

**HAWAII STATE
HOUSE OF REPRESENTATIVES**

SPECIAL SESSION OF 2021

***ROUGH DRAFT
JOURNAL***

**SECOND DAY
JULY 8, 2021**

OFFICE OF THE CHIEF CLERK

BT

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SECOND DAY

Thursday, July 8, 2021

The House of Representatives of the Thirty-First Legislature of the State of Hawaii, Special Session of 2021, convened at 3:04 p.m., with Speaker Saiki presiding.

The invocation was delivered by Representative Val Okimoto, after which the Roll was called showing all members present with the exception of Representatives Ilagan, McKelvey, and Todd, who were excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1303 through 1367) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1303, informing the House that on July 2, 2021, the following bill was signed into law:

H.B. No. 767, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE FARM TO SCHOOL PROGRAM." (ACT 175)

Gov. Msg. No. 1304, informing the House that on July 2, 2021, the following bill was signed into law:

H.B. No. 817, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE." (ACT 176)

Gov. Msg. No. 1305, informing the House that on July 2, 2021, the following bill was signed into law:

S.B. No. 512, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM INCENTIVES." (ACT 177)

Gov. Msg. No. 1306, informing the House that on July 2, 2021, the following bill was signed into law:

H.B. No. 243, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SEA LEVEL RISE ADAPTATION." (ACT 178)

Gov. Msg. No. 1307, informing the House that on July 2, 2021, the following bill was signed into law:

S.B. No. 474, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY TRANSACTIONS." (ACT 179)

Gov. Msg. No. 1308, informing the House that on July 2, 2021, the following bill was signed into law:

H.B. No. 683, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE AVIATION FUEL." (ACT 180)

Gov. Msg. No. 1309, informing the House that on July 2, 2021, the following bill was signed into law:

H.B. No. 1176, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO A JOB CORPS PROGRAM." (ACT 181)

Gov. Msg. No. 1310, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 416, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SECTION 711-1109, HAWAII REVISED STATUTES." (ACT 182)

Gov. Msg. No. 1311, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 891, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC GUNS." (ACT 183)

Gov. Msg. No. 1312, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 1107, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COMPUTER CRIME." (ACT 184)

Gov. Msg. No. 1313, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 540, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY RULES." (ACT 185)

Gov. Msg. No. 1314, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 33, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE INFORMATION TECHNOLOGY STEERING COMMITTEE." (ACT 186)

Gov. Msg. No. 1315, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 244, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND RECORDATION." (ACT 187)

Gov. Msg. No. 1316, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 526, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT." (ACT 188)

Gov. Msg. No. 1317, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 671, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF ETHICS." (ACT 189)

Gov. Msg. No. 1318, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 741, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ETHICS." (ACT 190)

Gov. Msg. No. 1319, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 834, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO A BLACK CINDER CONE QUARRY SITE SURVEY." (ACT 191)

Gov. Msg. No. 1320, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 863, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FORESTRY." (ACT 192)

Gov. Msg. No. 1321, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 1009, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN PENALTIES FOR VIOLATIONS OF SUBTITLE 4 OF TITLE 12, HAWAII REVISED STATUTES." (ACT 193)

Gov. Msg. No. 1322, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 1276, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS." (ACT 194)

Gov. Msg. No. 1323, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 200, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS." (ACT 195)

Gov. Msg. No. 1324, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 334, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO OPERATING A VEHICLE UNDER THE INFLUENCE OF AN INTOXICANT." (ACT 196)

Gov. Msg. No. 1325, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 753, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL IMPACT FEES." (ACT 197)

Gov. Msg. No. 1326, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 776, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST PUEO DEVELOPMENT, LLC." (ACT 198)

Gov. Msg. No. 1327, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 991, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DISCLOSURE OF VITAL STATISTICS RECORDS." (ACT 199)

Gov. Msg. No. 1328, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 1004, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE BOILER AND ELEVATOR SAFETY LAW." (ACT 200)

