, why are we doing this? The Hawaiian homesteaders who are farmers or pasture, they need water. I personally was a consultant in Hoolehua on Molokai a

number of years ago, and they said if we had more water, we could do much more economically, we could plant more, we could have more prosperity.

"So, this bill started out giving them official status with nonvoting and then became ex officio with voting, and now their non-voting and ex officio. This is a slap in the face, a poke in the eyes to the Hawaiian community that needs water. If any group needs water, it's the Hawaiian homesteaders. So why are we kind of going forward two steps and then we go back seven steps and say, you're not ready for a seat at the table, Hawaiians, but if you are, you're ex officio and you don't have a vote. Mr. Speaker, this is embarrassing. If anybody needs a seat at the table with a vote and being officio, it's Mr. Aila. Thank you, Mr. Speaker."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, thank you. Just with reservations for now and hope that the issues can be addressed in conference by the committees."

Representative Perruso rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ganaden rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations, noting the testimony of the Department of Land and Natural Resources."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 872, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION ON WATER RESOURCE MANAGEMENT," passed Third Reading by a vote of 51 ayes, with Representatives Ganaden, McKelvey, Perruso, and Ward voting aye with reservations.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1925-22) recommending that S.B. No. 3089, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3089, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MANAGEMENT," passed Third Reading by a vote of 51 ayes.

Representative Nakashima, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1926-22) recommending that S.B. No. 2032, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 2032, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, just with reservations. My only concern is that by having UDAP apply in this situation, it could dissuade these companies from offering this service within the State of Hawaii, and that is a concern of mine. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2032, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GENETIC INFORMATION PRIVACY," passed Third Reading by a vote of 51 ayes, with Representative McKelvey voting aye with reservations.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1932-22) recommending that S.B. No. 2480, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 2480, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative LoPresti rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2480, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE WAHIAWA IRRIGATION SYSTEM," passed Third Reading by a vote of 51 ayes, with Representative LoPresti voting aye with reservations.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1940-22) recommending that S.B. No. 2186, SD 2, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2186, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL LAND TRANSFER," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1941-22) recommending that S.B. No. 2816, SD 2, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2816, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION GRANTS," passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Kapela, Marten, McKelvey, Perruso, and Tam voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1946-22) recommending that S.B. No. 2766, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2766, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Kapela, D. Kobayashi, and Perruso voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1949-22) recommending that S.B. No. 2764, SD 2, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2764, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL MANAGEMENT AREAS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1950-22) recommending that S.B. No. 2752, SD 2, HD 2 pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 2752, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative LoPresti rose to speak in support of the measure with reservations, stating:

"With reservations and a brief comment. My only concern with this bill is that we're creating several new positions to deal with abandoned wells in the state, which is needed, Mr. Speaker. But, while the backlog exists for work to be done, these positions aren't sunsetted, so that we may be creating unnecessary jobs in perpetuity. And I think we need to be a little more fiscally conservative in creating positions in this way. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2752, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ABANDONED WELLS," passed Third Reading by a vote of 51 ayes, with Representative LoPresti voting aye with reservations.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1954-22) recommending that S.B. No. 3357, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and

S.B. No. 3357, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIAN AFFAIRS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1957-22) recommending that S.B. No. 2478, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2478, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative D. Kobayashi voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1958-22) recommending that S.B. No. 2511, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 2511, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Perruso rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"With reservations as well. And my concern is, just for the record, that this tax credit could lead to incentivizing the burning of wood, which would exacerbate our climate situation. Thank you."

Representative LoPresti rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2511, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives LoPresti, McKelvey, and Perruso voting aye with reservations, and with Representatives Kapela and D. Kobayashi voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1960-22) recommending that S.B. No. 2290, SD 1, HD 1 pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 2290, SD 1, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations. This is about microbeads, which are minuscule pieces of plastic which are found in, what I'm told, and this bill obviously is fresh and it is probably creating a lot of people to do some research, in 90% of the cosmetics, including those things that you put on your face, you put under your arms. And if 90% is there, I think there's going to be a lot of blowback if we shut down 90% of that particular industry.

"So, with those, Mr. Speaker, I hope we delve into this a little bit deeper. It's kind of a new area. It's for the environment, obviously. But it's got to be done in either scientific ways or ways that are gradually phasing it in rather than, hey, 90% of everything on the selves in the cosmetic places, Longs, *et cetera*, you're out of here. For those reasons, Mr. Speaker, reservations till further information and science proceeds. Thank you."

Representative Marten rose to speak in support of the measure, stating:

"Thank you, I rise in strong support. I think as recently as the 1990s, we didn't use microbeads, we didn't put plastic as fillers in our cosmetics. We could certainly go back to those times and use whatever it is they used as fillers before. Again, these plastic microbeads serve no function other than filling up the volume. And we could actually do better by having more product, smaller packaging, and keep the plastic out of our oceans. Thank you."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2290, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MICROBEADS," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Tokioka and Ward voting aye with reservations, and with Representatives Har, Kong, McDermott, and Okimoto voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1961-22) recommending that S.B. No. 2510, SD 2, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2510, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Kapela and McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1962-22) recommending that S.B. No. 2865, SD 2, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2865, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST DIBSHAWAII LLC," passed Third Reading by a vote of 51 ayes.

At 9:41 a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2986, SD 1, HD 2
S.B. No. 2600, SD 2, HD 2
S.B. No. 2281, SD 2, HD 2
S.B. No. 3172, SD 1, HD 2
S.B. No. 2065, SD 2, HD 2
S.B. No. 3377, SD 1, HD 2
S.B. No. 872, SD 1, HD 1
S.B. No. 3089, SD 2, HD 2
S.B. No. 2032, SD 2, HD 2
S.B. No. 2480, SD 2, HD 2
S.B. No. 2186, SD 2, HD 1
S.B. No. 2816, SD 2, HD 1
S.B. No. 2766, SD 1, HD 1
S.B. No. 2764, SD 2, HD 3
S.B. No. 2752, SD 2, HD 2
S.B. No. 3357, SD 2, HD 2
S.B. No. 2478, SD 2, HD 2
S.B. No. 2511, SD 2, HD 2
S.B. No. 2290, SD 1, HD 1
S.B. No. 2510, SD 2, HD 1
S.B. No. 2865, SD 2, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1965-22) recommending that S.B. No. 2070, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2070, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST THE HAWAIIAN LEGACY REFORESTATION INITIATIVE TO RESTORE HAWAII'S FORESTS AND NATURAL RESOURCES," passed Third Reading by a vote of 49 ayes to 1 no, with Representative McDermott voting no, and with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1969-22) recommending that S.B. No. 206, SD 2, HD 1 pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 206, SD 2, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 206, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL DISCRIMINATION," passed Third Reading by a vote of 47 ayes to 3 noes, with Representative Matsumoto voting aye with reservations, with Representatives Kong, McDermott, and Okimoto voting no, and with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1974-22) recommending that S.B. No. 2677, SD 1, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2677, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," passed Third Reading by a vote of 50 ayes, with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1975-22) recommending that S.B. No. 2922, SD 2, HD 2 pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 2922, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Lowen rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, just reservations. And taking a second look at this, I'm just worried this is a bill that will lead to sprawl instead of focusing on more density in our urban areas or even allowing greater density, potentially, on rural lands and developing services alongside it. This is just looking at more urban sprawl, which is not what we need. Thanks."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2922, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO RURAL DISTRICTS," passed Third Reading by a vote of 48 ayes to 2 noes, with Representative McKelvey voting aye with reservations, with Representatives Kapela and Perruso voting no, and with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1976-22) recommending that S.B. No. 3048, SD 2, HD 1 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3048, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed Third Reading by a vote of 50 ayes, with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1977-22) recommending that S.B. No. 3247, SD 2, HD 2 pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3247, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS," passed Third Reading by a vote of 50 ayes, with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1980-22) recommending that S.B. No. 2898, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2898, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT," passed Third Reading by a vote of 49 ayes to 1 no, with Representative McDermott voting no, and with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1981-22) recommending that S.B. No. 2583, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2583, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Kapela and Perruso voting no, and with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1982-22) recommending that S.B. No. 2372, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2372, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Third Reading by a vote of 50 ayes, with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1991-22) recommending that S.B. No. 3098, SD 1, as amended in HD 1, pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 3098, SD 1, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative McKelvey rose to speak in support of the measure, stating:

"In strong support and permission to enter comments into the Journal. Thank you so much, sir."

Representative McKelvey's written remarks are as follows:

"Mr. Speaker, I rise in strong support for this measure. This is an incredibly important and timely bill as it directly and immediately addresses the risk to the health of our children and strikes home to my district in particular. Mr. Speaker, last year the community was shocked to learn that Lahainaluna High School had numerous bathrooms and sinks that were being serviced by water pipes that were made of lead and were not only leaching lead into the water, but were also compromised and as a result, discharging dirty and foul smelling water. Mr. Speaker, in this day and age, the 21st century, to have our schools being serviced by lead pipes is absolutely unconscionable. The science is clear that lead in any form, especially in drinking water can cause brain damage, organ failure, and many different types of cancers. I thank the Chair of Education, the Chair of Finance, and the Governor for moving this bill as quickly as possible. I know it will come as welcome news to the parents, teachers, and the community, that we are working to help address the lead pipe issue that is prevalent in Lahainaluna High School and other schools across the state."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3098, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF EDUCATION FOR LEAD ABATEMENT," passed Third Reading by a vote of 50 ayes, with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1995-22) recommending that S.B. No. 3092, SD 1, HD 1 pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 3092, SD 1, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Matayoshi rose to speak in support of the measure with reservations, stating:

"With reservations, brief comment. The state is an incredibly deep pocket when it comes to lawsuits. I'm really worried that making the state liable for the actions of students, even if they are in this kind of commercial enterprise

activity, this is very risky to the state. We give them no training, no sexual harassment training, no any kind of other training that state employees are required to get. There's a lot less supervision than a lot of state employees have in their jobs and duties. And there's also just a lot less accountability for these students in these positions, unlike a state employee who has their job and maybe pension at stake. So, because of that, I'm with reservations. Thank you."

