

FORTY-SEVENTH DAY

Tuesday, April 8, 2025

The House of Representatives of the Thirty-Third Legislature of the State of Hawai'i, Regular Session of 2025, convened at 9:13 a.m., with Vice Speaker Ichiyama presiding.

The Roll was called showing all members present with the exception of Representatives Cochran and Marten, who were excused.

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

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 10) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 10, dated April 4, 2025, informing the House that the University of Hawai'i Professional Assembly and the employer have reached a tentative agreement concerning Collective Bargaining Unit 7, and transmitting a proposed H.B. No. 1033, HD 1, SD 1, CD 1, to reflect EUTF amounts.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 565 through 590) were received and announced by the Clerk:

Sen. Com. No. 565, transmitting H.B. No. 111, entitled: "A BILL FOR AN ACT RELATING TO SEX TRAFFICKING," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 566, transmitting H.B. No. 48, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COFFEE LABELING," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 567, transmitting H.B. No. 72, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PHARMACY," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 568, transmitting H.B. No. 126, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY FORFEITURE," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 569, transmitting H.B. No. 237, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PEER SUPPORT PROGRAMS," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 570, transmitting H.B. No. 320, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SUPPORTED DECISION-MAKING AGREEMENTS," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 571, transmitting H.B. No. 370, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PARTIAL PUBLIC FINANCING OF ELECTIONS," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 572, transmitting H.B. No. 371, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 573, transmitting H.B. No. 431, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 574, transmitting H.B. No. 454, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TECHNOLOGY DEVELOPMENT CORPORATION," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 575, transmitting H.B. No. 667, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 576, transmitting H.B. No. 692, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRESCHOOL OPEN DOORS PROGRAM," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 577, transmitting H.B. No. 703, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO KUPUNA HOUSING," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 578, transmitting H.B. No. 727, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE WOMEN'S COURT," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 579, transmitting H.B. No. 794, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 580, transmitting H.B. No. 795, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL FUND," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 581, transmitting H.B. No. 951, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 582, transmitting H.B. No. 1002, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CORRECTIONAL SYSTEM OVERSIGHT COMMISSION," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 583, transmitting H.B. No. 1020, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO A PROGRAM TO CHARACTERIZE CARBON SEQUESTRATION POTENTIAL AND UNDERGROUND WATER RESOURCES STATEWIDE," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 584, transmitting H.B. No. 1026, HD 1, SD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 585, transmitting H.B. No. 1055, HD 1, SD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE PUBLIC UTILITIES COMMISSION," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 586, transmitting H.B. No. 1345, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TEACHER EDUCATION," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 587, transmitting H.B. No. 1365, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF AGRICULTURE," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 588, transmitting H.B. No. 1391, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRADE," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 589, transmitting H.B. No. 1462, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CRISIS SERVICES," which passed Third Reading in the Senate on April 04, 2025.

Sen. Com. No. 590, dated April 04, 2025, informing the House that the Senate has disagreed to the amendments proposed by the House to the following Senate Bills:

S.B. No. 21, SD 2, HD 2
 S.B. No. 26, SD 2, HD 2
 S.B. No. 65, SD 2, HD 1
 S.B. No. 119, SD 1, HD 1
 S.B. No. 125, SD 2, HD 1
 S.B. No. 183, SD 1, HD 1
 S.B. No. 223, SD 2, HD 1
 S.B. No. 224, SD 1, HD 1
 S.B. No. 298, SD 1, HD 1

S.B. No. 414, SD 2, HD 2
 S.B. No. 440, SD 2, HD 1
 S.B. No. 441, SD 1, HD 1
 S.B. No. 447, HD 1
 S.B. No. 465, SD 1, HD 1
 S.B. No. 572, SD 1, HD 1
 S.B. No. 583, SD 2, HD 1
 S.B. No. 657, SD 1, HD 1
 S.B. No. 693, SD 1, HD 1
 S.B. No. 739, SD 2, HD 1
 S.B. No. 742, SD 2, HD 1
 S.B. No. 752, SD 1, HD 1
 S.B. No. 825, SD 2, HD 2
 S.B. No. 826, SD 1, HD 1
 S.B. No. 897, SD 3, HD 2
 S.B. No. 934, SD 2, HD 1
 S.B. No. 944, SD 2, HD 1
 S.B. No. 1002, SD 2, HD 2
 S.B. No. 1065, SD 2, HD 1
 S.B. No. 1120, SD 1, HD 1
 S.B. No. 1146, SD 1, HD 1
 S.B. No. 1229, SD 2, HD 1
 S.B. No. 1249, SD 1, HD 2
 S.B. No. 1304, SD 2, HD 1
 S.B. No. 1365, HD 1
 S.B. No. 1369, SD 1, HD 1
 S.B. No. 1402, SD 1, HD 2
 S.B. No. 1422, SD 1, HD 1
 S.B. No. 1434, SD 1, HD 1
 S.B. No. 1438, SD 1, HD 1
 S.B. No. 1443, SD 1, HD 1
 S.B. No. 1449, SD 1, HD 2
 S.B. No. 1491, SD 1, HD 1
 S.B. No. 1500, SD 2, HD 1
 S.B. No. 1501, SD 2, HD 1
 S.B. No. 1526, SD 2, HD 1
 S.B. No. 1547, SD 1, HD 1
 S.B. No. 1567, SD 1, HD 1

Representative Todd moved to disagree to the amendments made by the Senate to the following House Bills, seconded by Representative Morikawa and carried: (Representatives Cochran and Marten were excused.)

H.B. No. 48, HD 2, (SD 1)
 H.B. No. 72, HD 2, (SD 1)
 H.B. No. 126, HD 1, (SD 2)
 H.B. No. 237, HD 1, (SD 1)
 H.B. No. 320, HD 2, (SD 1)
 H.B. No. 370, HD 2, (SD 1)
 H.B. No. 371, HD 1, (SD 1)
 H.B. No. 431, HD 2, (SD 2)
 H.B. No. 454, HD 2, (SD 1)
 H.B. No. 667, HD 1, (SD 1)
 H.B. No. 692, HD 1, (SD 1)
 H.B. No. 703, HD 1, (SD 1)
 H.B. No. 727, HD 1, (SD 2)
 H.B. No. 794, HD 1, (SD 1)
 H.B. No. 795, HD 1, (SD 1)
 H.B. No. 951, HD 2, (SD 1)
 H.B. No. 1002, HD 1, (SD 1)
 H.B. No. 1020, HD 1, (SD 2)
 H.B. No. 1026, HD 1, (SD 1)
 H.B. No. 1055, HD 1, (SD 1)
 H.B. No. 1345, HD 1, (SD 2)
 H.B. No. 1365, HD 2, (SD 2)
 H.B. No. 1391, HD 1, (SD 1)
 H.B. No. 1462, HD 1, (SD 1)

INTRODUCTIONS

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

Representative Lowen introduced her staff: Charlotte Brown, Sierra Khani, and Kenna Rodea.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Morikawa, seconded by Representative Garcia and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representatives Cochran and Marten were excused.)