Gov. Msg. No. 1329, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 1096, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PARENTAGE." (ACT 201)

Gov. Msg. No. 1330, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 222, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES." (ACT 202)

Gov. Msg. No. 1331, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 332, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PREAUDIT PAYMENTS." (ACT 203)

Gov. Msg. No. 1332, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 400, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE REPORTS." (ACT 204)

Gov. Msg. No. 1333, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 402, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO REIMBURSEMENTS FOR EXPENDITURES BY COMMITTEES." (ACT 205)

Gov. Msg. No. 1334, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 1253, HD 3, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES." (ACT 206)

Gov. Msg. No. 1335, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 405, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS." (ACT 207)

Gov. Msg. No. 1336, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 1281, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES." (ACT 208)

Gov. Msg. No. 1337, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 1322, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TRAUMA-INFORMED CARE." (ACT 209)

Gov. Msg. No. 1338, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 1362, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ACCESS TO LEARNING." (ACT 210)

Gov. Msg. No. 1339, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 157, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LICENSING." (ACT 211)

Gov. Msg. No. 1340, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 628, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSITION OF THE OAHU REGIONAL HEALTH CARE SYSTEM FROM THE HAWAII HEALTH SYSTEMS CORPORATION INTO THE DEPARTMENT OF HEALTH." (ACT 212)

Gov. Msg. No. 1341, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 548, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS BY MAIL." (ACT 213)

Gov. Msg. No. 1342, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 615, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO RENTALS OF MOPEDES AND MOTOR SCOOTERS." (ACT 214)

Gov. Msg. No. 1343, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 764, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING." (ACT 215)

Gov. Msg. No. 1344, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 765, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO OPERATING A VEHICLE UNDER THE INFLUENCE OF AN INTOXICANT." (ACT 216)

Gov. Msg. No. 1345, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 808, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SCHOOL FACILITIES AGENCY." (ACT 217)

Gov. Msg. No. 1346, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 791, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO VESSELS." (ACT 218)

Gov. Msg. No. 1347, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 1015, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPTROLLER." (ACT 219)

Gov. Msg. No. 1348, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 1034, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SUNSHINE LAW BOARDS." (ACT 220)

Gov. Msg. No. 1349, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 1162, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FOREST STEWARDSHIP." (ACT 221)

Gov. Msg. No. 1350, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 1166, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO RENTALS FOR PUBLIC LAND LEASES." (ACT 222)

Gov. Msg. No. 1351, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 1313, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SPORT FISH." (ACT 223)

Gov. Msg. No. 1352, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 1329, SD 2, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT." (ACT 224)

Gov. Msg. No. 1353, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 1191, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO BROADBAND SERVICE INFRASTRUCTURE." (ACT 225)

Gov. Msg. No. 1354, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 80, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LOW-INCOME HOUSING TAX CREDIT." (ACT 226)

Gov. Msg. No. 1355, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 79, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING." (ACT 227)

Gov. Msg. No. 1356, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 119, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST KAUNALEWA." (ACT 228)

Gov. Msg. No. 1357, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 468, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND." (ACT 229)

Gov. Msg. No. 1358, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 1327, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES OR THE SESSION LAWS OF HAWAII FOR THE PURPOSES OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, OR DELETING OBSOLETE OR UNNECESSARY PROVISIONS." (ACT 230)

Gov. Msg. No. 1359, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 513, entitled: "A BILL FOR AN ACT RELATING TO THE STATE CAPITOL MANAGEMENT COMMITTEE." (ACT 231)

Gov. Msg. No. 1360, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 1031, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HISTORIC PLACES REVIEW BOARD." (ACT 232)

Gov. Msg. No. 1361, informing the House that on July 6, 2021, the following bill was signed into law:

H.B. No. 1032, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT." (ACT 233)