Representative Woodson rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. I appreciate the Vice Chair's comments with regards to the potential extension of liability to the state. That is true, but it is for the benefit of our kids, it's for the benefit of our students. This proposal seeks to establish legal mechanisms needed to make sure that these particular commercialization programs are successful. And we know that we've seen that these programs increase entrepreneurship ability for our kids, we know that the type of learning that is happening is interdisciplinary, defined as we have English, math, science, art, all happening at the same time. And the research shows us that, per this type of learning, that students are engaging and retaining the information at a much higher rate.

"And so, what this means in real life application is, let's just say that you have a robust farm to school program at one of our local high schools. They put together a business plan they define as the students, the students then present this business plan to a local grocery store. The local grocery store accepts, and students are now selling product in this local grocery store. Someone gets sick, this bill would afford those students additional protections. So, we are providing our kids with protection so they can receive this higher level of learning.

"Secondly, it has a dualistic purpose, Mr. Speaker. And that is, a lot of these businesses want assurances that if they work or they partner up with our schools, again, we want to encourage that from happening. They want to make sure that they are not liable for any potential lawsuit. So, this shifts that responsibility, that legal responsibility, to the state. And so, if we say that our kids are our future, let's add this provision so that they can have this additional protection for our kids. And so, for that reason and others, I stand in strong support. Thank you."

Representative Ganaden rose in support of the measure and asked that the remarks of Representative Woodson be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative LoPresti rose to speak in support of the measure with reservations, stating:

"Thank you, with reservations. I certainly applaud the intent of the measure. I just am skeptical and share the Representative from Kaneohe's concerns, and I would like the words of that representative entered in the Journal as if they were my own," and the Chair "so ordered." (By reference only.)

Representative McKelvey rose in support of the measure with reservations and asked that the remarks of Representatives Matayoshi and LoPresti be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Kapela rose to speak in support of the measure, stating:

"In strong support, Mr. Speaker. And I would like the words of the Chair of Education to be entered into the Journal as my own," and the Chair "so ordered." (By reference only.)

Representative Har rose in support of the measure with reservations and asked that the remarks of Representatives Matayoshi and LoPresti be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3092, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL ENTERPRISES IN SCHOOLS," passed Third Reading by a vote of 50 ayes, with Representatives Har, LoPresti, Matayoshi, and McKelvey voting aye with reservations, and with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2001-22) recommending that S.B. No. 2670, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 2670, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE LESBIAN, GAY, BISEXUAL, TRANSGENDER, QUEER, PLUS COMMISSION," passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives McDermott and Ward voting no, and with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2002-22) recommending that S.B. No. 3168, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 3168, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Perruso rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, just with reservations with respect to those exemptions. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3168, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," passed Third Reading by a vote of 50 ayes, with Representative Perruso voting aye with reservations, and with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2014-22) recommending that S.B. No. 2021, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 2021, SD 1, HD 2 pass Third Reading, seconded by Representative Morikawa.

At this time, Representative Ward offered Floor Amendment No. 1, amending S.B. No. 2021, SD 1, HD 2, as follows:

SECTION 1. Senate Bill No. 2021, S.D. 1 H.D. 2, is amended by amending Section 2 to read as follows:

"SECTION 2. Section 10-13.5, Hawaii Revised Statutes, is amended to read as follows:

"**§10-13.5 Use of public land trust proceeds.** Twenty per cent of all funds derived from the public land trust, described in section 10-3, or $21,500,000 from the trust, whichever is greater, shall be transferred to the office in fiscal year 2022-2023, and each fiscal year thereafter, and expended by the office[~~, as defined in section 10-2,~~] for the purposes of this chapter. The moneys transferred pursuant to this subsection shall constitute the annual pro rata share of public land trust proceeds due and owing to the office.

For purposes of this section, "all funds derived from the public land trust" shall mean the same as "total gross receipts."

Representative Ward moved that Floor Amendment No. 1 be adopted, seconded by Representative McDermott.

At this time, the Chair stated:

"By agreement of the parties, we'll limit debate on the floor amendment to three speeches, one in support, second in opposition, and a third for rebuttal."

Representative Ward rose to speak in support of the proposed floor amendment, stating:

"Thank you, Mr. Speaker. I know the parameters make this a short debate, but this one probably deserves debate for the third power because it's been debated for 44 years. Mr. Speaker, the history of this bill, which is being amended, is because of the confusion of what 'all' means. If you remember,

President Clinton said, what depends on what 'is' is, and this is what depends on what 'all' is.

"And here's the issue, in 1978, the Office of Hawaiian Affairs was created. Two years later, this body, this legislature, says, hey, you guys should have 20% of all the derived income from the public lands. Mr. Speaker, now we fast forward. What has taken place in the last 44 years is that basically 'all' has been dependent upon the term defined as 'net.' Net means, and some of you are businesspeople, when you have your gross sales, all of the sales, then you pull out your expenses and then you get net.

"So, what this bill is about, and I commend that it's been a long way coming this far and I commend the Finance Chair for actually bringing it back to being 'all' rather than 'net.' But Mr. Speaker, 'all' is still confusing. So, the floor amendment is so simple, so much about one word, 'all.' And it says, as this is the only way the floor amendment makes any meaning or purpose is that, for purposes of this section, all funds derived from the public trust shall mean the same as total gross receipts. Total gross receipts means all gross receipts, no expenses subtracted, no administrative fees subtracted, no net.

"Mr. Speaker, the point is, this has been a long battle since the formation of OHA and I think it's time that we pay up, if you will. And I'm not going to talk about DHHL and we've never paid for the housing for the Hawaiians. But it's time that we do justice for the Hawaiian community. Some of you will remember that in the '70s and the '80s, we had a Hawaiian renaissance. Presently, Mr. Speaker, there is a Hawaiian renaissance 2.0 and it's political. There's a rising up. And I would ask all my colleagues to vote for this, to give credibility to the new Hawaiian community that's rising up but demanding that, hey, this is the law, you guys haven't done it, now let's do it. So, let's make 'all' clear that it means gross and not net, it's that simple. And I look forward to the debate that follows with this amendment. Thank you, Mr. Speaker."

Representative Luke rose to speak in opposition to the proposed floor amendment, stating:

"Thank you, Mr. Speaker. In strong opposition. This bill, Senate Bill 2021, Senate Draft 1, House Draft 3, with the concurrence of the Judiciary Committee and Judiciary Chair, we have worked very closely with Office of Hawaiian Affairs to put in what is in House Draft 3. I have spoken to the executive director of Office of Hawaiian Affairs, and she relayed to me that the introducer of the floor amendment has not consulted with OHA. My recommendation is, when we're dealing with Office of Hawaiian Affairs and the affairs of Hawaiian affairs, we consult with the people who are directly impacted.

"The language in the bill already corrects what the floor amendment addresses. The devastating part about this floor amendment is this. It specifically eliminates 'as defined in section 10-2.' What that means is the expenditure of money, when it's expended by the office, it eliminates the Office of Hawaiian Affairs. So, now it creates confusion of who will receive this money and who will expend this money. It could be any office at this point if we don't make it specific that Office of Hawaiian Affairs is the one who should be receiving this money. That is why it's even more important to consult with Office of Hawaiian Affairs to make sure that language that is being adjusted does not severely hurt Office of Hawaiian Affairs and dismantle this thing. So, thank you very much. So I encourage every member to vote no."

Representative Ward rose to respond, stating:

"Thank you, Mr. Speaker. We know the argument of apples and oranges, I think that's what we've just heard, we heard about apples and oranges. The fact is, OHA, whether you're Hawaiian in OHA or outside of OHA, wants 20% of the public lands. This bill does not say that. Gross proceeds is what the issue is all about. And if there was a 44-year track record of genuine intent to fulfill it, we wouldn't be here today, Mr. Speaker.

"So, what we've heard is obfuscation and ways of delaying, kicking the can down the road, saying, well, look Hawaiians, you're not ready for the gross proceeds. And look, it'll get voted down. But remember, this is going to go down in the history of the Hawaiian community that we had a chance to say genuinely in this bill that they deserve 20% and not an obfuscation and not a way of saying, well, we really didn't do this. Ward, you didn't talk to the Office of Hawaiian Affairs. I've talked to the Hawaiians for years and years and years, and they had not been given the 20%. That's what this bill is all about, and that's why defining it as 'all' is what the amendment will make very clear, it means gross and not net. For those reasons, Mr. Speaker, I wish everybody to vote for the Hawaiian community by saying yes and not no on this amendment. Thank you."

The motion that Floor Amendment No. 1, amending S.B. No. 2021, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO RELATING TO INCREASING THE PAYMENT AMOUNT FOR THE OFFICE OF HAWAIIAN AFFAIRS' PRO RATA SHARE OF THE PUBLIC LAND TRUST," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representative Matsumoto being excused.