CONSENT CALENDAR

UNFINISHED BUSINESS

At this time, the Chair stated:

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

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1972) recommending that S.B. No. 1048, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1048, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SOLICITATION OF FUNDS FROM THE PUBLIC," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1975) recommending that S.B. No. 1318, as amended in HD 1, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1318, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER POLLUTION," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1977) recommending that S.B. No. 576, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 576, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL ADMINISTRATION," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1980) recommending that S.B. No. 952, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 952, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD WELFARE SERVICES," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1983) recommending that S.B. No. 88, as amended in HD 1, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 88, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII NATIONAL GUARD," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1984) recommending that S.B. No. 353, SD 2, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 353, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO

EMERGENCY MANAGEMENT," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1985) recommending that S.B. No. 1377, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1377, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS CEMETERIES," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1988) recommending that S.B. No. 304, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 304, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1989) recommending that S.B. No. 428, as amended in HD 1, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 428, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WITNESS FEES," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1990) recommending that S.B. No. 1316, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1316, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COURT-ORDERED PAYMENTS," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1992) recommending that S.B. No. 1359, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1359, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND BASE COMPOSITE MONTHLY CONTRIBUTION," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1993) recommending that S.B. No. 1360, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1360, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1999) recommending that S.B. No. 328, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 328, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 46 ayes to 2 noes, with Representatives Amato and Iwamoto voting no, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2000) recommending that S.B. No. 1186, SD 2, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1186, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE FOOD SYSTEMS," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2001) recommending that S.B. No. 1441, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1441, SD 2, HD 2, 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," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2002) recommending that S.B. No. 479, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 479, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII ABLE SAVINGS PROGRAM," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2003) recommending that S.B. No. 1281, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1281, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TELEHEALTH," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Matayoshi, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 2006) recommending that S.B. No. 890, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 890, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGULATION," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Matayoshi, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 2008) recommending that S.B. No. 1245, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1245, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PHARMACISTS," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2010) recommending that S.B. No. 1044, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1044, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STABILIZATION OF PROPERTY INSURANCE," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2013) recommending that S.B. No. 1381, SD 1 pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1381, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII NATIONAL GUARD," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2016) recommending that S.B. No. 336, as amended in HD 1, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 336, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEFENSE OF STATE EMPLOYEES," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2024) recommending that S.B. No. 1343, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1343, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE SMALL BUSINESS REGULATORY REVIEW BOARD," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2025) recommending that S.B. No. 1454, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1454, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE WAGE AND HOUR LAW," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2026) recommending that S.B. No. 1651, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1651, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2028) recommending that S.B. No. 1511, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1511, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HANALEI BAY," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2036) recommending that S.B. No. 1035, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1035, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2037) recommending that S.B. No. 332, SD 1, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 332, SD 1, HD 3, entitled: "A BILL FOR AN ACT RELATING TO FORECLOSURES," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2038) recommending that S.B. No. 602 pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 602, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

THIRD READING

S.B. No. 1466:

On motion by Representative Todd, seconded by Representative Morikawa and carried, S.B. No. 1466, entitled: "A BILL FOR AN ACT RELATING TO THE EARNED INCOME TAX CREDIT," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

S.B. No. 325, SD 1, HD 1:

On motion by Representative Todd, seconded by Representative Morikawa and carried, S.B. No. 325, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL FUND," passed Third Reading by a vote of 47 ayes to 1 no, with Representative Iwamoto voting no, and with Representatives Cochran and Marten being excused.

S.B. No. 326, SD 1, HD 1:

On motion by Representative Todd, seconded by Representative Morikawa and carried, S.B. No. 326, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REVOLVING FUNDS," passed Third Reading by a vote of 48 ayes, with Representatives Cochran and Marten being excused.

S.B. No. 383, SD 2, HD 1:

On motion by Representative Todd, seconded by Representative Morikawa and carried, S.B. No. 383, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL PURCHASES," passed Third Reading by a vote of 47 ayes to 1 no, with Representative Iwamoto voting no, and with Representatives Cochran and Marten being excused.

S.B. No. 1464, HD 1:

On motion by Representative Todd, seconded by Representative Morikawa and carried, S.B. No. 1464, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY TO THE INTERNAL REVENUE CODE," passed Third Reading by a vote of 47 ayes to 1 no, with Representative Iwamoto voting no, and with Representatives Cochran and Marten being excused.

At 9:18 a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 1048, SD 2, HD 2
 S.B. No. 1318, HD 1
 S.B. No. 576, SD 1, HD 2
 S.B. No. 952, SD 2, HD 1
 S.B. No. 88, HD 1
 S.B. No. 353, SD 2, HD 3
 S.B. No. 1377, SD 2, HD 1
 S.B. No. 304, SD 1, HD 2
 S.B. No. 428, HD 1
 S.B. No. 1316, SD 1, HD 2
 S.B. No. 1359, HD 2
 S.B. No. 1360, SD 1, HD 2
 S.B. No. 328, SD 1, HD 2
 S.B. No. 1186, SD 2, HD 3
 S.B. No. 1441, SD 2, HD 2
 S.B. No. 479, SD 1, HD 1
 S.B. No. 1281, SD 2, HD 2
 S.B. No. 890, SD 2, HD 2
 S.B. No. 1245, SD 2, HD 2
 S.B. No. 1044, SD 2, HD 2

S.B. No. 1381, SD 1
 S.B. No. 336, HD 1
 S.B. No. 1343, SD 1, HD 2
 S.B. No. 1454, SD 1, HD 2
 S.B. No. 1651, SD 1, HD 2
 S.B. No. 1511, SD 1, HD 2
 S.B. No. 1035, SD 2, HD 2
 S.B. No. 332, SD 1, HD 3
 S.B. No. 602

S.B. No. 1466
 S.B. No. 325, SD 1, HD 1
 S.B. No. 326, SD 1, HD 1
 S.B. No. 383, SD 2, HD 1
 S.B. No. 1464, 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. This must be done by adjournment of today's floor session."

At 9:18 a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 9:20 a.m.

ORDINARY CALENDAR

UNFINISHED BUSINESS

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1973) recommending that S.B. No. 1585, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 1585, SD 1, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Iwamoto 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. 1585, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," passed Third Reading by a vote of 48 ayes, with Representative Iwamoto voting aye with reservations, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1974) recommending that S.B. No. 747, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 747, SD 1, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Iwamoto 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. 747, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," passed Third Reading by a vote of 48 ayes, with Representative Iwamoto voting aye with reservations, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1976) recommending that S.B. No. 865, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 865, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 47 ayes to 1 no, with Representative Pierick voting no, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1978) recommending that S.B. No. 662, SD 1, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 662, SD 1, HD 3, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 47 ayes to 1 no, with Representative Amato voting no, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1979) recommending that S.B. No. 1669, SD 2, HD 2, as amended in HD 3, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 1669, SD 2, HD 3 pass Third Reading, seconded by Representative Morikawa.

Representative Iwamoto 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. 1669, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO TRANSIT ORIENTED DEVELOPMENT," passed Third Reading by a vote of 47 ayes to 1 no, with Representative Iwamoto voting aye with reservations, with Representative Pierick voting no, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1981) recommending that S.B. No. 960, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 960, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM," passed Third Reading by a vote of 47 ayes to 1 no, with Representative Pierick voting no, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1982) recommending that S.B. No. 1419, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1419, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ACT 253, SESSION LAWS OF HAWAII 2023," passed Third Reading by a vote of 47 ayes to 1 no, with Representative Pierick voting no, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1986) recommending that S.B. No. 222, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 222, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed Third Reading by a vote of 46 ayes to 2 noes, with Representatives Garcia and Muraoka voting no, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1987) recommending that S.B. No. 264, SD 1, as amended in HD 1, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 264, SD 1, HD 1 pass Third Reading, seconded by Representative Morikawa.

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

"In opposition. So, this bill, I believe, would allocate about \$2,000 towards a mental health counselor to do assessments towards people convicted of crimes. And this would include their initial assessment and

their follow-up visits in court. That's a lot of money, \$2,000. I'm a licensed mental health counselor, and we only get about \$130 from the insurance company to do that initial assessment, about \$110 for reoccurring visits. So, for \$2,000 for maybe a couple sessions in court, that's a lot of money, so I'm voting no."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 264, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EXAMINATION OF CRIMINAL DEFENDANTS," passed Third Reading by a vote of 47 ayes to 1 no, with Representative Pierick voting no, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1991) recommending that S.B. No. 1469, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1469, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAX COLLECTIONS," passed Third Reading by a vote of 44 ayes to 4 noes, with Representatives Alcos, Garcia, Muraoka, and Pierick voting no, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1994) recommending that S.B. No. 1361, HD 1, as amended in HD 2, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 1361, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Iwamoto 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. 1361, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM'S EMPLOYER REPORTING REVIEW," passed Third Reading by a vote of 47 ayes to 1 no, with Representative Iwamoto voting aye with reservations, with Representative Amato voting no, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1995) recommending that S.B. No. 935, SD 2, HD 2, as amended in HD 3, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 935, SD 2, HD 3 pass Third Reading, seconded by Representative Morikawa.

