

SEVENTH DAY

Monday, January 31, 2022

The Senate of the Thirty-First Legislature of the State of Hawai'i, Regular Session of 2022, convened at 11:32 a.m. with the President in the Chair.

The Roll was called showing all Senators present, with Senators Chang, Dela Cruz, Gabbard, Ihara, Keohokalole, Misalucha, Moriwaki, Rhoads, and Shimabukuro present and participating via videoconference.

The President announced that he had read and approved the Journal of the Sixth Day.

At this time, Senator Fevella introduced staff members of the Senate Minority Research office: director Joyce Oliveira, Kamalani Keliikuli, Romeo Garcia, Hank Williams, and Linda Oamilda. Senator Fevella also recognized members of his office staff: office manager Elizabeth Tavake, Nia Tatofi, Vika Tatofi, and Brianne Apilado.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 598 to 629) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 598, submitting for consideration and confirmation to the Environmental Advisory Council, the nomination of MICHELE LEFEBVRE, term to expire June 30, 2022, was referred to the Committee on Agriculture and Environment.

Gov. Msg. No. 599, submitting for consideration and confirmation to the Environmental Advisory Council, the nomination of MICHELE LEFEBVRE, term to expire June 30, 2026, was referred to the Committee on Agriculture and Environment.

Gov. Msg. No. 600, submitting for consideration and confirmation to the Environmental Advisory Council, the nomination of GORDON SCRUTON JR, term to expire June 30, 2023, was referred to the Committee on Agriculture and Environment.

Gov. Msg. No. 601, submitting for consideration and confirmation to the Environmental Advisory Council, the nomination of MOANAOIO BJUR, term to expire June 30, 2023, was referred to the Committee on Agriculture and Environment.

Gov. Msg. No. 602, submitting for consideration and confirmation to the Environmental Advisory Council, the nomination of RACHEL SPRAGUE, term to expire June 30, 2022, was referred to the Committee on Agriculture and Environment.

Gov. Msg. No. 603, submitting for consideration and confirmation to the Environmental Advisory Council, the nomination of RACHEL SPRAGUE, term to expire June 30, 2026, was referred to the Committee on Agriculture and Environment.

Gov. Msg. No. 604, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of MICHELLE ARAKAWA, term to expire June 30, 2026, was referred to the Committee on Health.

Gov. Msg. No. 605, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of KIRIKO TAKAHASHI, term to expire June 30, 2026, was referred to the Committee on Health.

Gov. Msg. No. 606, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of JANE PREECE, term to expire June 30, 2025, was referred to the Committee on Health.

Gov. Msg. No. 607, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of KEVIN BARDSLEY-MARCIAL, term to expire June 30, 2022, was referred to the Committee on Health.

Gov. Msg. No. 608, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of KEVIN BARDSLEY-MARCIAL, term to expire June 30, 2026, was referred to the Committee on Health.

Gov. Msg. No. 609, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of HO'OPI'OOKALANI BALAZ, term to expire June 30, 2024, was referred to the Committee on Health.

Gov. Msg. No. 610, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of SHANA METSCH, term to expire June 30, 2025, was referred to the Committee on Health.

Gov. Msg. No. 611, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of HOWARD GREENBERG, term to expire June 30, 2026, was referred to the Committee on Health.

Gov. Msg. No. 612, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of REINALYN TERRADO, term to expire June 30, 2022, was referred to the Committee on Health.

Gov. Msg. No. 613, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of REINALYN TERRADO, term to expire June 30, 2026, was referred to the Committee on Health.

Gov. Msg. No. 614, submitting for consideration and confirmation to the Hawai'i Technology Development Corporation, the nomination of CRAIG NAKANISHI, term to expire June 30, 2022, was referred to the Committee on Energy, Economic Development, and Tourism.

Gov. Msg. No. 615, submitting for consideration and confirmation to the Hawai'i Technology Development Corporation, the nomination of CRAIG NAKANISHI, term to expire June 30, 2026, was referred to the Committee on Energy, Economic Development, and Tourism.

Gov. Msg. No. 616, submitting for consideration and confirmation to the Hawai'i Technology Development Corporation, the nomination of SANDRA FUJIYAMA, term to expire June 30, 2023, was referred to the Committee on Energy, Economic Development, and Tourism.

Gov. Msg. No. 617, submitting for consideration and confirmation to the Hawai'i Technology Development Corporation, the nomination of EDWARD BARNABAS, term to expire June 30, 2022, was referred to the Committee on Energy, Economic Development, and Tourism.

Gov. Msg. No. 618, submitting for consideration and confirmation to the Hawai'i Technology Development Corporation, the nomination of EDWARD BARNABAS, term

to expire June 30, 2026, was referred to the Committee on Energy, Economic Development, and Tourism.

Gov. Msg. No. 619, submitting for consideration and confirmation to the Hawai'i Technology Development Corporation, the nomination of BERNICE GLENN, term to expire June 30, 2023, was referred to the Committee on Energy, Economic Development, and Tourism.