(Main Motion)

Representative Holt rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. So, it is definitely up to the Legislature to define what is owed to Hawaiians. In 2001, the Hawaii Supreme Court ruled in Office of Hawaiian Affairs vs. the State of Hawaii, OHA won, that Act 304 was effectively repealed by its own terms so that it once again was necessary for the Legislature to clarify the Office of Hawaiian Affairs' constitutional pro rata share and the statutory allocation of the 20% of all funds to be managed and administered by the Office of Hawaiian Affairs.

"In its decision, the Hawaii Supreme Court affirmed Yamasaki observing, 'the State's obligation to native Hawaiians is firmly established in our constitution. How the State satisfies that constitutional obligation requires policy decisions that are primarily within the authority and expertise of the legislative branch. As such, it is incumbent upon the legislature to enact legislation that gives effect to the right of native Hawaiians to benefit from the ceded lands trust. See Haw. Const. art. XVI, § 7. ...[W]e trust that the legislature will re-examine the State's constitutional obligation to native Hawaiians and the purpose of HRS § 10-13.5 and enact legislation that most effectively and responsibly meets those obligations.'

"So, again, in 2006, Office of Hawaiian affairs vs. the State of Hawaii, OHA II, the Supreme Court was consistent in its ruling in OHA I, 'it is incumbent upon the legislature to enact legislation that gives effect to the right of native Hawaiians to benefit from the ceded lands trust.'

"So, subsequently, the Legislature enacted Act 178, Session Laws of 2006, which took effect on June 7, 2006, and specifically acknowledged that, 'the State's obligation to native Hawaiians is firmly established in the state constitution.' So, that's the year that $15.1 million was set for the interim amount that was paid to OHA, 2006.

"So, I'm glad that we're here in 2020 to finally update the amount to OHA, but we still have a long way to go. Twenty one point five million dollars, while a great step forward, thank you to the Judiciary & Hawaiian Affairs Chair as well as Finance Chair for moving this bill forward, but by the DLNR's last accounting, the ceded land revenues are $205 million, and 20% of that is $41.75 million.

"Why is this important? I think we all got this testimony from a student named Hema Watson. He's submitted a letter on behalf of Ka Leo O Nā 'Ōpio in a collaboration of individuals and organizations dedicated to Native Hawaiian youth civic engagement. I'll just read the end part. 'If we had been granted this money before, I believe my people would not be stuck where they are right now, as deep as they are right now. Why do our programs lack funding? Why do we have a shortage of educated Hawaiians? Why do we ask and not receive? It sickens me to know how severely starved we are as a community and how vehemently we have been denied growth and proper healing.'

"So, I agree with him, and I urge you to support Senate Bill 2021, SD 1, HD 3, so that we as *kānaka maoli* can begin to build up ourselves, rise as a collective, and become a more *pono* Hawaii. Thank you, Mr. Speaker."

Representative Luke rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. Senate Bill 2021, Senate Draft 1, House Draft 2 now statutorily sets the allocation from the gross revenues from 15.1 to 21.5. Let me just make it clear that even the 15.1 has

been an interim measure, and I wanted to make it clear that on page 8, when we say, 'the moneys transferred pursuant to this subsection shall constitute the annual pro rata share,' but I wanted to put in the legislative intent that the intent is to make this a interim pro rata share as the working group continues to figure out and work together on what is owed to Office of Hawaiian Affairs, not just in back pay but in the future as well. Thank you very much."

Representative Todd rose to speak in support of the measure, stating:

"Thank you, in support. This has been something that a lot of people have been working on for a number of years, dating back to definitely before I was in the Legislature. And I think this is definitely a big step in the right direction, and I'm really encouraged by a lot of the language that was reinserted or inserted for the first time at the Finance Committee. And so, I'd like to thank the Finance Chair and also the Hawaiian Caucus Chair for advancing this issue.

"I think one of the big concerns that arose during testimony was that the departments kind of do whatever they want. They define proceeds however they want, they define what they feel like they should pay us. Some departments pay $0, some pay 20% of what they feel they owe. So, none of it really makes any sense. So, I'm hopeful that the working group will find more clear definitions, and that this figure is indeed something that is temporary and hopefully much more temporary than the original 15 was and proved to be.

"So, I think just in general, this is something we can feel good about as it goes forward, provided that that working group actually holds these departments accountable. I think it was pretty disturbing, in fact, hearing the testimony from DLNR specifically in what they feel like they owe or what they feel they're obligated to give. And I think just in general, we can all agree that there's way too much open for interpretation. So, I'm hopeful that that will not be the case going forward. Thank you."

Representative Ward rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Half a loaf is better than a full loaf, if you can't get a full loaf you get a half a loaf. So, this bill is good. And I know I don't feel comfortable, some people don't feel comfortable doing math in public. But as DLNR has set out that the revenues in the total proceeds from the public lands is $400 million, 20% of $400 million, do the math, is $41 million, $40 million.

"This bill says, hey, we're going to bump you up from 15 to 21 to maybe 31, but it still doesn't go to the 20%, Mr. Speaker. So, we're talking out of two sides of our mouth. We're saying we're going to give you 20%, it's in the bill, but actually when it comes over to giving the cash, it doesn't add up. So, Mr. Speaker, do the math, it's very simple. We need to say gross and gross only, not the net in all these other sort of creeping up to being what we otherwise should have fulfilled 44 years ago. Thank you."

Representative B. Kobayashi rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I think that the working group portion of this bill is very, very important. The bigger picture is this, public land trust moneys should go to support five different purposes. The betterment of Native Hawaiians is one of those five. And the Legislature has given Native Hawaiians special access to this public land trust money. But remember, there are four other purposes that public lands should benefit. And these are very important purposes. So, let's not cut off our nose to spite our face.

"We want to support purpose number one, public schools and other public education institutions, a la University of Hawaii, which gives over a half million dollars per year to Office of Hawaiian Affairs. Betterment of Native Hawaiians is purpose number two. And if my memory serves, purpose number three would be farms and homeownership. Again, a very important matter. Purpose number four would be public infrastructure, which includes everybody, including public infrastructure that helps Native Hawaiians. And purpose number five is even broader, lands for public use, which includes everybody, including Native Hawaiians. So, let's be careful that we also remember that there are four purposes for public land trust, and we need to support them all. Thank you."

Representative Holt rose to respond, stating:

"Thank you, Mr. Speaker. Still in support. The second purpose was the only one that a body was created, the Office of Hawaiian Affairs, to house the 20% of funding. Education gets way more than 20% of that funding. And as the Representative from Hilo mentioned, some of the departments said, if we have to give OHA their money, then what are we going to do? Well, they can ask for money in other ways. OHA only has this funding method and it's constitutional. The SLDF, we don't even know what they do with their money. Audits came back that they do whatever they want. So, we need to follow our constitutional mandate, give them the 20% and let them deal with it. Thank you, Mr. Speaker."

Representative Ward rose in support of the measure and asked that the remarks of Representative Holt be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Har rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support and may I please adopt the words of the Vice Chair of Economic Development, both speeches, into the Journal as if they were my own," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2021, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INCREASING THE PAYMENT AMOUNT FOR THE OFFICE OF HAWAIIAN AFFAIRS' PRO RATA SHARE OF THE PUBLIC LAND TRUST," passed Third Reading by a vote of 50 ayes, with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2015-22) recommending that S.B. No. 3114, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 3114, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MARRIAGE LICENSES," passed Third Reading by a vote of 49 ayes to 1 no, with Representative McDermott voting no, and with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2017-22) recommending that S.B. No. 1121, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Belatti, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1121, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading by a vote of 50 ayes, with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2018-22) recommending that S.B. No. 2623, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 2623, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Perruso rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2623, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT," passed Third Reading by a vote of 46 ayes to 4 noes, with Representative Perruso voting aye with reservations, with Representatives Eli, Kapela, D. Kobayashi, and Tam voting no, and with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2020-22) recommending that S.B. No. 3189, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 3189, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Perruso rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3189, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GAMBLING," passed Third Reading by a vote of 48 ayes to 2 noes, with Representative Perruso voting aye with reservations, with Representatives Kapela and McDermott voting no, and with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2023-22) recommending that S.B. No. 2473, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 2473, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Wildberger rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Perruso rose to speak in opposition to the measure, stating:

"In strong opposition. Mr. Speaker, I greatly appreciate the efforts of my colleagues and their work listening, asking questions, reading documents as part of the investigatory committee that looked into the audit of ADC. And we did develop legislation. I'm sad to say that that legislation died before getting a final hearing in its last committee on the Senate side. And I recognize that some of the reforms, in a watered-down way, have been included in this measure that also addresses the question of ADC.

"I want to say that my opposition comes from, really, two kinds of considerations. And the first is, I think it matters who we listen to when we make policy. And all the small farmers who provided testimony oppose this measure because it transfers ADC to DBEDT, away from the Department of Agriculture. Similarly, the Farm Bureau, which represents the larger farmers, also opposed that component of this measure. So, I think listening to farmers, this doesn't make sense because the work that ADC does is primarily around land management, and DBEDT does not have any experience in this area.