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

Representative Belatti's written remarks are as follows:

"Madam Speaker, I stand in support with reservations for Senate Bill 935, House Draft 3. My reservations stem from the re-insertion of provisions that decrease retirement benefits for judges that were removed by the Committee on Judiciary and Hawaiian Affairs. As discussed in the previous committee, the decrease in retirement benefits may deter qualified and experienced attorneys from considering service within the judicial branch as judges, as we are seeing declining numbers of applicants for judges now.

"Separately, if the concern and intent behind these added provisions is the overall impact judges' retirement benefits have on the State's underlying economic and fiscal strength, then a more comprehensive approach looking at statutory reforms to the retirement benefits for all appointed and/or elected leadership in all three branches of government would be a better approach in the future as a way to ensure equitable treatment of the three co-equal branches of government.

"For these reasons, I rise with reservations on Senate Bill 935, House Draft 3."

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

"Thank you, I rise in opposition. I just want to share that the description states, 'amends the retirement allowance for a member who first earns credited service as a judge after 6/30/2031 to 1.75 per cent of the judge's average final compensation for each year of credited service as a judge.' What it doesn't state is that this is a reduction for judges from 3.0% to 1.75%. And according to the Judiciary's testimony in opposition, it is highly consequential. It reduces retirement benefits for new judges and will adversely affect recruitment of judicial applicants. There are currently many vacancies, and they are having a hard time filling vacancies. Thank you very much."

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

Representative Souza 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. 935, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Third Reading by a vote of 45 ayes to 3 noes, with Representatives Belatti, Perruso, and Souza voting aye with reservations, with Representatives Amato, Iwamoto, and Pierick voting no, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1996) recommending that S.B. No. 1641, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 1641, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Iwamoto 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. 1641, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII FILM COMMISSION," passed Third Reading by a vote of 47 ayes to 1 no, with Representative Iwamoto voting aye with reservations, with Representative Muraoka voting no, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1997) recommending that S.B. No. 1589, SD 3, HD 1, as amended in HD 2, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 1589, SD 3, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Iwamoto 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. 1589, SD 3, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STADIUM DEVELOPMENT SPECIAL FUND," passed Third Reading by a vote of 46 ayes to 2 noes, with Representative Iwamoto voting aye with reservations, with Representatives Garcia and Pierick voting no, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1998) recommending that S.B. No. 763, SD 2, HD 2, as amended in HD 3, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 763, SD 2, HD 3 pass Third Reading, seconded by Representative Morikawa.

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

"In opposition. I appreciate the intent of this bill. Our farmers and ranchers face theft and vandalism daily, costing them over \$14 million. While I support the efforts to address this issue, our county police department can handle this, they're just severely understaffed. And on our state side, our DLNR can handle this. They are also severely understaffed. I don't think it's wise to create another entity to go after this, that then we could also have to staff. Maybe we should focus our efforts on staffing these already positions to go and address what they're there for. That's the reason for my opposition."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 763, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAW ENFORCEMENT," passed Third Reading by a vote of 45 ayes to 3 noes, with Representatives Garcia, Muraoka, Pierick, and Pierick voting no, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2004) recommending that S.B. No. 1431, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1431, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO VIRAL HEPATITIS," passed Third Reading by a vote of 44 ayes to 4 noes, with Representatives Alcos, Muraoka, Pierick, and Shimizu voting no, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2005) recommending that S.B. No. 1448, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1448, SD 2, HD 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR CONSTRUCTION DEFECT REMEDIATION AT THE HAWAII STATE HOSPITAL," passed Third Reading by a vote of 45 ayes to 3 noes, with Representatives Garcia, Muraoka, and Pierick voting no, and with Representatives Cochran and Marten being excused.

Representative Matayoshi, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 2007) recommending that S.B. No. 1298, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 1298, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

Representative Iwamoto 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. 1298, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Third Reading by a vote of 48 ayes, with Representatives Amato and Iwamoto voting aye with reservations, and with Representatives Cochran and Marten being excused.

Representative Matayoshi, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 2009) recommending that S.B. No. 443, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 443, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS," passed Third Reading by a vote of 47 ayes to 1 no, with Representative Pierick voting no, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2011) recommending that S.B. No. 1042, SD 1, HD 1 pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 1042, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Third Reading by a vote of 43 ayes to 5 noes, with Representatives Kila, Kitagawa, Lamosao, Matayoshi, and Pierick voting no, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2012) recommending that S.B. No. 1221, SD 2, HD 2, as amended in HD 3, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 1221, SD 2, HD 3 pass Third Reading, seconded by Representative Morikawa.

Representative Iwamoto 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. 1221, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO STORMWATER MANAGEMENT SYSTEMS," passed Third Reading by a vote of 48 ayes, with Representative Iwamoto voting aye with reservations, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2014) recommending that S.B. No. 104, SD 2, HD 2, as amended in HD 3, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 104, SD 2, HD 3 pass Third Reading, seconded by Representative Morikawa.

Representative Iwamoto 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. 104, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Third Reading by a vote of 44 ayes to 4 noes, with Representative Iwamoto voting aye with reservations, with Representatives Alcos, Garcia, Muraoka, and Pierick voting no, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2015) recommending that S.B. No. 732, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 732, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

Thank you. I rise in support with reservations. And my reservations are this, Hawai'i should get producer credits on film or TV shows and get a pro rata share of profits if there are any for producers who also put in cash to make movies. For instance, Jumanji: Welcome to the Jungle was made around 2016 for approximately \$90 million, that was their budget. To date, the worldwide box office gross is \$926.5 million. That is obviously a tenfold return. And I don't know how much Jumanji: Welcome to the Jungle received in Hawai'i film tax credits, but let's say they received one-tenth or \$9 million dollars' worth of tax credits from Hawai'i taxpayers. Shouldn't Hawai'i taxpayers get the same access to gains or profits that other producer investors of this size? Thank you very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 732, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE FILM INDUSTRY," passed Third Reading by a vote of 48 ayes, with Representative Iwamoto voting aye with reservations, and with Representatives Cochran and Marten being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2017) recommending that S.B. No. 227, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 227, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed Third Reading by a vote of 46 ayes to 2 noes, with Representatives Garcia and Muraoka voting no, and with Representatives Cochran and Marten being excused.

At 9:31 a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 1585, SD 1, HD 2
 S.B. No. 747, SD 1, HD 2
 S.B. No. 865, SD 1, HD 2
 S.B. No. 662, SD 1, HD 3
 S.B. No. 1669, SD 2, HD 3
 S.B. No. 960, SD 1, HD 2
 S.B. No. 1419, SD 1, HD 2
 S.B. No. 222, SD 1, HD 2
 S.B. No. 264, SD 1, HD 1
 S.B. No. 1469, SD 2, HD 2
 S.B. No. 1361, HD 2
 S.B. No. 935, SD 2, HD 3
 S.B. No. 1641, SD 2, HD 2
 S.B. No. 1589, SD 3, HD 2
 S.B. No. 763, SD 2, HD 3
 S.B. No. 1431, SD 1, HD 2
 S.B. No. 1448, SD 2, HD 2
 S.B. No. 1298, SD 2, HD 2
 S.B. No. 443, SD 1, HD 2
 S.B. No. 1042, SD 1, HD 1
 S.B. No. 1221, SD 2, HD 3
 S.B. No. 104, SD 2, HD 3
 S.B. No. 732, SD 2, HD 2
 S.B. No. 227, SD 1, HD 2

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2018) recommending that S.B. No. 903, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 903, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"Thank you, Madam Speaker. I rise in opposition with comments, please. This bill is all about our Native Hawaiian community through the Office of Hawaiian Affairs, protecting their rights and promoting their well-being, as well as complying with previously enacted laws. Although the intent is good with some very good parts, in conversation with OHA, they shared a few critical objections included in this bill. They do not agree with the language draft settlement and request a more specific payment term.

"Also, OHA should have a fourth seat on the Public Land Trust Working Group to have parity and appropriate representation. Note that the current working group is six total, with three selected by the governor and three selected by OHA. And also, because of the seriousness and weight of this critically important study and report, the tasking of the Legislative Reference Bureau to retain independent third-party professionals for the working group should be tasked to Budget and Finance to allow a higher-level oversight in handling.