Gov. Msg. No. 620, submitting for consideration and confirmation to the Hawai'i Technology Development Corporation, the nomination of VINCENT KIMURA, term to expire June 30, 2024, was referred to the Committee on Energy, Economic Development, and Tourism.

Gov. Msg. No. 621, submitting for consideration and confirmation to the Hawaii Technology Development Corporation, the nomination of RICK VOLNER JR., term to expire June 30, 2024, was referred to the Committee on Energy, Economic Development, and Tourism.

Gov. Msg. No. 622, submitting for consideration and confirmation to the Community-Based Economic Development Advisory Council, the nomination of JANE HORIKE, term to expire June 30, 2025, was referred to the Committee on Energy, Economic Development, and Tourism.

Gov. Msg. No. 623, submitting for consideration and confirmation to the Board of Pharmacy, the nomination of ALANNA ISOBE, term to expire June 30, 2026, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 624, submitting for consideration and confirmation to the Board of Private Detectives and Guards, the nomination of PAUL FERREIRA, term to expire June 30, 2026, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 625, submitting for consideration and confirmation to the Board of Speech Pathology and Audiology, the nomination of ERIN FIRMIN, term to expire June 30, 2026, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 626, submitting for consideration and confirmation to the Hawai'i Board of Chiropractic, the nomination of ALICE OGAWA, term to expire June 30, 2026, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 627, submitting for consideration and confirmation to the Hawai'i Board of Optometry, the nomination of GAYLE CHANG, term to expire June 30, 2025, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 628, submitting for consideration and confirmation to the Hawai'i Board of Optometry, the nomination of KENNETH CHIN, term to expire June 30, 2026, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 629, submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, the nomination of JOHN UEKAWA, term to expire June 30, 2025, was referred to the Committee on Commerce and Consumer Protection.

STANDING COMMITTEE REPORTS

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 2003) recommending that S.B. No. 988, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator DeCoite, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 988, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 2, 2022.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 2004) recommending that S.B. No. 416, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator DeCoite, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 416, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WITNESS FEES AND REIMBURSEMENTS IN CRIMINAL CASES," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 2, 2022.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 2005) recommending that S.B. No. 212, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator DeCoite, seconded by Senator Fevella and carried, the report of the Committee was adopted and S.B. No. 212, S.D. 1, entitled: "A BILL FOR AN ACT RELATED TO CAMPAIGN FINANCE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 2, 2022.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 2006) recommending that S.B. No. 352, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2006 and S.B. No. 352, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LEAD-BASED PAINT," was deferred until Wednesday, February 2, 2022.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 2007) recommending that S.B. No. 206, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2007 and S.B. No. 206, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENTAL DISCRIMINATION," was deferred until Wednesday, February 2, 2022.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 2008) recommending that S.B. No. 1347, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2008 and S.B. No. 1347, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEX TRAFFICKING PREVENTION," was deferred until Wednesday, February 2, 2022.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 2009) recommending that S.B. No. 573, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2009 and S.B. No. 573, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WILDLIFE," was deferred until Wednesday, February 2, 2022.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 2010) recommending that S.B. No. 1140, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2010 and S.B. No. 1140, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NEWBORN HEARING SCREENING," was deferred until Wednesday, February 2, 2022.

Senator Rhoads, for the majority of the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 2011) recommending that S.B. No. 152 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2011 and S.B. No. 152, entitled: "A BILL FOR AN ACT RELATING TO CHILD PASSENGER RESTRAINTS," was deferred until Tuesday, February 1, 2022.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 2012) recommending that S.B. No. 1016, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 2012 and S.B. No. 1016, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES," was deferred until Tuesday, February 1, 2022.

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

S.B. No.: Re-referred to:

S.B. No. 2051 Jointly to the Committee on Government Operations and the Committee on Transportation, then jointly to the Committee on Judiciary and the Committee on Ways and Means

S.B. No. 2196 Jointly to the Committee on Energy, Economic Development, and Tourism and the Committee on Transportation, then jointly to the Committee on Commerce and Consumer Protection and the Committee on Ways and Means

S.B. No. 2197 Committee on Labor, Culture and the Arts, then jointly to the Committee on Judiciary and the Committee on Ways and Means

S.B. No. 2203 Jointly to the Committee on Government Operations and the Committee on Energy, Economic Development, and Tourism, then jointly to the Committee on Ways and Means and the Committee on Judiciary

S.B. No. 2207 Committee on Human Services, then jointly to the Committee on Judiciary and the Committee on Ways and Means

S.B. No. 2298 Committee on Labor, Culture and the Arts, then jointly to the Committee on Judiciary and the Committee on Ways and Means

S.B. No. 2318 Jointly to the Committee on Public Safety, Intergovernmental, and Military Affairs and the Committee on Government Operations, then jointly to the Committee on Judiciary and the Committee on Ways and Means

S.B. No. 2330 Committee on Energy, Economic Development, and Tourism, then jointly to the Committee on Commerce and Consumer Protection and the Committee on Judiciary