"And secondly, I am also concerned that the focus of oversight shifts. So, for ADC, so any bills in the future moving forward won't come to the Agriculture Committee. And I think the agricultural community expects to have those conversations with us. We're developing a certain level of knowledge about license agreements and land management and healthy soil practices, and I think ADC really needs to be part of those conversations. So, for those reasons, I oppose this measure."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I want to thank the Chair of the Agriculture Committee for working on this measure. Mr. Speaker, according to the audit investigative committee report, 'the Committee made findings and recommendations related to updating ADC's authorizing statute, strategic planning efforts by ADC, greater oversight of ADC's Executive Director by the ADC Board, strengthening ADC's policies and procedures, and improving ADC's financial and accounting practices.'

"Senate Bill 2473, Senate Draft 2, House Draft 2 remains a work in progress, but already delivers on all of these recommendations listed in the report.

"I look forward to this bill moving forward as this legislature continues to advance initiatives, not just on the Agribusiness Development Corporation, but on all other agricultural initiatives as we look to improve and increase local food production and local food consumption. Goals that this body has already determined since last session are very important strategic goals for our state. Thank you, Mr. Speaker."

Representative LoPresti rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2473, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Third Reading by a vote of 46 ayes to 4 noes, with Representatives LoPresti and Wildberger voting aye with reservations, with Representatives Kapela, D. Kobayashi, McKelvey, and Perruso voting no, and with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2024-22) recommending that S.B. No. 2837, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 2837, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Wildberger rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition please. While I'm a huge animal advocate, I feel like we're not doing enough as the state to tackle the challenges that feral animals are having on our *'āina*. Whether you're talking about ungulates that are decimating agriculture or creating damaging runoff on our reefs, or nuisance by feral chickens, or disease spreading feral felines. We think we've got to get serious about this.

"And while trap, neuter, release is very popular with people whose, in my opinion, misguided efforts to feed animals but not provide for their health care is simply creating and perpetuating the spreading disease and suffering of animals on our lands. So, in strong opposition and I hope that next year we can do a little bit more to address these challenges. Thank you."

Representative Nakamura rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I stand in opposition to the bill and ask that the words of the Representative from Kihei be entered into the Journal as my own," and the Chair "so ordered." (By reference only.)

Representative Nakamura continued, stating:

"I also have a few comments. There are two national wildlife refuges in District 14, the Kilauea Point Wildlife Refuge and the Hanalei National Wildlife Refuge. Both are sanctuaries for endangered birds and plants. Over a three-year period, the Hanalei National Wildlife Refuge attributed the deaths of 252 endangered waterbirds, the Hawaiian common gallinule, Hawaiian coot, Hawaiian stilt, Koloa duck, and Pacific golden-plover, to feral cats.

"Nesting seabirds are also at risk. Feral cats are suspected in the deaths of 22 Laysan albatross chicks during a three-year period in 2015. And recently, a feral cat was caught on camera, killing and dragging an endangered Hawaiian petrel out of the nest by the Kauai Endangered Seabird Recovery Project. This is a regular occurrence.

"Mr. Speaker, according to the DLNR, cats are the only known reproductive hosts of toxoplasmosis parasite. Toxoplasmosis reproduces in the feline digestive system, and the single cat can excrete 145 billion eggs per year in its feces. Once released into the environment, these eggs can infect other animals, including humans, both on land and in the ocean. Toxoplasmosis parasites create cysts in the muscle and organ tissues and can cause inflammation in the human heart, liver, and brain. And to date, there have been 15 endangered Hawaiian monk seal deaths that are attributed to toxoplasmosis infection.

"In humans, toxoplasmosis can impact the human system and has been known to primarily impact pregnant women and unborn children. During pregnancy, this infection can result in severe damage to the unborn child, cause miscarriage, stillbirth, and substantial birth defects.

"SB 2837, Mr. Speaker, does not make exceptions for culturally sensitive areas such as salt ponds in Hanapepe. It does not take into account sensitive seabird habitat nesting areas, and does not avoid areas where our monk seals hang out.

"Our federal, state, and county governments are doing everything they can to save our native birds. The County of Kauai has installed shielded lights at county parks and pays the state government $10,000 for every downed shearwater. For over four years, night football games, high school football games, were canceled to protect our birds from light disorientation during fledging season. Our Kauai Island Utility Cooperative, cruise ships, and resort properties have habitat conservation plans and measures to reduce endangered bird takes on Kauai. Passage of SB 2837 will undo many of the efforts to address endangered birds on Kauai and throughout the state.

"Mr. Speaker, we all acknowledge the need to control feral cat colonies. Because this is a polarizing issue, we must bring stakeholders together and have the needed conversation on how to reduce feral cat populations. I believe the common ground is that cat abandonment has to stop because it perpetuates this vicious cycle. This is a difficult conversation that will require professional facilitation to make happen.

"Mr. Speaker, the assertion that colonies will phase out over time with a trap, neuter, release policy has not been proven in Hawaii. So, a pilot program is needed before we adopt this policy statewide. And such a pilot program would fund the trap, neuter, release of feral cats in specific areas, require the consent of landowners for a feral cat colony, require feeders to register cat colonies, and make quarterly reports, and monitor the phasing out of colonies over time."

Representative Ichiyama rose to yield her time, and the Chair "so ordered."

Representative Nakamura continued, stating:

"Thank you. Mr. Speaker, this bill is premature and will have dire consequences for Hawaii's native bird and aquatic species, expose the state to liability under the Endangered Species Act, and negatively impact human health. Thank you."

Representative LoPresti rose to speak in opposition to the measure, stating:

"Thank you, in opposition. I would like the words of the previous two speakers entered into the Journal as if they were my own," and the Chair "so ordered." (By reference only.)

Representative LoPresti continued, stating:

"And I'd simply like to add that what this bill is proposing to do, Mr. Speaker, is to create a policy, a state policy of releasing an invasive species back onto the *'āina*. That's at the heart of what this is. It's creating state policy to release an invasive species back into the environment.

"This body can no longer reasonably claim to both support endangered species and enable the sustainability and growth of cat colonies, which TNR does. TNR is scientifically proven not to work, except in exceptional circumstances. And we need to take a few steps back and reexamine this issue. Thank you."

Representative Holt rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. May I have the words of the previous speaker inserted into the Journal as if they were my own. In opposition. And I'd also just like to quickly note that I think it's unfeasible for us to task our already strapped Department of Land and Natural Resources to do a statewide cat count. Thank you," and the Chair "so ordered." (By reference only.)

Representative Todd rose to speak in opposition to the measure, stating:

"Thank you, in opposition. A wise man once said that a half a loaf is better than a full loaf, if you can't get a full loaf. This bill is a half a loaf, and in this case, I disagree, we'd be better off passing nothing. It sets a very dangerous state policy. I did a quick Google on how many cats are in Hawaii, and the number is way more than I expected. The best estimates right now are roughly two million feral cats. That is a lot.

"I'm a cat guy. I have two cats. I have three feral cats that live at my house and we feed, they live outside of my ramp. We got them spayed and neutered. They scratched my wife to crazy to bits, and that's kind of what it takes to make this happen. There's no way you're going to spay and neuter your way out of two million cats, as the feral cat problem. It's not physically or fiscally possible. This is a half loaf at best, and probably not even that, probably a quarter loaf. Thank you."

Representative B. Kobayashi rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. In committee, I voted no. But in the long run, I'd like to see feral cats reduced by any means possible. I would think that given the restrictions of the title, we can only concentrate on one methodology for reducing feral cats. But I think it's obvious that different areas could benefit from different methodologies of reducing the cat population. In this case, I will settle for even a quarter of a loaf. Thank you."

Representative Matayoshi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Morikawa rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I just want to express my reservations on this measure. And I know that the Representative from District 14 has done extensive studies on this, and the Kauai County Council, at the time that we were trying to address it. And it is definitely something that we need to put high on our list of priorities. Thank you."

Representative Perruso rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Sayama rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations, brief comments. I'm not convinced that spayed and neutered is the best policy to address this incredibly vast problem, as the Representative from Hilo mentioned. However, I don't mind if taxpayers who want to pursue this policy give in to this special fund, rather than the state having to unnecessarily fund it every year through GIA grants. So, if people want to pay for this policy, they'll feel free to do so, but I certainly won't be checking off that box in my tax forms. I strongly look forward to further discussions on different alternatives we could address this pressing problem for our environment and for our communities. Thank you."

Representative LoPresti rose to respond, stating:

"Still in opposition. I just would be remiss if I didn't mention, as some of my former colleagues had, is that I love cats too. I grew up with cats. When I was a child, I think I had four or five cats from the time I was a kid till I went to high school. So, this isn't a cat hating vote. And for the record, I'd like to put their names in the record, it was Six Toes, Magic, Tiger, and Goldie. I love those cats, but we need to do something."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The Chair then stated:

"Members, please note that this bill may not yet be purr-fect, but it will go to conference committee."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2837, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE SPAYING AND NEUTERING OF ANIMALS," passed Third Reading by a vote of 37 ayes to 13 noes, with Representatives B. Kobayashi, Matayoshi, Morikawa, Perruso, Sayama, and Tokioka voting aye with reservations, with Representatives Gates, Hashimoto, Holt, Kapela, LoPresti, Matsumoto, Nakamura, Quinlan, Takumi, Tam, Todd, Wildberger, and Woodson voting no, and with Representative Lowen being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2027-22) recommending that S.B. No. 3289, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Belatti moved that the report of the Committee be adopted, and that S.B. No. 3289, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Nakamura rose to speak in support of the measure, stating:

"In support. Thank you, Mr. Speaker. I just wanted to thank and recognize the Chair of Department of Labor and Tourism and the Chair of the Finance Committee to put this bill forward. I'd also like to recognize the Association for Retarded Citizens for their tireless advocacy, their leadership. And I think we will all, Mr. Speaker, benefit, I think all working people will benefit from this bill because it gives them a tool, a way to save for their retirement in future years. Thank you."