"Because some of these objections are too important to agree to and leave it to conference committee hoping the necessary changes will be made, I need to oppose this bill and pray that the working group can continue to make important progress in identifying the inventory of ceded lands that can help establish the proper mandated payments owed. Thank you, Madam Speaker."

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

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

"Same request," and the Chair "so ordered." (By reference only.)

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

"Thank you, Madam Speaker. In strong support. I know that maybe all the conditions are not perfect for this measure. But in all my years here, this is the furthest that we've gotten towards working towards the correct inventory for OHA. This public land trust inventory is very important to settle the claims to ensure that OHA is receiving its fair share of its 20%. I do thank and acknowledge the comments from the previous speaker and OHA for bringing up their concerns. But I am confident that we can take care of these differences in conference. Thank you."

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

"Thank you, Madam Speaker. In support, and I would like the words of the Native Hawaiian Caucus chair inserted into the record as my own. And I also just want to make a brief comment that this is a work in progress and that's why I'm supporting it. Because it should continue on in the legislative process. And I do think that during conference we will be able to work out some of the differences. Thank you," and the Chair "so ordered." (By reference only.)

Representative Hussey rose, stating:

"Thank you, Madam Speaker. I made earlier spoken comments in opposition, but I'd like to change that to a WR and request to add written remarks to the Journal. Thank you."

Representative Hussey's written remarks are as follows:

"In 1993, the United States Congress enacted, and President Clinton signed into law, U.S. Public Law 103-150, also known as the Apology Resolution, which formally acknowledges:

"Whereas the indigenous Hawaiian people never directly relinquished their claims to their inherent sovereignty as a people or over their national lands to the United States, either through their monarchy or through a plebiscite or referendum."

"This acknowledgment confirms a foundational legal truth: that the Crown and Government lands—commonly referred to as 'the ceded lands,' and which are largely coterminous with the public lands utilized by the State of Hawai'i—are the subject of enduring claims rooted in both domestic law and international norms. The Apology Resolution represents an express commitment by Congress to pursue reconciliation with a sovereign government created as an expression of Native Hawaiian self-determination. Any legislative act that purports to summarily resolve or extinguish future claims without procedural or substantive due process will run afoul of U.S. Public Law 103-150.

"Judicial proceedings and legislative findings have repeatedly emphasized the need for an accurate accounting of these lands—their location, classification, use, and the revenues derived from them. SB 903, SD2, HD2 takes an important step toward that goal by mandating such an accounting. I support this intent. However, I must state my serious reservations about the language contained in the accompanying Standing Committee Report, which states:

"Your Committee notes that some of the parties expressed interest that the Public Land Trust Working Group determine: (1) The process of calculating the total amount owed to clear all future claims of Office of Hawaiian Affairs against the State."

"Any attempt to pre-determine, dismiss, or preclude future claims—particularly those grounded in land rights, trust obligations, and restitution for historic injustices—would raise grave legal concerns.

"Legal Violations

"I. Hawai'i Constitution – Article I, Section 5

"This section provides that: 'No person shall be deprived of life, liberty or property without due process of law, nor be denied the equal protection of the laws...'

"The attempt to 'clear' future claims without full adjudication or consent would violate procedural and substantive due process rights. Such a blanket action may amount to an unconstitutional taking without just compensation and without notice or opportunity to be heard.

"2. U.S. Constitution – 5th & 14th Amendments

"The Fifth Amendment prohibits the taking of private property for public use without just compensation.

"The Fourteenth Amendment extends due process and equal protection guarantees to actions taken by state governments.

"Preemptively nullifying potential claims would likely be deemed a state action that infringes on federally protected property and liberty interests, especially in the context of Native claims rooted in trust obligations and historic title.

"3. Federal Trust Obligations

"Federal case law (e.g., *United States v. Mitchell*, 463 U.S. 206 (1983)) has affirmed that when the federal or state government manages lands or resources held in trust for Indigenous peoples, fiduciary duties arise. Calculating a lump sum to 'clear' future claims risks breaching these obligations.

"4. International Law – UNDRIP

"The United Nations Declaration on the Rights of Indigenous Peoples (UNDRIP), to which the United States is a signatory, affirms the rights of Indigenous peoples to:

- Redress for lands taken without consent (Article 28),
- Maintain and strengthen their distinct political and legal institutions (Article 5),
- Participate in decision-making on matters affecting their rights (Article 18).

"Any effort to extinguish future claims through legislative fiat, without free, prior, and informed consent, would violate the spirit—and potentially the letter—of international law.

"Conclusion

"I therefore lodge my formal objection to the Committee on Finance's report. That language should not be construed—either now or in the future—as an indication that this Legislature intends to preempt Native Hawaiian claims, or to undermine the rights of future Native Hawaiians to pursue legal remedies in state, federal, or international fora. Let the record reflect that any resolution of these claims must occur through processes that honor both law and *pono*—not shortcuts or settlements imposed unilaterally and in contravention of due process."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 903, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS," passed Third Reading by a vote of 42 ayes to 7 noes, with Representative Hussey voting aye with reservations, with Representatives Alcos, Garcia, Matsumoto, Muraoka, Pierick, Reyes Oda, and Shimizu voting no, and with Representative Cochran being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2019) recommending that S.B. No. 1117, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 1117, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

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

Representative Matsumoto's written remarks are as follows:

"I strongly support establishing more effective rules and regulations regarding e-bikes. However, I have reservations regarding the rebate program proposed by this measure. E-bikes have become a prevalent problem in Mililani as well as throughout Hawai'i, and I believe the Legislature must address this issue first before establishing a rebate program. For this reason, I vote with reservations."

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

"Thank you, Madam Speaker. In support of this bill with reservations and comments. My reservations are with the rebate portion of this bill that transfers a minimum \$700,000 and up to \$1.5 million dollars into the electric mobility sub-account. With the popularity of these motorized devices, I feel families are making decisions to afford and purchase at this point. We don't need to subsidize them by giving them up to \$1,500. So, that is my reservation. Thank you, Madam Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1117, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 48 ayes to 1 no, with Representatives Garcia, Matsumoto, and Shimizu voting aye with reservations, with Representative Pierick voting no, and with Representative Cochran being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2020) recommending that S.B. No. 1667, SD 2, HD 2, as amended in HD 3, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 1667, SD 2, HD 3 pass Third Reading, seconded by Representative Morikawa.

Representative Iwamoto 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. 1667, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 44 ayes to 5 noes, with Representative Iwamoto voting aye with reservations, with Representatives Alcos, Amato, Garcia, Muraoka, and Souza voting no, and with Representative Cochran being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2021) recommending that S.B. No. 1571, SD 2, HD 2, as amended in HD 3, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 1571, SD 2, HD 3 pass Third Reading, seconded by Representative Morikawa.

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

"Thank you, Madam Speaker. I rise in opposition. This bill exempts all positions filled by the Hawai'i Tourism Authority within the Department of Business, Economic Development, and Tourism from state civil service laws. I'm opposed to this because it raises the question, why do we keep underfunding state positions and then exempt the positions so that the various departments or agencies can pay more? I feel we should just modify the job descriptions as well as the pay rates and let these state employees receive the full benefits of what it means to be part of a collective bargaining unit. Thank you very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1571, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Third Reading by a vote of 40 ayes to 9 noes, with Representatives Alcos, Amato, Garcia, Iwamoto, Matsumoto, Muraoka, Pierick, Reyes Oda, and Shimizu voting no, and with Representative Cochran being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2022) recommending that S.B. No. 589, SD 1, HD 2, as amended in HD 3, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 589, SD 1, HD 3 pass Third Reading, seconded by Representative Morikawa.

Representative Reyes Oda rose to speak in opposition to the measure, stating:

"In opposition. I'm concerned when the Legislature seeks to substitute its own judgment for that of the regulating commission that's appointed by the governor and confirmed by the Senate. The Public Utilities Commission has already placed this issue on their docket to make a decision on the topic. The subject within this bill falls directly within their purview, and as such, we should allow them to fulfill their purpose. I hope that we allow the PUC to resolve their docket before we intervene. Thank you."

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

"Thank you, Madam Speaker. In support. And I just wanted to quickly point out that every year that I've been in office, there's been a bill about wheeling, and every year the testimony is, oh, there's ongoing dockets on this and we should not take any action on it. So, that's 13 years. I think it precedes my time here even. So, leaving the PUC to their own devices doesn't always work to get things addressed. And furthermore, it's the Legislature's prerogative to set policy for the PUC to implement.