Gov. Msg. No. 1362, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 1054, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE BROWNFIELDS CLEANUP REVOLVING LOAN FUND." (ACT 234)

Gov. Msg. No. 1363, informing the House that on July 6, 2021, the following bill was signed into law:

S.B. No. 1270, entitled: "A BILL FOR AN ACT RELATING TO THE WORKFORCE DEVELOPMENT COUNCIL." (ACT 235)

Gov. Msg. No. 1364, dated July 7, 2021, informing the House that on July 6, 2021, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

Re: HB499 HD2 SD2 CD1

Pursuant to Section 16 of Article III of the State Constitution, HB499 HD2 SD2 CD1, entitled "A BILL FOR AN ACT RELATING TO LEASE EXTENSIONS ON PUBLIC LAND" became law without my signature.

This bill authorizes the board of land and natural resources to extend certain leases of public lands for commercial, industrial, resort, mixed-use, or government use upon approval of a proposed development agreement to make substantial improvements to the existing improvements.

Since most of Department of Land and Natural Resources' (DLNR) lands are for forest protection, state parks, or other natural resource protection, it is estimated that the lands under DLNR that could benefit from the extension bill make up less than 1% of the State lands (1.3 million acres) under the jurisdiction of the DLNR.

Lands that are subject to Hawaii Revised Statutes (HRS) chapter 171, include those under DLNR and lands under the Department of Hawaiian Home Lands (DHHL) that are not needed for homestead leases.

Neither military leases nor any properties of the University of Hawai'i can be extended under HB499.

Public lands are generally used for public trust purposes including: support of public schools; betterment of the conditions of native Hawaiians; development of farm and home ownership on as widespread a basis as possible; making of public improvements; and provision of lands for public use.

Some public trust lands are better suited as commercial properties, which earn revenue for the State. HB499 provides stability for both the State and the community by providing a dependable source of income for the State to use for public trust purposes.

Leases can only be extended if the lessee agrees to make substantial improvements equal to or exceeding 30 percent of the market value of the existing improvements. The Administration bill introduced on this topic had a higher threshold of a 50 percent of fair market value of existing improvements.

For the foregoing reasons, I have allowed HB499 HD2 SD2 CD1 to become law as Act 236, Session Laws of Hawaii 2021, on July 6, 2021, without my signature.

Sincerely,
/s/ David Y. Ige
DAVID Y. IGE
Governor, State of Hawaii"

Gov. Msg. No. 1365, dated July 7, 2021, informing the House that on July 6, 2021, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

Re: HB485 HD1 SD1 CD1

Pursuant to Section 16 of Article III of the State Constitution, HB485 HD1 SD1 CD1, entitled "A BILL FOR AN ACT RELATING TO TAXATION" became law without my signature.

I would note my concerns about possible unintended consequences for the industry of a fixed increment surcharge tax increase for multiple consecutive years into the future. Further, the impact to recovery could be compounded in light of the rental vehicle pricing issues we are currently seeing across the islands due to supply constraints.

For the foregoing reasons I have allowed HB485 HD1 SD1 CD1 to become law without my signature as ACT 237, Session Laws of Hawaii 2021, on July 6, 2021.

Sincerely,
/s/ David Y. Ige
DAVID Y. IGE
Governor, State of Hawaii"

Gov. Msg. No. 1366, dated July 7, 2021, informing the House that on July 6, 2021, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature:

H.B. No. 566, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ABUSE OF FAMILY OR HOUSEHOLD MEMBERS." (ACT 238)

Gov. Msg. No. 1367, dated July 7, 2021, informing the House that on July 6, 2021, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature:

H.B. No. 177, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT." (ACT 239)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 2 through 6) were received and announced by the Clerk:

Sen. Com. No. 2, dated July 6, 2021, informing the House that the Senate has this day overridden the Governor's veto by a two-thirds vote of all the members to which the Senate is entitled to the following bill:

H.B. No. 862, HD 2, SD 2, CD 1 Gov. Msg. No. 1288

Sen. Com. No. 3, dated July 6, 2021, informing the House that the Senate has this day overridden the Governor's veto by a two-thirds vote of all the members to which the Senate is entitled to the following bill:

S.B. No. 263, SD 2, HD 2, CD 1 Gov. Msg. No. 1295

Sen. Com. No. 4, dated July 6, 2021, informing the House that the Senate has this day overridden the Governor's veto by a two-thirds vote of all the members to which the Senate is entitled to the following bill:

S.B. No. 404, HD 2, CD 1 Gov. Msg. No. 1296

Sen. Com. No. 5, dated July 6, 2021, informing the House that the Senate has this day overridden the Governor's veto by a two-thirds vote of all the members to which the Senate is entitled to the following bill:

S.B. No. 811, HD 1, CD 1 Gov. Msg. No. 1300

Sen. Com. No. 6, dated July 6, 2021, informing the House that the Senate has this day overridden the Governor's veto by a two-thirds vote of all the members to which the Senate is entitled to the following bill:

S.B. No. 1387, SD 1, HD 2, CD 1 Gov. Msg. No. 1301

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 House and Senate Bills for Final Reading by consent calendar. (Representatives Ilagan, McKelvey, and Todd were excused.)

UNFINISHED BUSINESS

H.B. No. 54, HD 1, SD 1, CD 1, AD 1:

Representative Belatti moved that H.B. No. 54, HD 1, SD 1, CD 1, AD 1 pass Final Reading, seconded by Representative Morikawa.

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

"Thank you, Mr. Speaker. I rise in support of House Bill 54, HD 1, SD 1, CD 1, AD 1. During session we had an agreement with the administration to use ARPA funds to pay for debt service. Unbeknownst to both the administration and the Legislature that the federal guidance came out specifically prohibiting the use of ARPA funds for debt service, along with several others. We thank the body for your indulgence in an unusual move to make an amendment to the veto. And we hope that this satisfies the Governor's concerns. But I think we are all in agreement that we need to provide debt service in order for us to pay for capital improvement projects and for our projects to move on. So, I would like to personally thank all the membership for your indulgence in swapping out ARPA funds for the cash appropriated in this bill. Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 54, HD 1, SD 1, CD 1, AD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Final Reading by a vote of 47 ayes, with Representatives Ilagan, McKelvey, and Todd being excused.

At 3:12 p.m., the Chair noted that the following bill passed Final Reading:

H.B. No. 54, HD 1, SD 1, CD 1, AD 1

H.B. No. 1299, HD 1, SD 1, CD 1, AD 1:

Representative Belatti moved that H.B. No. 1299, HD 1, SD 1, CD 1, AD 1 pass Final Reading, seconded by Representative Morikawa.

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

"Thank you, Mr. Speaker. I rise in support of House Bill 1299, HD 1, SD 1, CD 1, AD 1. This is a bill that eliminates about 10% of our special or non-general funds. I would again like to thank all the members for their indulgence. The reason why we had to amend this bill is we had to address the milk special fund, which has a statutory authority for the department to set fees. We will not be addressing that in this bill, we have just eliminated the milk special fund portion, we will be addressing it when we come back either in special session before next session or during next session to eliminate that.

"The other portion was with the recommendation of the Auditor's Office. As you know, the Auditor's Office provides a report recommending and elimination of various funds, and we took the recommendation. Unfortunately, those elimination, one which dealt with DHH, could not be eliminated because it would be violating federal law to eliminate those funds. So, when the auditors take a look at elimination of special fund, we officially request that he specifically look at whether elimination of a recommended fund, whether they violate other federal laws. Thank you very much."

The motion was put to vote by the Chair and carried, and H.B. No. 1299, HD 1, SD 1, CD 1, AD 1, entitled: "A BILL FOR AN ACT RELATING TO NON-GENERAL FUNDS," passed Final Reading by a vote of 47 ayes, with Representatives Ilagan, McKelvey, and Todd being excused.