Representative Luke rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. First off, let me just thank the organization AARP for their continued efforts on this bill. It's been a long journey, and thanks to their participation in the working group to come up with what we have today. Also, let me thank the Labor & Tourism Chair for his advocacy and his work on this bill.

"This bill, initially, I think some of the states have a opt-out provision. I think for the recognition by AARP to understand some of the concerns for an opt-out program has pivoted very quickly and work tirelessly to put together the first in the nation opt-in program. The opt-in program here, what we see today, is special only because it also provides an incentive program to allow for members of the public who are not currently in any type of employment-related retirement system to be part of this group to help save for their future.

"The opt-in program in this bill provides $25 million, which is $500 for the first 50,000 people who will participate in this program. Even with an opt-out program, the estimated number that we were looking at was around 60,000-something. So, I think if this program is successful, then we would probably see equivalent measures and equivalent participation.

"What is interesting about this program is it reduces the administrative burden. In an opt-out program, some of the administration and what we have seen is the administration and the agency spent a significant amount of time with paperwork to try to process individuals. In this situation, we have individuals, hopefully with a lot of education and outreach by the department, will gladly join this program.

"The other thing is, we wanted to just thank a special *mahalo* to Department of Labor for stepping up and wanting to take on this challenge. This is going to be a long process. We anticipate a lot of participation by both the advocacy group and the Department of Labor to make this a successful program. But once it's implemented, we have high hopes for it. So again, *mahalo* to AARP and your steadfast support of this program.

"I would be remiss if I don't also mention the prior Labor Chair for his work, the current CPC Chair, who has worked really diligently on this issue as well. So, a lot of hard work went into this, and it's been a long time coming. But I'm just proud of this body to have worked on this together. And we look forward to continued success in a retirement savings program that benefits the entire state. *Mahalo*."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. If I may have the words of the previous speaker entered into my own, and I would just like to note, this is the kind of bold action that our legislature needs to take and that we've been working on many years, as stated by the previous speaker. I think while this is being supported and advocated for by our senior members of the AARP Hawaii Chapter, this is really a benefit for all young workers. And so, this is about *kūpuna* looking out for those coming behind them. And for those reasons, I stand in very, very strong support of this measure. Thank you, Mr. Speaker."

Representative Tokioka rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. I'd also like to thank the AARP for their strong advocacy of this bill. The reminders, I didn't need them, you had me at hello. We have, on Kauai, many seniors in contact with us constantly, and this is one of their priorities. So, thank you for doing what you do. And this bill will do a lot of good things for the people, the seniors, in the future. *Mahalo*."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Also, in strong support. And nothing happens in a vacuum, as you know, Mr. Speaker. And right now at the federal level, the U.S. House of Representatives, with bipartisan support, has passed a federal measure that will mirror this measure. And should the U.S. Senate adopt it as well and it be signed into law, this measure before us will actually accompany the federal one and create more of a savings opportunity for our senior citizens who don't belong to a retirement plan already. Thank you."

Representative Sayama rose to speak in support of the measure, stating:

"Thank you. In strong support, Mr. Speaker. I'd like to thank everyone who was involved in this measure, especially the strong advocacy from the AARP. But I'd like to also build upon the Majority Leader's words that this is a measure, a policy, for the young workforce. And so, I really urge that the young workforce look at this policy and take advantage of it. And I hope that through stronger financial literacy education, that we would be able to have more participants in our retirement savings program. Thank you."

Representative Tam rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. As an aspiring *kupuna*, I definitely support this bill because it will help a lot of young people be able to fulfill the dream of retiring in their home. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3289, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII RETIREMENT SAVINGS," passed Third Reading by a vote of 49 ayes to 1 no, with Representative McDermott voting no, and with Representative Lowen being excused.

At 10:33 a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2070, SD 1, HD 1
S.B. No. 206, SD 2, HD 1
S.B. No. 2677, SD 1, HD 1
S.B. No. 2922, SD 2, HD 2
S.B. No. 3048, SD 2, HD 1
S.B. No. 3247, SD 2, HD 2
S.B. No. 2898, SD 2, HD 2
S.B. No. 2583, SD 2, HD 1
S.B. No. 2372, SD 2, HD 2
S.B. No. 3098, SD 1, HD 1
S.B. No. 3092, SD 1, HD 1
S.B. No. 2670, SD 2, HD 2
S.B. No. 3168, SD 2, HD 2
S.B. No. 2021, SD 1, HD 2
S.B. No. 3114, SD 2, HD 1
S.B. No. 1121, SD 2, HD 1
S.B. No. 2623, SD 2, HD 2
S.B. No. 3189, SD 2, HD 2
S.B. No. 2473, SD 2, HD 2
S.B. No. 2837, SD 2, HD 2
S.B. No. 3289, SD 2, HD 2

At 10:33 a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:38 a.m.

THIRD READING

S.B. No. 2163, HD 1:

Representative Belatti moved that S.B. No. 2163, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and S.B. No. 2163, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NEGLIGENT HOMICIDE," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Tokioka voting aye with reservations, and with Representative D. Kobayashi voting no.

S.B. No. 2347, SD 1, HD 1:

On motion by Representative Belatti, seconded by Representative Morikawa and carried, S.B. No. 2347, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONSTITUTIONAL AMENDMENTS," passed Third Reading by a vote of 51 ayes.

S.B. No. 555, SD 1, HD 1:

Representative Belatti moved that S.B. No. 555, SD 1, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Matayoshi rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Matayoshi's written remarks are as follows:

"I want to make it clear that the 'regular session or special session of the state legislature' referred to in this bill is only when both chambers are in session. This does not include times when just the Senate is in session for confirmation votes. Article 3, Section 1 of the Hawaii Constitution defines the 'legislature' as 'two houses, a senate and a house of representatives.' Thus, for this bill, the 'state legislature' is in session or special session only when both chambers are in session.

"Also, if the concern is that public officials should not fundraise while making legislative decisions, it is odd that the county councils and other offices are tied to the state legislature's session when their decision-making does not align with that time period."

The motion was put to vote by the Chair and carried, and S.B. No. 555, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN FUNDRAISING," passed Third Reading by a vote of 51 ayes, with Representative Matayoshi voting aye with reservations.

S.B. No. 775, SD 2, HD 1:

Representative Belatti moved that S.B. No. 775, SD 2, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Tarnas rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Nakamura rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and S.B. No. 775, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Nakamura and Tarnas voting aye with reservations, and with Representatives McDermott and Takumi voting no.

S.B. No. 514, SD 1, HD 1:

Representative Belatti moved that S.B. No. 514, SD 1, HD 1 pass Third Reading, seconded by Representative Morikawa.

At this time, Representative Ward offered Floor Amendment No. 2, amending S.B. No. 514, SD 1, HD 1, as follows:

SECTION 1. Senate Bill No. 514, S.D. 1 H.D. 1, is amended by amending Section 3 to read as follows:

"SECTION 3. (a) There shall be allowed to each qualifying resident taxpayer who files an individual income tax return for the 2021 taxable year, a one-time general income tax refund that shall be refunded. The refund provided under this Act shall not be used to offset any tax liability under title 14, Hawaii Revised Statutes, of the qualifying resident taxpayer.

The amount of the refund shall be $1,361 multiplied by the number of qualified exemptions to which the qualifying taxpayer is entitled; provided that, for the purposes of this refund, multiple exemptions shall not be allowed based on age or deficiencies in vision, hearing, or other disability. This amount reflects approximately one-third of the state's nearly four billion dollar budget windfall, divided among the 734,673 taxpayers.

(b) As used in this section, "qualifying resident 21 taxpayer" means an individual taxpayer who has been a resident of the State, as defined in section 235-1, Hawaii Revised Statutes, for at least nine months regardless of whether the resident was physically in the State for nine months. "Qualifying resident taxpayer" shall not include any person who is claimed or is otherwise eligible to be claimed as a dependent by another taxpayer for federal or Hawaii state individual income tax purposes.

(c) The refund shall not be available for:

(1) Any person who has been convicted of a felony and who has been committed to prison and has been physically confined for the full taxable year;

(2) Any person who would otherwise be eligible to be claimed as a dependent but who has been committed to a youth correctional facility and has resided at the facility for the full taxable year; or

(3) Any misdemeanant who has been committed to jail and has been physically confined for the full taxable year.

(d) The refund shall only be allowed for qualifying resident taxpayers who file a state income tax return for the 2021 taxable year on or before December 31, 2022. Failure to comply with this filing requirement shall constitute a waiver of the right to claim the refund provided under this Act.

Representative Ward moved that Floor Amendment No. 2 be adopted, seconded by Representative McDermott.

Representative Ward rose to speak in support of the proposed floor amendment, stating:

"Thank you, Mr. Speaker. This has been a very robust discussion about things that affects the AARP, the *kūpuna*. This one affects everybody in the State of Hawaii, Mr. Speaker. This is an amendment for what otherwise was symbolic, i.e. the governor wanted to give $100. And I understand the Chair of Finance said, well, let's make it $300. This amendment says, let's make it real, let's make it substantive, let's not make it symbolic, but real.