"What this bill includes is intra-governmental wheeling, which basically just means that energy system on one government building would be able to offset utility costs on another government building, not any sales between individuals, *et cetera*. So, just wanted to clarify. Thanks, and in support."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 589, SD 1, HD 3, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Third Reading by a vote of 45 ayes to 4 noes, with Representatives Alcos, Garcia, Kong, and Reyes Oda voting no, and with Representative Cochran being excused.

Representative Yamashita, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 2023) recommending that S.B. No. 1396, SD 3, HD 2, as amended in HD 3, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 1396, SD 3, HD 3 pass Third Reading, seconded by Representative Morikawa.

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

"Thank you, Madam Speaker. I oppose with comment. I want to thank the chairs and the committees for their work on this bill to get it to this point. I believe in the intent of raising monies for our *āina's* stewardship, which is unquestionably paramount and needed. What I'm concerned about is our economy's reliance on tourism and reaching a breaking point in our price point, competing with worldwide tourist destinations, and possibly pricing ourselves out of the market, which would have serious repercussions. It also doesn't help that the increase in the TAT is an unspecified increase amount. And for these reasons, I am opposing this bill. Thank you, Madam Speaker."

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

"Thank you, Madam Speaker. In support. I understand the concern behind this bill. What I want to emphasize is the defensible constitutionality of the TAT being applied to our cruise ship industry. For the first reason, the definition of TAT is on a furnished room and not a tax on vessels based on the capacity or anything related to tonnage. Second, the Supreme Court noted that the tonnage clause cannot be read to give preferential treatment to vessels. And by applying the TAT to the cruise ship industry, it puts them on a level playing field with everyone else in the tourism industry. One would argue that not giving them a TAT would mean that they receive preferential treatment.

"Finally, it can be argued that the application of the TAT in this matter will benefit the cruise line industry as they are also in the tourism industry and the funds that are generated in this will go towards conservation efforts that is a major component in our branding for our natural habitat when it comes to tourism. The photos of our beaches and natural beauties is used in

their promotional advertisements, and the TAT and the funds generated from this will go to preserving the beaches and the natural beauties so they can continue to use it in their advertising.

"I want to note that we cannot put a price on our natural beauty. We have to continue to support it because it is not a partisan issue. We have to continue to ensure that future generations will be able to enjoy Hawai'i's natural beauty. Thank you."

Representative Garcia rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Garcia's written remarks are as follows:

"Madam Speaker, I rise in opposition to Senate Bill 1396 SD3, HD3.

"From its inception, the Transient Accommodations Tax was never intended to be permanent in our state. Its original purpose was focused: to fund the construction of the Hawai'i Convention Center.

"When it was first introduced, there was deep concern about the unintended consequences of taxing tourism-related services. Many lawmakers, hotel leaders, and community members warned that hotels and related businesses would be forced to pass those costs onto visitors, which in turn, would risk long-term impacts on both our tourism industry and economy.

"In 1986, after much deliberation, the Legislature approved TAT with the understanding that the revenues would be earmarked specifically for the construction of the Hawai'i Convention Center. Yet, during the 1986 legislative session, that earmark was removed. What was once a targeted funding mechanism became a permanent fixture in our tax code. And in the same moment, the rate was raised from 2% to 5%—a decision that many felt undermined the intentions of the original agreement.

"Now, we are being asked once again to expand the scope of TAT, this time, to include the cruise-ship industry.

"According to Section 3 and 4 of this bill, cruise ships will now be defined and treated as transient accommodations, and operators will be assessed a TAT 'on all gross rental proceeds derived from the furnishing of a cruise ship cabin for the duration of the cruise lease, prorated by the percentage of total time docked at any port in the State.' This represents a significant expansion of the tax beyond its original scope—burdening an industry that brought nearly one million passengers to Hawai'i ports in 2024 alone.

"We must not act out of short-term desperation, at the expense of long-term economic stability. If cruise lines begin removing Hawai'i from their listed destinations due to this additional tax, it is not only the tourism industry that will feel the effects, but also our small businesses.

"This bill also proposes an increase to the transient accommodations tax rate beginning January 1, 2027—without naming a fixed cap in the current version of the bill. These incremental increases, outlined in Section 4, continues a concerning trend that places more weight on Hawai'i tourism.

"Moreover, with Hawai'i already facing one of the highest costs of living in the nation, we must carefully consider the ripple effects of any new tax burdens. Additional taxes on tourism can indirectly impact our local residents—through reduced job opportunities, increased cost pressures on goods and services, and diminished economic stability in sectors that employ thousands of our families.

"With the original purpose of TAT no longer aligned with its current use, the tax has lost its justification for remaining a part of our economy. It is time we stop ripping money away from our people and instead, be good stewards of our budget, removing unnecessary spending. *Mahalo.*"

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

"Thank you, Madam Speaker. In support, brief comments. May I have the words of the Tourism chair entered into the Journal as if my own as well. Madam Speaker, as we're looking at the economic turmoil around us, as we're looking at the uncertainties ahead, there are so few revenue generators being considered by this body, and this is one of them. This is one of them that begins to look at applying some parity across an industry that is part of the extractive industry that sometimes seems to take more than it gives. And

what this bill is doing, and I really commend the chairs who worked on this and so very supportive of it, is what this does it reinvests some of those tax revenues into our natural environment, into the beauty of these islands, into the product that is Hawai'i. And so, for those reasons, I support this measure. Thank you, Madam Speaker," and the Chair "so ordered." (By reference only.)

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

"*Mahalo*, Madam Speaker. In support, may I please adopt the words of the Tourism chair as if they are my own and brief comment," and the Chair "so ordered." (By reference only.)

Representative Kila continued, stating:

"Madam Speaker, to assess the TAT to cruise ships is probably the most smartest thing that we have done yet. If the public was to realize that these ships come into our ports and the money that they pay to the system does not leave and does not benefit anyone, I think folks would be outraged.

"The same passengers that are on these cruise ships partake on our roadways, on our trails, on our oceans. But the concerning thing is how they get here. They're traveling thousands of miles across the ocean, and at time damaging our ecosystem, damaging our animals and the waterways. And so, for us to move forward with, it may be a crazy idea, I think this is a really bold step on trying to level out to what the Tourism chair has mentioned, that they have gotten this preferential treatment. So, the allegations of being unconstitutional, Madam Speaker, I would like to refute.

"I really applaud the Tourism chair for working to find something creative this session that the visitors who have constantly come to our state via this passenger vessels will now be partaking in paying their fair TAT for us to look forward for ways to protect Hawai'i for future generations to come. So, in all those reasons, I stand in strong support."

Representative Souza rose in support of the measure and asked that the remarks of the Tourism chair and the representative from Makiki be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Shimizu rose to respond, stating:

"Thank you, Madam Speaker. Still in opposition. And I'd like to acknowledge the words of my colleagues in support of this bill. I agree that the application to cruise ships is very innovative and I could support that. The part that I am in opposition to is the just overall increase in the TAT tax for reasons that I previously expressed.

"We are definitely in a difficult situation and money is hard to come by. There's no question about that. And we have to make some difficult decisions. I stand here in opposition, not to oppose the idea of taking care of our *āina*, which again is paramount and is fundamental. We need to continue the discussion to see where we can make decisions of gaining income and how we can implement these monies that we are going to receive in the most efficient way to achieve those goals. So, I appreciate the time. Thank you, Speaker."

Representative Iwamoto rose in support of the measure and asked that the remarks of the chair of Public Safety as well as Tourism and Transportation 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. 1396, SD 3, HD 3, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Third Reading by a vote of 41 ayes to 8 noes, with Representatives Alcos, Garcia, Kong, Matsumoto, Muraoka, Pierick, Reyes Oda, and Shimizu voting no, and with Representative Cochran being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2027) recommending that S.B. No. 1099, HD 1 pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 1099, HD 1 pass Third Reading, seconded by Representative Morikawa.