S.B. No. 589, SD 2, HD 2, CD 1, AD 1:

Representative Belatti moved that S.B. No. 589, SD 2, HD 2, CD 1, AD 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 support. Really briefly for members, thank you for your indulgence. I would like to take this opportunity to thank the University of Hawaii, who supports this version of the floor amendment that we worked many hours on working with them in accordance with also the Chair of Higher Ed, to address the concerns that was expressed in the original version in the veto override. I want members to know, the University of Hawaii supports this measure before you. I also wanted to thank the Senate, Chair Donna Kim, and others as this measure got reiterated about four or five times within about a three-hour span on Tuesday. So, again, thank you members. In support."

The motion was put to vote by the Chair and carried, and S.B. No. 589, SD 2, HD 2, CD 1, AD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Final Reading by a vote of 47 ayes, with Representatives Ilagan, McKelvey, and Todd being excused.

At 3:12 p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 1299, HD 1, SD 1, CD 1, AD 1
S.B. No. 589, SD 2, HD 2, CD 1, AD 1

At 3:15 p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 3:40 p.m.

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 1) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 1, informing the House that on July 8, 2021, the following bill was signed into law:

H.B. No. 54, HD 1, SD 1, CD 1, AD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET." (ACT 6 Special Session 2021)

UNFINISHED BUSINESS

Gov. Msg. No. 1277 and H.B. No. 53, SD 1, CD 1:

Representative Belatti moved to override the veto of H.B. No. 53, SD 1, CD 1, as contained in Gov. Msg. No. 1277, seconded by Representative Morikawa.

At this time the Chair called for a roll call vote and the motion to override the veto of H.B. No. 53, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," as contained in Gov. Msg. No. 1277, was put to vote by the Chair and carried, and was approved by the required two-thirds vote of the House pursuant to Section 17 of Article III of the Constitution of the State of Hawaii on the following show of Ayes and Noes:

Ayes, 44: Aquino, Belatti, Branco, Cullen, Eli, Ganaden, Gates, Hashem, Har, Hashimoto, Ichiyama, Johanson, Kapela, Kitagawa, B. Kobayashi, D. Kobayashi, Kong, LoPresti, Lowen, Luke, Marten, Matayoshi, Matsumoto, McDermott, Mizuno, Morikawa, Nakamura, Nishimoto, Ohno, Okimoto, Onishi, Perruso, Quinlan, Saiki, Sayama, Takayama, Tam, Tarnas, Tokioka, Ward, Wildberger, Woodson, Yamane, and Yamashita.

Excused, 6: Holt, Ilagan, McKelvey, Nakashima, Takumi, and Todd.

At 3:43 p.m., the Chair noted that the motion to override the veto had carried, and H.B. No. 53, SD 1, CD 1, as contained in Gov. Msg. No. 1277, was approved.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 1 through 3) were announced by the Clerk and the following action taken:

H.R. No. 1, entitled: "HOUSE RESOLUTION AUTHORIZING THE SPEAKER OF THE HOUSE OF REPRESENTATIVES TO APPROVE THE JOURNAL OF THIS HOUSE OF ANY LEGISLATIVE DAY BEING

COMPILED AS OF THE 2ND LEGISLATIVE DAY," was jointly offered by Representatives Belatti and Okimoto.

On motion by Representative Belatti, seconded by Representative Okimoto and carried, H.R. No. 1 was adopted, with Representatives Holt, Ilagan, McKelvey, Nakashima, Takumi, and Todd being excused.

H.R. No. 2, entitled: "HOUSE RESOLUTION AUTHORIZING AND DIRECTING THE COMMITTEE ON THE JOURNAL TO COMPILE AND PRINT THE JOURNAL OF THE HOUSE OF REPRESENTATIVES, SPECIAL SESSION OF 2021, PURSUANT TO RULE 18 OF THE RULES OF THE HOUSE OF REPRESENTATIVES," was jointly offered by Representatives Belatti and Okimoto.