"And it's based upon the figures that the study done by the foundation, the Grassroot Institute. And they said, look, there are 734,000 taxpayers, and we should be giving at least a third or a billion dollars of our surplus. And Mr. Speaker, if you recall in the beginning, the Constitution said every surplus over two years has to go entirely to the people. Mr. Speaker, we are being very shortchanged on what constitution, I know we've amended it and we've done other things. But this one is to say, let's make it according to what the grassroots says and give $1,361. That's $1 billion divided by 734,673 taxpayers.

"This is the fair way to go, Mr. Speaker. Our people are hurting. Often I speak on this floor, we have the equivalent of 48% in the ALICE study saying we are at the poverty level, we are one paycheck away. This would be real and substantive, not symbolic of a hundred or a couple of hundred, $300. It would be that which people will remember this session for the generosity of this session. It would be a real refund of $1,361, and this amendment would show we're serious. That is for the people of Hawaii. And Mr. speaker, the bottom line is this. This is their money, not our money. Let's give it back to the people it belongs to. Thank you, Mr. Speaker."

Representative Luke rose to speak in opposition to the proposed floor amendment, stating:

"Thank you, Mr. Speaker. In strong opposition. First of all, I disagree with what the Representative of Hawaii Kai is insinuating as a surplus. Mr. Speaker, we are here to do our job and we are here to balance. And one of the things, what do we say in the beginning of session and what do we say during our budget speech? With any type of funds and surplus funds we have, the number one thing that we committed to doing this year is to help Native Hawaiians. The $600 million commitment to DHHL, and in addition to that, the budget also provides not just $600 million, it also provides significant amount for lot development.

"The significant thing of that and, also raising the pro rata share of Office of Hawaiian Affairs from the initial amount to what it is now, those are

significant things. And I think for the body, the preference is to take care of these needs that have been unmet for many, many years. It is our obligation to take care of these needs so that the future generation and future legislators don't have to deal with some of these things that we have a responsibility to do.

"The other thing that this body is committed to doing is making the EITC permanent and refundable. That comes with a price tag of $50 million. But I think there is a commitment by this body to take care of the most vulnerable population of this state. In addition to that, we're talking about affordable housing. The amount that we have invested in affordable housing for the last 10 years in putting about $300 million has generated 10,000 units. This year, because of the aggressive efforts by the Housing Chair, we are looking at putting aside significant amount again for affordable housing.

"How about for our schools? In fact, the Hawaii Kai Representative just recently talked about needing AC in all the schools. Why would we jeopardize putting school supplies and AC in our schools just so that we can take care of some of, we have a responsibility to take care of many of the needs. Reinstating adult dental, this is something that was lost in 2009, but it comes with a price tag as well. Mr. Speaker, we have a constitutional duty to take care of our vulnerable population, and we have a constitutional duty to take care of and balance the needs of the State. So as such, I strongly oppose this measure. And I think first and foremost, we need to make sure that we have money set aside for DHHL before we make any other commitments. Thank you very much."

Representative Ward rose to respond, stating:

"Thank you, Mr. Speaker. Still in support, I'm not convinced yet. The favorite German word I have is called *zeitgeist*, the spirit of the moment. People struggling to get gas in their car at $5-plus a gallon, to pay food that is inflationary. I went to Costco the other day and beef was like $37 a pound. Can you imagine if you're a struggling family, how inflation, the highest in the last 40 years, is taking toll? The spirit of the moment is people need help.

"Of course, though, I appreciate what you said about the Native Hawaiians is prioritized, $600 million. But there's another 734,000 taxpayers out there who are really struggling. And I keep citing the fact that we are we are good at feral cats, we're good at doing, we had a bill that was on the consent calendar that says, hey, if you're on the beach, you can't put many chairs. We're down in the minutiae, but for the big economic issues, Mr. Speaker, we let that stuff go by.

"I give you the example time and again. It's a guy who's got a job, he's got eight kids, three he can afford to feed, two are on rations, and the other three, it's got to be total government soup lines, subsidies, *et cetera*. We don't have an economy this size to meet the needs of our families. That's the major issue. So, in the meantime, we have these bailout subsidies here and there.

"But now this is a substantive thing rather than symbolic, that is $1,361. So far, $100 to $300 makes it look like virtue signaling. Hey, we did, we gave you guys money back, pat yourself on the back. Mr. Speaker, we need some economic renaissance. And in the meantime, we need to give people a way to make it through when they can barely get their tanks filled, their table filled with food, their refrigerators, and just being able to stay above water. That's the difficulty, that's the *zeitgeist*, that's the spirit of the moment where instead of symbolic, this is actual. It's $1,361 that we can return to the rightful owners, and that's the 734 taxpayers in the State of Hawaii. Thank you."

The motion that Floor Amendment No. 2, amending S.B. No. 514, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL FUND," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry.

(Main Motion)

The motion was put to vote by the Chair and carried, and S.B. No. 514, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL FUND," passed Third Reading by a vote of 51 ayes.

At 10:49 a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2163, HD 1
S.B. No. 2347, SD 1, HD 1
S.B. No. 555, SD 1, HD 1
S.B. No. 775, SD 2, HD 1
S.B. No. 514, SD 1, HD 1

FINAL READING

Representative Belatti moved to agree to the amendments made by the Senate to the following House Bill, seconded by Representative Morikawa and carried:

H.B. No. 2392, HD 1, (SD 1)

SUSPENSION OF RULES

On motion by Representative Morikawa, seconded by Representative Matsumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Final Reading by consent calendar.

FINAL READING

H.B. No. 2392, HD 1, SD 1:

Representative Belatti moved that H.B. No. 2392, HD 1, SD 1 pass Final Reading, seconded by Representative Morikawa.

Representative Yamane rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Standing in strong support. Mr. Speaker, the state faced a huge health crisis two years ago and we are continuing to address that. Mr. Speaker, the measure before you is an emergency appropriation. I would like to take this opportunity to thank my Co-Chairs in PDP and the Finance Chair working together. Mr. Speaker, we became aware of the concerns about addressing the needs of the people of Hawaii, especially our *keiki* and our *kūpuna*. At that point, we worked with BNF and the Department of Health to make sure that one, we took care of the services for the people of Hawaii. That required money to be addressed and to continue the services to address this pandemic.

"Mr. Speaker, the measure before you has $171 million in emergency funds. I do want the members to know that the goal is to use state money for that measure now. However, we are going to be seeking FEMA reimbursement for its totality. Mr. Speaker, I do have a brief statement from our director of health. 'The Department of Health is grateful to Speaker Saiki; Chairs Ichiyama, Yamane, and Luke for the collaboration and assistance in introducing and shepherding Representative Yamane's HB 2392 through the legislative process. This bill will enable the Department of Health to recoup funds expended for COVID-19 actions that resulted in Hawaii *keiki* and *kūpuna* experiencing the lowest case rate and the second lowest mortality rate in the United States. Respectfully, Director Dr. Elizabeth Char.' So, Mr. Speaker, thank you for the leadership getting this measure forward, as well as the collaboration with this administration. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.B. No. 2392, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Final Reading by a vote of 51 ayes.

H.B. No. 1339:

Representative Belatti moved that H.B. No. 1339 pass Final Reading, seconded by Representative Morikawa.

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support with just brief comments. House Bill 1339 follows through on Article III, Section 19 of the Hawaii State Constitution, which states in part, subject to the provisions of this paragraph, the legislature may provide for the manner and procedure of removal by impeachment of such officers, i.e., the governor and lieutenant governor.

"What HB 1339 sets forth is the process of articles of impeachment that would have to be initiated and introduced and adopted by this House and that the Senate would be set to prosecute those articles of impeachment. House Bill 1339 also outlines causes for impeachment for the governor and

lieutenant governor for malfeasance in office, corruption, dereliction of duty, or other high crimes or misdemeanors.

"God forbid we should ever have to use or utilize these impeachment statutory provisions, but this is an important measure to ensure accountability as we move forward and as we have seen at the national level where we have in fact seen two impeachment proceedings in recent times. Thank you, Mr. Speaker."

Representative Mizuno rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Mizuno's written remarks are as follows:

"Under Article III, Section 19 of our Constitution, 'the legislature shall by law provide for the manner and procedures of removal by impeachment of the appointive officers.' This applies to another other than the governor and the lt. governor. There is no language in the Constitution that calls for the legislature to adopt a statute creating procedures for impeachment of the governor or lt. governor. So this is unnecessary from a procedural standpoint. However, Section 19 also says that the governor and lt. governor (as well any appointive officer) can be removed upon conviction of impeachment 'for such causes as may be provided by law.' Section 2, therefore is appropriate, but it should be expanded to include appointive officers, not just the governor and lt. governor."

Representative Tokioka rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. This bill, HB 1339, was passed last session. Went from this chamber over to the other chamber and it sat there and it came back, and when you look at things, and I've been around this legislature for 16 years now, and when you look at bills and an absolutely clean bill comes back in the next session, and we're talking about impeaching two people. This bill talks about other appointed people, but this current language talks about impeaching two people.

"And so, I have some concerns, I have a lot of concerns about that. And other people around this building have commented to me about why do we need this bill. But if we're going to do an impeachment, then I would think that everybody in this chamber, if they're going to impeach somebody, would want it to be done by two thirds of the body, and that language is not in here. It's in the current law. But if we're going to initiate the proceedings, I would want us to have two thirds vote.