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

"Thank you, Madam Speaker. I rise in opposition. This bill seeks to put a time crunch on counties as well as the state to identify important agricultural lands by December 31, 2027. During a committee hearing, it was reported that the state does have quite a bit of land that it also needs to address. And I hope that we can focus our state resources on helping the various agencies and departments to make those identifications and allow the counties to do their own identification without interference by the Land Use Commission. I do support counties having say over their own lands for their own residents. Thank you very much."

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

"Thank you, Madam Speaker. I rise in opposition with comments, please. This bill is requiring the counties to take care of their *kuleana* by 12/31/27, as my colleague pointed out. And if they don't, this bill will task the state LUC, Land Use Commission, to take over the identification and designation of important agricultural lands. This would then put the burden and cost on the state to do this work. And in order to do and accomplish this work, the state Land Use Commission will have to work together with the counties.

"So, my thought is, why don't we just have them continue to do that right now and accomplish this without having this bill create an additional responsibility, obligation, and even liability for our state government. So, although one can look at this bill in a positive way, for the reasons I stated, I oppose. Thank you, Madam Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1099, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS," passed Third Reading by a vote of 46 ayes to 3 noes, with Representatives Iwamoto, Pierick, and Shimizu voting no, and with Representative Cochran being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2029) recommending that S.B. No. 321, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 321, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 48 ayes to 1 no, with Representative Garcia voting no, and with Representative Cochran being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2030) recommending that S.B. No. 822, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 822, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"Thank you, Madam Speaker. I rise in support with a few reservations. This bill, basically, is hoping to create a working group to amend or revise or update the residential landlord-tenant code, which is great. And it correctly identifies that the Judiciary would be a great convener of this work. I've noticed that there are a few other working groups that we have forwarded the creation of. And oftentimes when they're bringing various parties, stakeholders together, there is an acknowledgement of equity among stakeholders.

"In this case, it would be landlords kind of versus tenants. And I just wish that there was language that explicitly ensures that tenants are evenly represented on the working group, equal to the numbers of people who are on the working group who have represented landlords, landowners, managers, and realtors. Thank you very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 822, SD 2, HD 2, entitled: "A BILL

FOR AN ACT RELATING TO THE LANDLORD TENANT CODE," passed Third Reading by a vote of 47 ayes to 2 noes, with Representative Iwamoto voting aye with reservations, with Representatives Garcia and Muraoka voting no, and with Representative Cochran being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2031) recommending that S.B. No. 1028, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 1028, SD 1, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"In opposition. This bill is just, it sends the wrong message right away to children. Children who break the law and are not held accountable grow up to be adults who break the law. By taking away the penalty from the minor and their guardians who commit various, I'm at a loss for words, but they break the law. And we're going to have them not held accountable.

"Let's say that child broke into any one of us in here's vehicle. By taking away the financial ability to pay the restitution, to help recover cost of our damage, it sets the wrong standard. And then that child will learn the system, because children are smart. They'll learn the system. No matter what I do, that's okay, I just got to show up on the weekend and help rake leaves or go to the park and clean the bathroom.

"They need to be held accountable for their offenses. A lot of these children need to have their parents held accountable as well, because their parents are allowing them to do these things. So, by taking away this financial penalty, it's really a potion to help breed future criminals. In strong opposition."

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

"Thank you, Madam Speaker. I rise in support. I just want to clarify that what currently happens is that children of wealthy families oftentimes are able to meet the debts and restitution. And so, they get off without perhaps learning the valuable lesson shared by our colleague. However, what happens is then that children from lower-income families end up becoming, turning into adults with this debt hanging over them already. And I just think that there's an unfairness in the reality of how this plays out in the real world. And so, for that reason, I support this bill. Thank you."

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

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

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

Representative Garcia rose in opposition to the measure and asked that the remarks of the representative from Wai'anae be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

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

"In support, Madam Speaker. I rise in support of Senate Bill 1028, Senate Draft 1, House Draft 2. Youth fines and fees do not act as a deterrent when it comes to recidivism, and continuing to perpetuate fines and fees for juveniles has no real substantive basis. There's a law review article in the Emory Law Journal from 2020 titled, The Crippling Costs of the Juvenile Justice System: A Legal and Policy Argument for Eliminating Fines and Fees for Youth Offenders by Leigh R. Shapiro.

"This article discusses three legal reasons for eliminating fines and fees and three policy reasons. The legal reasons include correcting the misapplication of *Bearden v. Georgia* from 1983 and its vague holding, which the article states should prompt Congress to implement a bright-line criteria for judges to use when determining whether an individual is indigent versus willfully refusing to pay court ordered fines and fee, categorically labeling juveniles as indigent.

"Second, under the Eighth Amendment, 'excessive' and 'fine' were not interpreted properly by the United States Supreme Court because of limited historical sources. Therefore, the term 'excessive' should account for the offense, offenders' characteristics, and the effect the fine would have on the offender. Therefore, most fines would be considered excessive for juveniles because they likely would not have the means to pay for these fines, and these fines would create debt for them. And third, some state statutes unlawfully include charging fees that are not authorized in the juvenile setting or they exceed statutory maximums.

"Eliminating fines and fees altogether would eliminate the need to evaluate statutes state by state to see which fines and fees are unlawful applications of their respective state statutes. Again, these reasons I just stated are described in section three of this law review article.

"Three policy reasons the article outlines include, first, the fact that youth fines and fees highlight economic and racial disparities because impoverished youth and youth of color are overrepresented in the juvenile justice system. Second, youth fines and fees increase the likelihood of recidivism. And third, they also create hardship on families.

"The entire point of having a separate juvenile justice system is to rehabilitate these youth and focus on their development. This was the case from the beginning of the juvenile justice system and its origin in 1899 when the Illinois Legislature passed the Juvenile Court Act. This act established the first juvenile court in the nation.

"Fines and fees hinder the progress of these youth and instead create or continue a cycle of debt for them and their families. If there is no rehabilitative value for fines and fees for youth, why continue it? It's not a tough-on-crime approach to continue this practice, especially when based on vague arguments not rooted in facts or law. It is having the adverse effect when the justice system is a revolving door for these youth as they enter adulthood. Let's end the cycle and let's end this practice. Thank you."

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

"Thank you, Madam Speaker. I rise in opposition with brief comment, please. This bill would prohibit the assessment of fines. And I acknowledge the arguments made by my colleagues and respect those wise statements. Basically, my understanding is judges that are experienced in their profession have the discretion to assess fees or not to assess fees. And I would like to preserve the judge's prerogative and their expertise to make that decision and not prohibit them from assessing fines. That's my position for opposition. Thank you, Madam Speaker."

Representative Amato rose in support of the measure and asked that the remarks of the representative from District 25 and District 43 be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

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

"Thank you, Madam Speaker. With reservations. And I'd just like to say, in the past couple weeks, I've seen on social media kids getting mobbed at the malls and kids running amok in 'Ewa Beach on e-bikes. So, I think our communities would probably want a little bit more safety than less. 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. 1028, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO YOUTH FEES AND FINES," passed Third Reading by a vote of 41 ayes to 8 noes, with Representatives Chun, Holt, Lamosao, and Reyes Oda voting aye with reservations, with Representatives Alcos, Garcia, Kila, Kong, Matsumoto, Muraoka, Pierick, and Shimizu voting no, and with Representative Cochran being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2032) recommending that S.B. No. 1322, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 1322, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"Thank you, Madam Speaker. I rise in support with reservations. This is regarding how we address some of, I think, some of our unsheltered neighbors who are struggling with mental health issues, including chronic substance abuse. I just hope that as we intervene and offer them medical services, that's involuntarily, I guess we're subjecting them to without their consent, that we have some kind of checks and balances embedded in this bill.

"Specifically, I think it's important not just to hand the individual, who is in a state of incapacitation to a degree, I think we have to do more than just hand them a phone and say, call your attorney. I think we actually need to make sure that they are appointed some kind of advocate, a court appointed special advocate, guardian *ad litem*, somebody, another human being who has a capacity to just monitor what's going on from the moment they are received into this treatment situation to the moment that they are exited out of treatment. Thank you very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1322, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Third Reading by a vote of 49 ayes, with Representative Iwamoto voting aye with reservations, and with Representative Cochran being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2033) recommending that S.B. No. 1429, SD 2, HD 2, as amended in HD 3, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 1429, SD 2, HD 3 pass Third Reading, seconded by Representative Morikawa.