On motion by Representative Belatti, seconded by Representative Okimoto and carried, H.R. No. 2 was adopted, with Representatives Holt, Ilagan, McKelvey, Nakashima, Takumi, and Todd being excused.

H.R. No. 3, entitled: "HOUSE RESOLUTION INFORMING THE SENATE AND THE GOVERNOR THAT THE HOUSE OF REPRESENTATIVES IS READY TO ADJOURN SINE DIE," was jointly offered by Representatives Saiki and Mizuno.

On motion by Representative Belatti, seconded by Representative Okimoto and carried, H.R. No. 3 was adopted, with Representatives Holt, Ilagan, McKelvey, Nakashima, Takumi, and Todd being excused.

ADJOURNMENT

Representative Belatti moved that the House of Representatives of the Thirty-First Legislature of the State of Hawaii, Special Session of 2021, adjourn Sine Die, seconded by Representative Okimoto.

The motion was put to vote by the Chair and carried, and at 3:45 p.m., the Speaker rapped his gavel and declared the House of Representatives of the State of Hawaii, Special Session of 2021, adjourned Sine Die. (Representatives Holt, Ilagan, McKelvey, Nakashima, Takumi, and Todd were excused.)

HOUSE COMMUNICATIONS

House Communication dated July 8, 2021, 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:

H.B. No. 54, HD 1, SD 1, CD 1, AD 1

House Communication dated July 8, 2021, 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:

H.B. No. 1299, HD 1, SD 1, CD 1, AD 1

House Communication dated July 8, 2021, 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:

S.B. No. 589, SD 2, HD 2, CD 1, AD 1

House Communication dated July 8, 2021, 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 reconsidered the following House Bill, heretofore vetoed as set forth in a Governor Messages dated July 6, 2021, and approved said bill by an affirmative vote of two-thirds of all members to which the House of Representatives of the Thirty-First Legislature of the State of Hawaii, is entitled:

H.B. No. 53, SD 1, CD 1

House Communication dated July 8, 2021, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable Governor David Ige; and Mr. John Morsey, Revisor of Statutes, Legislative Reference Bureau; transmitting a copy of the document certifying that on July 6, 2021,

pursuant to Sections 16 and 17 of Article III of the Hawaii State Constitution, the Hawaii State Senate and the Hawaii State House of Representatives reconsidered House Bill No. 862, HD 2, SD 2, CD 1, heretofore vetoed as set forth in a Governor's Message dated July 6, 2021, and approved said bill by an affirmative vote of two-thirds of the members to which each chamber is entitled. In addition, a copy of House Bill No. 862, HD 2, SD 2, CD 1, designated as Act 1 of the Thirty-First Legislature of the State of Hawaii, Special Session of 2021, was enclosed.

House Communication dated July 8, 2021, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable Governor David Ige; and Mr. John Morsey, Revisor of Statutes, Legislative Reference Bureau; transmitting a copy of the document certifying that on July 6, 2021, pursuant to Sections 16 and 17 of Article III of the Hawaii State Constitution, the Hawaii State Senate and the Hawaii State House of Representatives reconsidered House Bill No. 53, SD 1, CD 1, heretofore vetoed as set forth in a Governor's Message dated July 6, 2021, and approved said bill by an affirmative vote of two-thirds of the members to which each chamber is entitled. In addition, a copy of House Bill No. 53, SD 1, CD 1, designated as Act 7 of the Thirty-First Legislature of the State of Hawaii, Special Session of 2021, was enclosed.

House Communication dated July 8, 2021, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable Governor David Ige, transmitting House Bill No. 54, HD 1, SD 1, CD 1, AD 1, which passed Final Reading in the House of Representatives and in the Senate on July 8, 2021, amended to meet the objections set forth in a Governor's Message dated July 6, 2021, pursuant to Article III, Section 16 of the Hawaii State Constitution.