"There's a lot of things that in this bill are just kind of odd because it's new language, which contradicts with old language in the bill, in HRS, but it doesn't strike out the old language. And everybody, this is an absolutely clean bill. So, when we vote on this bill, it's done. So for that and other reasons, Mr. Speaker, I'd also like to ask to insert comments into the Journal, additional comments, because I'm thinking this bill is going to pass, but there's some other things I want to say, but I'm not going to prolong this discussion. But, in opposition and I don't think it's necessary. Thank you."

Representative Tokioka's written remarks are as follows:

"Mr. Speaker, I'm trying to find legal justification as to why this bill is unnecessary.

"Art. III Section 19 says that '[t]he legislature shall by law provide for the manner and procedures of removal by impeachment of the appointive officers.' This applies to another other than the governor and the lieutenant governor. There is no language in the Constitution that calls for the legislature to adopt a statute creating procedures for impeachment of the governor or lieutenant governor. So, this is unnecessary from a procedural standpoint.

"However, Section 19 also says that the governor and lieutenant governor (as well as any appointive officer) can be removed upon conviction of impeachment 'for such causes as may be provided by law.' Section 2, therefore, is appropriate (but it should be expanded to include appointive officers, not just the governor and lieutenant governor)."

Representative Okimoto rose in opposition to the measure and asked that the remarks of Representative Tokioka be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Har rose in opposition to the measure and asked that the remarks of Representative Tokioka be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and H.B. No. 1339, entitled: "A BILL FOR AN ACT RELATING TO IMPEACHMENT," passed Final Reading by a vote of 47 ayes to 4 noes, with Representative Mizuno voting aye with reservations, and with Representatives Har, Kong, Okimoto, and Tokioka voting no.

At 10:57 a.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 2392, HD 1, SD 1
H.B. No. 1339

LATE INTRODUCTIONS

The following late introduction was made to the members of the House:

Representative McKelvey introduced his constituent, former Councilmember Elle Cochran; and his staff, Wendee Wilson.

ANNOUNCEMENTS

Representative Holt, for the Committee on Economic Development, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measures on Wednesday, April 13, 2022, at 10:00 a.m. in Conference Room 312, and the Chair "so ordered."

S.C.R. No. 21, SD 1, Requesting the Department of Business, Economic Development, and Tourism to Conduct a Study on the Economic Impacts of Domestic Out-Of-State Students; and

S.C.R. No. 22, Requesting the Department of Business, Economic Development, and Tourism to Conduct a Study on the "Made in Hawaii" and "Hawaii Made" Brands and Prepare a Plan to Encourage and Enforce the Use of Those Brands.

At 10:58 a.m., Representative Belatti requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:59 a.m.

ADJOURNMENT

At 10:59 a.m., on motion by Representative Morikawa, seconded by Representative Matsumoto and carried, the House of Representatives adjourned until 11:00 a.m. Thursday, April 14, 2022.

HOUSE COMMUNICATIONS

House Communication dated April 12, 2022, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measures:

H.B. No. 1412, HD 2, SD 1
H.B. No. 1475, HD 1, SD 1
H.B. No. 1567, HD 1, SD 1
H.B. No. 1619, HD 2, SD 2
H.B. No. 1705, HD 1, SD 1
H.B. No. 1806, HD 2, SD 1
H.B. No. 1891, HD 1, SD 1
H.B. No. 1894, HD 3, SD 2
H.B. No. 2088, HD 3, SD 2
H.B. No. 2089, HD 1, SD 2
H.B. No. 2113, HD 2, SD 1
H.B. No. 2218, HD 1, SD 1
H.B. No. 2280, HD 2, SD 1
H.B. No. 2340, HD 2, SD 2
H.B. No. 2416, HD 2, SD 1

H.B. No. 2466, HD 2, SD 1
H.B. No. 2491, HD 2, SD 2

House Communication dated April 12, 2022, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and members of the Senate, informing the Senate that the House has this day agreed to the amendments made by the Senate and passed the following House Bill on Final Reading:

H.B. No. 2392, HD 1, SD 1

House Communication dated April 12, 2022, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and members of the Senate, informing the Senate that the House has this day passed the following bill on Final Reading to meet the requirement of Article III, Section 15 of the Hawaii State Constitution:

H.B. No. 1339

31st LEGISLATURE, REGULAR SESSION OF 2022
JOINT HOUSE and SENATE
COMMITTEES ON CONFERENCE PROCEDURES

The Senate and the House have agreed to the following special procedures for all 2022 Regular Session Committees on Conference. These Conference procedures shall be effective from 8:00 a.m. on Monday, April 18, 2022, until 11:59 p.m. on Friday, April 29, 2022.

1. **Definitions**

   For purposes of these procedures:

   "Chairs" refers to all of the designated chairs and co-chairs of a Conference Committee.

   "Conference Committee" refers to the conference of the House Committee and the Senate Committee assigned by their respective chamber to resolve the differences between the House and the Senate over a particular measure.

   "Lead chair" refers to the chair of the House Committee or the Senate Committee who is listed first on the Action Sheets, as provided by the respective chamber.

   "Lead committee staff" refers to the staff of the lead Chair from the chamber from which the measure in conference originated.

   "Managers" refers to all members of the House and Senate assigned to a Conference Committee.

2. **Conference Committee Scope and Amendments**

   The authority of the Conference Committee shall be limited to resolving differences between the Senate and House drafts of a measure.

   a. With the exception of the Executive Budget, the Judiciary Budget, and the Budget of the Office of Hawaiian Affairs, a Conference Committee shall not amend a measure by inserting any unrelated or new subject matter.

   b. To assure the integrity of individual measures, the merging of two or more distinct but related measures into one encompassing measure shall not be allowed.

3. **Conference Committee Meeting Times and Places**

   Conference Committee deliberations shall take place only between the hours of 8:00 a.m. and 9:00 p.m.

   A Conference Committee shall meet in the conference room assigned or reserved, pursuant to the Conference Room Scheduling Procedures and Guidelines and Room Assignment Schedule, as attached.

4. **Initial Public-Meeting Notice**

   The electronic signatures of all chairs shall be obtained before the notice of an initial meeting is posted or distributed. Prior to offering the initial meeting notice for signatures, the chairs shall consult with one another on the information to be included in the notice.

   Chairs shall provide at least 24-hours public notice of the first meeting of the Conference Committee and are strongly encouraged to provide more than 24-hours notice whenever possible. Written notices shall be submitted to the Senate Chief Clerk and the House Sergeant-at-Arms for posting on the Legislature's website and distribution. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.

5. **Notice of Subsequent Meetings**

   a. If agreement is not reached at a duly noticed meeting but the lead chairs of both chambers agree to meet again before 9:00 pm on the same day, the lead chairs of both chambers shall publicly announce at the meeting the time and place at which the Conference Committee will reconvene. Written notice of the reconvening of the Conference Committee on the same day is not required to be distributed. However, written notice containing information on the subsequent meeting shall be submitted to the Senate Chief Clerk or the House Sergeant-at-Arms for posting on the Legislature's website as soon as possible. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.

   b. If agreement is not reached at a duly noticed meeting but the lead chairs of both chambers agree to meet on another day, the lead chairs of both chambers shall publicly announce at the meeting the date(s), time(s), and place of the subsequent meeting(s), and submit written notice to the Senate Chief Clerk or the House Sergeant-at-Arms for posting on the Legislature's website. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.

   c. If agreement is not reached at a duly noticed meeting and the date(s), time(s), and place of future meetings are not publicly announced at that noticed meeting, chairs shall ensure that a written meeting notice, signed electronically by the lead chairs of their respective chamber, is submitted to the Senate Chief Clerk or the House Sergeant-at-Arms for posting on the Legislature's website at least 24 hours in advance of the next meeting of the Conference Committee. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.

6. **Attendance at Meetings**

   a. To convene the initial conference committee meeting only the lead House and Senate chair must be present. All other conference committee managers, especially any co-chair, should attempt to be present.

   b. Once a conference has been opened, reconvening of any subsequent meeting of a conference committee shall require the following:

      i. For the Senate, the lead chair or a co-chair must be present.

      ii. For the House, the lead chair must be present.

      iii. All other conference committee managers, especially any co-chair, should attempt to be present at the convening of and during each meeting.

   c. For decision-making at a meeting, a quorum must be present. "A quorum shall be a majority of the House Committee managers and a majority of the Senate Committee managers and shall include the lead House and Senate chair and majority of the chairs of the Conference Committee for their respective chamber." See Section 9.a of the "Procedures." The lead House and Senate chair of the conference committee must be part of this quorum.

   d. For a fiscal measure, the chair or co-chair representing the House Finance Committee and Senate Ways and Means Committee must be present during decision-making and give their approval.

7. **Conference Discussion**

   Except as authorized by the respective chairs, only the respective chairs may speak during conference. All other managers or other authorized persons shall be recognized by their respective chairs before speaking on any issue.

8. **Decorum in Conference Committee Meetings and Courtesy to the Public and to the Managers**

   a. Managers shall respect the differing views of other managers and conduct themselves in a courteous manner.

   b. Chairs shall ensure that meetings convene and reconvene at scheduled times. If none of the chairs of one of the Committees are present within 15 minutes of the scheduled meeting time, the chairs of the other Committee shall contact the absent chair.

c. If none of the absent chairs are present within 30 minutes of the scheduled meeting time, the chairs present shall inform the managers and members of public present that the Conference Committee cannot be convened or reconvened, and that, pursuant to 5c of these Committees on Conference Procedures, a 24-hour advance notice shall be provided for a subsequent meeting of the Conference Committee.