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

Representative Iwamoto 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. 1429, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CANNABIS," passed Third Reading by a vote of 47 ayes to 2 noes, with Representatives Amato and Iwamoto voting aye with reservations, with Representatives Alcos and Garcia voting no, and with Representative Cochran being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2034) recommending that S.B. No. 281, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 281, SD 1, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"Thank you very much for the opportunity to rise in support with reservations. This was a very difficult bill to read, let alone I'm sure it was very challenging for the committees and for the introducers and everyone connected with this bill. It lists a lot of very heinous, heinous crimes that people subject children and adults and people who are vulnerable to.

"My concern is that a lot of these, again, really, like I wanted to throw up, it was so horrible, but a lot these individual acts are in and of themselves, they are crimes. And I just feel like as somebody who has, I find it challenging to support three strikes laws or a form of double jeopardy, I feel like these crimes are sufficient standalone crimes to be addressed, and to mandate a Class A felony for crimes by gathering them all together, I don't know if justice is served and if it acts as a deterrent or if it will make the community safer by putting people in prison for 20 years automatically. Thank you."

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

"Thank you, Madam Speaker. I rise in strong support of this bill. I am recalling the emotion that I felt when I heard testimony in committee

regarding this bill. And this bill is all about protecting our children. And I found it so crazy, so alarming that there is no law right now that defines torture and would protect children. And this bill is very needed.

"We need to protect our children. We need to allow law enforcement to have statute that defines and allows them to go after perpetrators. So, I thank my colleagues for moving this bill forward and I look forward to a day when children will not have to experience torture. Thank you, Madam Speaker."

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

"In strong support. I just wanted to say that this bill is not a hypothetical situation. This is a prosecutor's bill that they are seeking to address real gaps that they have experienced with real cases. Once a child is killed through starvation, dehydration, *et cetera*, then it is a crime. Before that, it is not. And so, they're just trying to address a real gap in our criminal justice system and it's something that we need, therefore I rose in strong support."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 281, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TORTURE," passed Third Reading by a vote of 49 ayes, with Representative Iwamoto voting aye with reservations, and with Representative Cochran being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2035) recommending that S.B. No. 253, SD 2, HD 1 pass Third Reading.

On motion by Representative Todd, seconded by Representative Morikawa and carried, the report of the Committee was adopted and S.B. No. 253, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM RESERVES," passed Third Reading by a vote of 49 ayes, with Representative Cochran being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2039) recommending that S.B. No. 771, HD 1 pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 771, HD 1 pass Third Reading, seconded by Representative Morikawa.

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

"Thank you, Madam Speaker. I oppose with comment. This is a very interesting bill situation, because in our committee hearing, there was only one testifier, and that person was from the Hawai'i Housing Finance and Development Corporation, which this bill is for, and they testified against the bill. I did ask the testifier if their current situation limits or prevents their board from getting high quality and qualified people, and the answer was no. I then asked if this bill was necessary and needed, and the answer again was no. So, with that, I cannot support this bill. And I thank you, Madam Speaker."

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

"In support, brief comment. I just want to correct the record that the testimony from the Hawai'i Housing and Finance Development Corporation was actually comments and it was not in opposition. 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. 771, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed Third Reading by a vote of 43 ayes to 6 noes, with Representatives Amato, Garcia, Iwamoto, Muraoka, Pierick, and Shimizu voting no, and with Representative Cochran being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2040) recommending that S.B. No. 38, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 38, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"With reservations and brief comment, please. I appreciate the intent of the measure to facilitate the production of much needed housing here in Hawai'i. My reservations stem from the value I see in county interventions into the 201H project. In the Kuilei Place development, when the county reviewed the project, they added 105 affordable housing units, lowered AMI categories, and extended the period in which units were offered solely to Hawai'i residents from 30 days to 60 days. And I really understand that that can result in short-term setbacks and delays, having to figure out adjustments to financing. But I do think in the end, those 105 additional affordable housing units are a net gain for our community. But I understand it's a delicate balance, and for those reasons, I'm voting with reservations. Thank you."

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

"In support with reservations. For many of the same reasons that the previous speaker expressed reservations, I have those same reservations. In the testimony in the Judiciary Committee from the Department of Planning and Permitting for the City & County of Honolulu, they noted that they had a situation, and this may very well be the Kuilei situation, where an applicant requested that the Honolulu City Council impose a condition to change the project in a way that allayed community concerns.

"In my district, I have a number of residents throughout the district, different groups, concerned with affordable housing that is coming up. And they oftentimes feel like they have no recourse, no way to express their community concerns. And if the legislative body at the county level is one place that they will be able to do that, this foreclosure of that opportunity raises some serious concerns for me. Simply because I am hearing more and more concerns raised by community members and groups, groups of community members who want to be engaged in the system and feel like their voices are being cut out. So, for those reasons, I express my very strong reservations as well. Thank you, Madam Speaker."

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

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

"Thank you, Madam Speaker. In support. I think as we all know, we suffer from a severe lack of workforce housing in Hawai'i. 201H-38 exists as a way to try and streamline development and create a possibility to reduce some of the most common regulatory barriers for workforce housing development.

"The current process ensures that there's two layers of discretionary review, both through HHFDC and at the county council level. What this bill does is it just clarifies that that second layer of review at a county level, that they cannot impose conditions that will increase the cost of a project by reducing fee waivers or reducing AMI further than what HHFDC had already approved.

"Councils do still have the authority to potentially change the design of the project based on community concerns and ultimately also to reject the project. The intention here is just to try and reduce duplicative discretionary review process with the intention of expediting the development of workforce housing. 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. 38, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading by a vote of 39 ayes to 10 noes, with Representatives Belatti and Grandinetti voting aye with reservations, with Representatives Alcos, Amato, Garcia, Iwamoto, Kong, Marten, Muraoka, Olds, Perruso, and Poepoe voting no, and with Representative Cochran being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2041) recommending that S.B. No. 146, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 146, SD 1, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

"Thank you, Madam Speaker. I rise in opposition. On behalf of many constituents in my district, I think half of them are condo owners. And they have tried this route laid out in the bill regarding alternative dispute resolution. And they just feel that for them it's more of the same. And it basically goes against what many condo owners have been seeking to protect themselves as consumers from malfeasance of developers, community managers, and condo associations. I understand that this may go into conference committee and there may be more fine tuning, and I hope it is improved. But again, on behalf of my constituents, I stand in opposition. Thank you."

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

"Thank you, Madam Speaker. In support, brief comments. I stand in support of Senate Bill 146 because it's about providing more options to dispute fines and collect them. What has happened right now is that many individuals do not know they're being fined, so they racked up many fees along with that fine, and this opens the door to options so that there are alternative ways to resolve these issues without bankrupting a condominium owner."

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

"Thank you, Madam Speaker. I oppose with comment. I thought I would be supporting this bill, but in our committee meeting, the overwhelming testimony opposed this bill. And I personally know some of the testifiers opposing, and they are very reputable and thoroughly involved in their AOA's, representing the individual owner's position. So, based on their first-hand experiences, and their testimony and feedback to me, I am opposing this bill.

"I hope that there will be continued discussions between all stakeholders to find and reach mutually beneficial agreements to resolve their conflicts and improve the condo owner's situation. So, I appreciate the attempt in this bill to go in that direction. But somehow the details of the bill are not meeting the needs of the individual condo owners and we need to look more carefully at that. Thank you, Madam Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 146, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading by a vote of 43 ayes to 6 noes, with Representatives Alcos, Garcia, Iwamoto, Muraoka, Pierick, and Shimizu voting no, and with Representative Cochran being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2042) recommending that S.B. No. 106, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 106, SD 1, HD 2 pass Third Reading, seconded by Representative Morikawa.

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

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

"Thank you, Madam Speaker. I oppose with comments. I'm opposing this bill based on the opposition testimony provided by the Department of Transportation, the Honolulu and Maui Police Departments, and the county and mayors of Kaua'i and Maui.