House Communication dated July 8, 2021, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to Mr. John Morsey, Revisor of Statutes, Legislative Reference Bureau; transmitting a copy of the document certifying that on July 8, 2021, pursuant to Section 16 of Article III of the Hawaii State Constitution, the Hawaii State Senate and the Hawaii State House of Representatives amended House Bill No. 54, HD 1, SD 1, CD 1, AD 1, heretofore vetoed as set forth in a Governor's Message dated July 6, 2021, and approved said bill to which each chamber is entitled. In addition, House Bill No. 54, HD 1, SD 1, CD 1, AD 1 was enclosed.

House Communication dated July 8, 2021, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable Governor David Ige, transmitting House Bill No. 1299, HD 1, SD 1, CD 1, AD 1, which passed Final Reading in the House of Representatives and in the Senate on July 8, 2021, amended to meet the objections set forth in a Governor's Message dated July 6, 2021, pursuant to Article III, Section 16 of the Hawaii State Constitution.

House Communication dated July 8, 2021, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to Mr. John Morsey, Revisor of Statutes, Legislative Reference Bureau; transmitting a copy of the document certifying that on July 8, 2021, pursuant to Section 16 of Article III of the Hawaii State Constitution, the Hawaii State Senate and the Hawaii State House of Representatives amended House Bill No. 1299, HD 1, SD 1, CD 1, AD 1, heretofore vetoed as set forth in a Governor's Message dated July 6, 2021, and approved said bill to which each chamber is entitled. In addition, House Bill No. 1299, HD 1, SD 1, CD 1, AD 1 was enclosed.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 7 through 10) were received by the Clerk:

Sen. Com. No. 7, dated July 8, 2021, informing the House that the Senate has this day amended the following bill, heretofore vetoed as contained in a Governor's Message, and that said bill has this day passed Final Reading:

H.B. No. 54, HD 1, SD 1, CD 1, AD 1

Sen. Com. No. 8, dated July 8, 2021, informing the House that the Senate has this day amended the following bill, heretofore vetoed as contained in a Governor's Message, and that said bill has this day passed Final Reading:

H.B. No. 1299, HD 1, SD 1, CD 1, AD 1

Sen. Com. No. 9, dated July 8, 2021, informing the House that the Senate has this day amended the following bill, heretofore vetoed as contained in a Governor's Message, and that said bill has this day passed Final Reading:

S.B. No. 589, SD 2, HD 2, CD 1, AD 1

Sen. Com. No. 10, dated July 8, 2021, informing the House that the Senate has this day overridden the Governor's veto by a two-thirds vote of all the members to which the Senate is entitled to the following bill:

H.B. No. 53, SD 1, CD 1

Gov. Msg. No. 1277

A copy of the following Senate Resolution was received by the Clerk:

S.R. No. 2, entitled: "SENATE RESOLUTION INFORMING THE HOUSE AND GOVERNOR THAT THE SENATE IS READY TO ADJOURN SINE DIE," which was adopted by the Senate on July 8, 2021.

OTHER COMMUNICATIONS

Copies of the following communications from the Senate to the Governor and to the Legislative Reference Bureau were received:

Senate Communication dated July 8, 2021, from Carol Taniguchi, Clerk of the Senate, to the Honorable Governor David Ige; and Mr. John Morsey, Assistant Director for Revision of Statutes, Legislative Reference Bureau; transmitting a copy of the document certifying that on July 6, 2021, pursuant to Sections 16 and 17 of Article III of the Hawaii State Constitution, the Hawaii State Senate and the Hawaii State House of Representatives, 2021 Special Session, reconsidered Senate Bill No. 263, SD 2, HD 2, CD 1, heretofore vetoed as set forth in a Governor's Message dated July 6, 2021, and approved said bill by an affirmative vote of two-thirds of the members to which each chamber is entitled. In addition, a copy of Senate Bill No. 263, SD 2, HD 2, CD 1, designated as Act 2 of the 2021 Special Session, was enclosed.