9. **Decision-making Meeting**

The decision-making meeting of a Conference Committee shall comply with the following open meeting provisions:

a. A quorum of the Conference Committee shall be present for the decision-making meeting. A quorum shall be a majority of the House Committee managers and a majority of the Senate Committee managers and shall include the lead House and Senate chair and majority of the chairs of the Conference Committee for their respective chamber.

b. To report a measure out of Conference Committee in amended form, Conference Draft (CD), a majority of the quorum of managers for each respective chamber shall vote in favor of the proposed amendments.

c. The lead chair (or the lead chair's designee) representing their respective chamber shall call the roll and be the recorder of the quorum and the votes on that measure for that chamber. (Sample attached).

d. If, after naming a Conference Committee on a measure, the Conference Committee managers representing the chamber from which a measure originated agree to the amendments made by the non-originating chamber, only a quorum of those representing the originating chamber shall vote on the agreement at a duly noticed meeting. For example, if after naming a Conference Committee on a House measure, the House managers of the Conference Committee decide to agree to the amendments in the Senate draft (SD) of the measure, then only the House managers of the Conference Committee shall vote on the measure, returning it to the House in its SD form. For such action, only a quorum of the Conference Committee managers representing the chamber from which the measure originated need to be present. The "Record of Votes of a Conference Committee" sheet detailing the votes of the managers of the originating chamber shall be filed with the appropriate chamber without a Conference Committee Report.

10. **Conference Committee Reports**

a. A majority of the House and Senate chairs, respectively, of a Conference Committee shall attest to the action of the Conference Committee by physically signing the Conference Committee Report on behalf of their respective managers; provided that no Conference Committee Report concerning a measure with fiscal implications shall be reported out of a Conference Committee without the physical signature of the chair (or the chair's designee) of each fiscal committee to which the measure is referred. The "Record of Votes of a Conference Committee" sheet detailing the votes of the managers of the Conference Committee shall be attached to the report as a part thereof.

b. All House measures reported out of Conference Committee shall be filed with the House Chief Clerk, and likewise all Senate measures shall be filed with the Senate Chief Clerk. A document filed in the originating chamber shall be deemed simultaneously filed in the other chamber. Only the original Conference Committee Report, with the attached Record of Votes, and the Conference Draft of the measure shall be required for filing.

c. If the Conference Committee votes to report the measure out, the Committee must file a Conference Committee Report and Conference Draft with the appropriate chamber's Chief Clerk.

11. **Decision-making Deadlines**

On the deadline nights for Final Decking of both non-fiscal and fiscal bills:

a. Conference Committees shall conclude their negotiations by **6:00 p.m.** to allow adequate time for final preparation of the bills and Conference Committee Reports.

b. To provide all chairs with ample opportunity to review and sign the Conference Committee Reports before filing, all Conference Committee Reports shall be available for review and signature by **9:00 p.m.**

c. All Conference Committee Reports and Conference Drafts of measures shall be filed with the respective Chief Clerk by **11:30 p.m.**

12. **Electronic Transfer**

Should a Conference Committee for which the vehicle is a Senate bill decide to use a proposal drafted by the House, the House chair shall have the House proposal electronically transferred to the appropriate Senate office so that the Conference Draft can be prepared. The converse shall apply to House bills with proposals drafted by the Senate that the Conference Committee agrees to.

13. **Exceptions to these Deadlines and Procedures**

Exceptions to these deadlines and other procedures may be made only with the advance written approval of both the Senate President and the House Speaker.

/s/ Ronald D. Kouchi
Ronald D. Kouchi
President of the Senate

APR 11 2022
Date

/s/ Scott K. Saiki
Scott K. Saiki
Speaker of the House of Representatives

APR 11 2022
Date

Attachment

Hawaii State Legislature CCR 3-18

Record of Votes of a Conference Committee

Bill / Concurrent Resolution No.: **HB 1900, HD 1, SD 2**
Date/Time: 4/20/2018 3:30 pm

☑ The recommendation of the House and Senate managers is to pass with amendments (CD).

☐ The Committee is reconsidering its previous decision.

☐ The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure

☐ The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.

Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
DELA CRUZ, Donovan M., Chr.	✓				LUKE, Sylvia, Chr.	✓			
ENGLISH, J. Kalani	✓				CACHOLA, Romy M.	✓			✓
GALUTERIA, Brickwood	✓				CULLEN, Ty J.K.	✓			
HARIMOTO, Breene	✓			✓	DECOITE, Lynn	✓			
INOUYE, Lorraine R.	✓				FUKUMOTO, Beth	✓			
KAHELE, Kalani'i	✓				GATES, Cedric Asuncion	✓			
KEITH-AGARAN, Gilbert S.C.	✓				HOLT, Daniel	✓			
KIDANI, Michelle N.	✓				KOBOKALOLE, Jarrett	✓			
RIVIERE, Gil				✓	KOBAYASHI, Bertrand	✓			
SHIMABUKURO, Maile S.L.	✓				LOWEN, Nicole E.	✓			
WAKAI, Glenn	✓				NAKAMURA, Nadine K.	✓			
					TODD, Chris	✓			
					YAMASHITA, Kyle T.				✓
					TUPOLA, Andria P.L.	✓			
					WARD, Gene	✓			
TOTAL	9			2	TOTAL	14			1

A = Aye WR = Aye with Reservations N = Nay E = Excused

Senate Recommendation is: ☑ Adopted ☐ Not Adopted

House Recommendation is: ☑ Adopted ☐ Not Adopted

Senate Lead Chair's or Designee's Signature: [signature]

House Lead Chair's or Designee's Signature: [signature]

Distribution: Original *File with Conference Committee Report* Yellow *House Clerk's Office* Pink *Senate Clerk's Office* Goldenrod *Drafting Agency*

31st LEGISLATURE, REGULAR SESSION of 2022
JOINT HOUSE and SENATE

COMMITTEES ON CONFERENCE
CONFERENCE ROOM SCHEDULING PROCEDURES AND GUIDELINES

The following conference room scheduling procedures and guidelines shall apply to Senate conference rooms 016, 224, and 229 and House conference rooms 309, 325, and 329 beginning 8:00 a.m. on Monday, April 18, 2022, until 11:59 p.m. on Friday, April 29, 2022.

Priority for the use of conference rooms will be given in the following order:

First Priority: Standing Committee Bill Hearings
Second Priority: Conference Committee Meetings
Third Priority: Committee Hearings on Resolutions and Governor's Messages

Committees shall meet in House and Senate conference rooms pursuant to the attached Room Assignment Schedule. Committees sharing a conference room timeslot should coordinate the use of the room to avoid conflicts.

Advance reservations are required prior to scheduling a meeting during the evening open timeslot or outside a committee's assigned room or timeslot.

- To schedule a reservation for House conference rooms 309, 325, and 329: contact the House Sergeant-at-Arms office at 586-6500.
- To schedule a reservation for Senate conference rooms 016, 224, and 229, contact the Senate Sergeant-at-Arms office at 586-6725.

Committees shall not allocate their assigned conference room or timeslot to another committee without first contacting the House or Senate Sergeant-at-Arms office.

Conference committees are encouraged to give as much advance public notice for meetings as possible.

Exceptions to the Conference Room Scheduling Procedures and Guidelines may be made only with the advance written approval of both the Senate President and the Speaker of the House.

/s/ Ronald D. Kouchi
Ronald D. Kouchi
President of the Senate

APR 11 2022
Date

/s/ Scott K. Saiki
Scott K. Saiki
Speaker of the House of Representatives

APR 11 2022
Date

31st LEGISLATURE, REGULAR SESSION OF 2022
JOINT HOUSE and SENATE

COMMITTEES ON CONFERENCE
2022 ROOM ASSIGNMENT SCHEDULE

Senate Standing Committees	House Standing Committees	Time	Conference Room Assignment
GVO	GVR, LMG	8:00 a.m.-11:30 a.m.	016
LCA	LAT, CAI	8:00 a.m.-11:30 a.m.	224
PSM	CMV, PDP	8:00 a.m.-11:30 a.m.	229
AEN, EET	AGR, EEP, ECD	8:00 a.m.-11:30 a.m.	325
TRS	TRN	8:00 a.m.-11:30 a.m.	329
WTL	WAL	1:30 p.m.-5:00 p.m.	016
CPN	CPC	1:30 p.m.-5:00 p.m.	224
EDU, HRE	EDN, HET	1:30 p.m.-5:00 p.m.	229
JDC, HWN	JHA	1:30 p.m.-5:00 p.m.	325
HMS, HTH, HOU	HHH, HSG	1:30 p.m.-5:00 p.m.	329
WAM	FIN	8:00 a.m.-9:00 p.m.	309
Open	Open	5:00 p.m.-9:00 p.m.	016
Open	Open	5:00 p.m.-9:00 p.m.	224
Open	Open	5:00 p.m.-9:00 p.m.	229
Open	Open	5:00 p.m.-9:00 p.m.	325
Open	Open	5:00 p.m.-9:00 p.m.	329

/s/ Ronald D. Kouchi
Ronald D. Kouchi
President of the Senate

APR 11 2022
Date

/s/ Scott K. Saiki
Scott K. Saiki
Speaker of the House of Representatives

APR 11 2022
Date