"As the testimony stated, this bill would introduce some unsafe mindsets and resulting actions regarding crossing streets not within a marked crosswalk. If different counties are allowed different rules, that will be very confusing. There are some good intentions with this bill, but I believe based

on these points and reasons, there are some details that need to be worked out. And therefore, I oppose. Thank you, Madam Speaker."

Representative Reyes Oda 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. 106, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PEDESTRIANS," passed Third Reading by a vote of 38 ayes to 11 noes, with Representatives Iwamoto and Reyes Oda voting aye with reservations, with Representatives Alcos, Chun, Garcia, Garrett, Holt, Kong, Lamosao, Matsumoto, Miyake, Shimizu, and Souza voting no, and with Representative Cochran being excused.

Representative Tarnas, for the Committee on Judiciary & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 2043) recommending that S.B. No. 438, SD 2, HD 2, as amended in HD 3, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 438, SD 2, HD 3 pass Third Reading, seconded by Representative Morikawa.

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

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

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

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

"With reservations and brief comments, please. I do support the notion of protecting our water source from any sort of leechage from a landfill. However, amendments made in this bill go beyond protecting the water source over the no pass zone, which the Board of Water Supply is fighting for, to what they call the underground injection control line.

"And my understanding from speaking to the parties is the only reason for this is not a reason that is based on environmental needs or environmental concerns, rather it's because there is the existence of a GIS map that the Department of Health could look at and determine clearly to respond clearly to a request for a permit whether something is on one side of the line or the other, as opposed to the no pass zone which was made in the '80s and does not have a GIS map that the city has identified as their own, rather it's a PDF hand-drawn map.

"And so, for this reason, I think that we do not want to have in perpetuity a law on the books that has real implications for being able to site a landfill on our island based on the existence or not existence of a particular map technology, it should be based on environmental factors. Thank you."

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

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

"In strong support, Madam Speaker. I'd just like to note that the underground injection control line marks the border of viable and non-viable fresh water for drinking based on the salinity of that water. The Department of Health does have the ability to drill more wells and test. The line can move over time. And I think while it may be an imperfect solution, it does give us the ability, it does significantly protect our fresh water drinking supply, which was the original intent of the measure."

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

"Thank you, Madam Speaker. I rise in opposition and comment. I support the protection of our drinking water as the Board of Water testified. I support the protection of our Class A soils for agricultural land as the Hawai'i Farmers Union testified in support. But I also can agree with the Department of Health and the City & County of Honolulu who testified in opposition to the bill stating that there would be no landfill site options with these added

restrictions and would force an illegal expansion of our existing landfill on the west side.

"I want to be clear, my opposition does not erase my support for protecting our water and agricultural lands. There needs to be continued discussion with the counties to further clarify and confirm accepted landfill sites. It is difficult as we deliberate and make decisions on bills to sometimes choose between two priorities. But my hope and desire is to pass bills that would introduce solutions to help solve our problems. Thank you, Madam Speaker."

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

Representative Lee rose in support of the measure with reservations and asked that the remarks of the representative from Waimanalo be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Pierick 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. 438, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO WASTE DISPOSAL FACILITIES," passed Third Reading by a vote of 44 ayes to 5 noes, with Representatives Amato, Iwamoto, Kila, Lee, Marten, Pierick, and Reyes Oda voting aye with reservations, with Representatives Alcos, Garcia, Kong, Muraoka, and Shimizu voting no, and with Representative Cochran being excused.

Representative Matayoshi, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 2044) recommending that S.B. No. 532, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Todd moved that the report of the Committee be adopted, and that S.B. No. 532, SD 2, HD 2 pass Third Reading, seconded by Representative Morikawa.

Representative Reyes Oda 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. 532, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Third Reading by a vote of 48 ayes to 1 no, with Representative Reyes Oda voting aye with reservations, with Representative Garcia voting no, and with Representative Cochran being excused.

At 10:23 a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 903, SD 2, HD 2
S.B. No. 1117, SD 2, HD 2
S.B. No. 1667, SD 2, HD 3
S.B. No. 1571, SD 2, HD 3
S.B. No. 589, SD 1, HD 3
S.B. No. 1396, SD 3, HD 3
S.B. No. 1099, HD 1
S.B. No. 321, SD 1, HD 2
S.B. No. 822, SD 2, HD 2
S.B. No. 1028, SD 1, HD 2
S.B. No. 1322, SD 2, HD 2
S.B. No. 1429, SD 2, HD 3
S.B. No. 281, SD 1, HD 2
S.B. No. 253, SD 2, HD 1
S.B. No. 771, HD 1
S.B. No. 38, SD 2, HD 2
S.B. No. 146, SD 1, HD 2
S.B. No. 106, SD 1, HD 2
S.B. No. 438, SD 2, HD 3
S.B. No. 532, SD 2, HD 2

THIRD READING**S.B. No. 1470:**

On motion by Representative Todd, seconded by Representative Morikawa and carried, S.B. No. 1470, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX WITHHOLDING," passed Third Reading by a vote of 48 ayes to 1 no, with Representative Garcia voting no, and with Representative Cochran being excused.

S.B. No. 382, HD 1:

Representative Todd moved that S.B. No. 382, HD 1 pass Third Reading, seconded by Representative Morikawa.

Representative Iwamoto 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. 382, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Third Reading by a vote of 48 ayes to 1 no, with Representative Iwamoto voting aye with reservations, with Representative Garcia voting no, and with Representative Cochran being excused.

S.B. No. 933, SD 2, HD 1:

On motion by Representative Todd, seconded by Representative Morikawa and carried, S.B. No. 933, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Third Reading by a vote of 47 ayes to 2 noes, with Representatives Garcia and Muraoka voting no, and with Representative Cochran being excused.

S.B. No. 1465, SD 1, HD 1:

On motion by Representative Todd, seconded by Representative Morikawa and carried, S.B. No. 1465, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PASS-THROUGH ENTITY TAXATION," passed Third Reading by a vote of 46 ayes to 3 noes, with Representatives Garcia, Muraoka, and Shimizu voting no, and with Representative Cochran being excused.

At 10:25 a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 1470
S.B. No. 382, HD 1
S.B. No. 933, SD 2, HD 1
S.B. No. 1465, SD 1, HD 1

ANNOUNCEMENTS

Representative Matsumoto: "Thank you, Madam Speaker. Just a reminder to all the members that we have the Women's Legislative Caucus Easter Basket Drive on Friday. That's going to be immediately following our session up in the rotunda. So, if you can bring your baskets on that day.

"And also, everybody received on your desk the ballot for the Easter Bunny. So, if you can fill that out and get it into this basket in the next 15 minutes, we'll be tallying that up and you will see who the bunny is on Friday. Thank you, very much."

Representative Shimizu: "Thank you, Madam Speaker. I'd like to thank representative from Mililani for putting my name on this ballot and I'd also like to promote my colleague from the Big Island as a great Easter Bunny. Thank you."

ADJOURNMENT

At 10:26 a.m., on motion by Representative Morikawa, seconded by Representative Garcia and carried, the House of Representatives adjourned until noon tomorrow, Thursday, April 10, 2025. (Representative Cochran was excused.)

HOUSE COMMUNICATIONS

House Communication dated April 8, 2025, 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. 48, HD 2, SD 1
H.B. No. 72, HD 2, SD 1
H.B. No. 126, HD 1, SD 2
H.B. No. 237, HD 1, SD 1
H.B. No. 320, HD 2, SD 1
H.B. No. 370, HD 2, SD 1
H.B. No. 371, HD 1, SD 1
H.B. No. 431, HD 2, SD 2
H.B. No. 454, HD 2, SD 1
H.B. No. 667, HD 1, SD 1
H.B. No. 692, HD 1, SD 1
H.B. No. 703, HD 1, SD 1
H.B. No. 727, HD 1, SD 2
H.B. No. 794, HD 1, SD 1
H.B. No. 795, HD 1, SD 1
H.B. No. 951, HD 2, SD 1
H.B. No. 1002, HD 1, SD 1
H.B. No. 1020, HD 1, SD 2
H.B. No. 1026, HD 1, SD 1
H.B. No. 1055, HD 1, SD 1
H.B. No. 1345, HD 1, SD 2
H.B. No. 1365, HD 2, SD 2
H.B. No. 1391, HD 1, SD 1
H.B. No. 1462, HD 1, SD 1