Senate Communication dated July 8, 2021, from Carol Taniguchi, Clerk of the Senate, to the Honorable Governor David Ige; and Mr. John Morsey, Assistant Director for Revision of Statutes, Legislative Reference Bureau; transmitting a copy of the document certifying that on July 6, 2021, pursuant to Sections 16 and 17 of Article III of the Hawaii State Constitution, the Hawaii State Senate and the Hawaii State House of Representatives, 2021 Special Session, reconsidered Senate Bill No. 404, HD 2, CD 1, heretofore vetoed as set forth in a Governor's Message dated July 6, 2021, and approved said bill by an affirmative vote of two-thirds of the members to which each chamber is entitled. In addition, a copy of Senate Bill No. 404, HD 2, CD 1, designated as Act 3 of the 2021 Special Session, was enclosed.

Senate Communication dated July 8, 2021, from Carol Taniguchi, Clerk of the Senate, to the Honorable Governor David Ige; and Mr. John Morsey, Assistant Director for Revision of Statutes, Legislative Reference Bureau; transmitting a copy of the document certifying that on July 6, 2021, pursuant to Sections 16 and 17 of Article III of the Hawaii State Constitution, the Hawaii State Senate and the Hawaii State House of Representatives, 2021 Special Session, reconsidered Senate Bill No. 811, HD 1, CD 1, heretofore vetoed as set forth in a Governor's Message dated July 6, 2021, and approved said bill by an affirmative vote of two-thirds of the members to which each chamber is entitled. In addition, a copy of Senate Bill No. 811, HD 1, CD 1, designated as Act 4 of the 2021 Special Session, was enclosed.

Senate Communication dated July 8, 2021, from Carol Taniguchi, Clerk of the Senate, to the Honorable Governor David Ige; and Mr. John Morsey, Assistant Director for Revision of Statutes, Legislative Reference Bureau; transmitting a copy of the document certifying that on July 6, 2021, pursuant to Sections 16 and 17 of Article III of the Hawaii State Constitution, the Hawaii State Senate and the Hawaii State House of Representatives, 2021 Special Session, reconsidered Senate Bill No. 1387, SD 1, HD 2, CD 1, heretofore vetoed as set forth in a Governor's Message dated July 6, 2021, and approved said bill by an affirmative vote of two-thirds of the members to which each chamber is entitled. In addition, a copy of Senate Bill No. 1387, SD 1, HD 2, CD 1, designated as Act 5 of the 2021 Special Session, was enclosed.

Senate Communication dated July 9, 2021, from Carol Taniguchi, Clerk of the Senate, to the Honorable Governor David Ige, transmitting Senate Bill No. 589, SD 2, HD 2, CD 1, AD 1, which passed Final Reading, in an

amended form, in the Senate and in the House of Representatives of the Thirty-First Legislature of the State of Hawaii, Special Session of 2021, to meet the objections set forth in a Governor's Message dated July 6, 2021, pursuant to Article III, Section 16, of the Hawaii State Constitution.

Senate Communication dated July 9, 2021, from Carol Taniguchi, Clerk of the Senate, to Mr. John Morsey, Assistant Director for Revision of Statutes, Legislative Reference Bureau transmitting copies of the documents certifying that on July 8, 2021, Senate Bill No. 589, SD 2, HD 2, CD 1, AD 1 passed final reading in the Hawaii State Senate and the Hawaii State House of Representatives. The bill was amended by the Legislature pursuant to Section 16 of Article III of the Hawaii State Constitution to address the Governor's objections stated in a Governor's Message dated July 6, 2021, and enrolled to the Governor for his consideration. In addition, Senate Bill 589, SD 2, HD 2, CD 1, AD 1 was enclosed.