S.B. No. 2350 Jointly to the Committee on Water and Land and the Committee on Government Operations, then jointly to the Committee on Judiciary and the Committee on Ways and Means

S.B. No. 2370 Jointly to the Committee on Human Services and the Committee on Government Operations, then to the Committee on Ways and Means

S.B. No. 2379 Committee on Government Operations, then jointly to the Committee on Ways and Means and the Committee on Judiciary

S.B. No. 2412 Committee on Commerce and Consumer Protection, then jointly to the Committee on Judiciary and the Committee on Ways and Means

S.B. No. 2427 Committee on Energy, Economic Development, and Tourism, then jointly to the Committee on Commerce and Consumer Protection and the Committee on Judiciary and the Committee on Ways and Means

S.B. No. 2471 Jointly to the Committee on Water and Land and the Committee on Government Operations, then jointly to the Committee on Ways and Means and the Committee on Judiciary

S.B. No. 2472 Committee on Commerce and Consumer Protection, then jointly to the Committee on Judiciary and the Committee on Ways and Means

S.B. No. 2477 Committee on Government Operations, then jointly to the Committee on Judiciary and the Committee on Ways and Means

S.B. No. 2488 Committee on Public Safety, Intergovernmental, and Military Affairs, then jointly to the Committee on Judiciary and the Committee on Ways and Means

S.B. No. 2521 Jointly to the Committee on Water and Land and the Committee on Agriculture and Environment, then jointly to the Committee on Judiciary and the Committee on Ways and Means

S.B. No. 2531 Jointly to the Committee on Water and Land and the Committee on Agriculture and Environment, then jointly to the Committee on Ways and Means and the Committee on Judiciary

S.B. No. 2551 Jointly to the Committee on Education and the Committee on Government Operations, then jointly to the Committee on Ways and Means and the Committee on Judiciary

S.B. No. 2574 Jointly to the Committee on Housing and the Committee on Energy, Economic Development, and Tourism and the Committee on Water and Land, then to the Committee on Ways and Means

S.B. No. 2579 Jointly to the Committee on Government Operations and the Committee on Water and Land, then jointly to the Committee on Judiciary and the Committee on Ways and Means

S.B. No. 2602 Committee on Labor, Culture and the Arts, then jointly to the Committee on Commerce and Consumer Protection and the Committee on Ways and Means

S.B. No. 2614 Jointly to the Committee on Water and Land and the Committee on Agriculture and Environment, then jointly to the Committee on

	Judiciary and the Committee on Ways and Means	S.B. No. 2966	Jointly to the Committee on Agriculture and Environment and the Committee on Energy, Economic Development, and Tourism, then to the Committee on Commerce and Consumer Protection
S.B. No. 2656	Jointly to the Committee on Health and the Committee on Higher Education, then to the Committee on Ways and Means	S.B. No. 3086	Committee on Public Safety, Intergovernmental, and Military Affairs, then jointly to the Committee on Judiciary and the Committee on Ways and Means
S.B. No. 2711	Jointly to the Committee on Education and the Committee on Labor, Culture and the Arts, then to the Committee on Judiciary	S.B. No. 3087	Committee on Public Safety, Intergovernmental, and Military Affairs, then to the Committee on Ways and Means
S.B. No. 2720	Committee on Transportation, then jointly to the Committee on Commerce and Consumer Protection and the Committee on Ways and Means	S.B. No. 3088	Jointly to the Committee on Public Safety, Intergovernmental, and Military Affairs and the Committee on Agriculture and Environment, then jointly to the Committee on Judiciary and the Committee on Ways and Means
S.B. No. 2722	Jointly to the Committee on Energy, Economic Development, and Tourism and the Committee on Government Operations, then to the Committee on Ways and Means	S.B. No. 3114	Committee on Health, then jointly to the Committee on Judiciary and the Committee on Ways and Means
S.B. No. 2727	Committee on Water and Land, then jointly to the Committee on Judiciary and the Committee on Ways and Means	S.B. No. 3116	Jointly to the Committee on Health and the Committee on Agriculture and Environment and the Committee on Water and Land, then jointly to the Committee on Judiciary and the Committee on Ways and Means
S.B. No. 2842	Jointly to the Committee on Public Safety, Intergovernmental, and Military Affairs and the Committee on Water and Land, then jointly to the Committee on Judiciary and the Committee on Ways and Means		
S.B. No. 2843	Jointly to the Committee on Public Safety, Intergovernmental, and Military Affairs and the Committee on Water and Land, then jointly to the Committee on Judiciary and the Committee on Ways and Means		Before entertaining the motion to adjourn, the Chair, in good humor, expressed his surprise that Senator Keith-Agaran had not requested a moment of silence for the Kansas City Chiefs' loss nor a celebration to commemorate the Cincinnati Bengals' win.
S.B. No. 2848	Jointly to the Committee on Agriculture and Environment and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means		Senator Keith-Agaran rose to reply that he preferred to wait until his team won the Super Bowl.
S.B. No. 2851	Committee on Water and Land, then jointly to the Committee on Judiciary and the Committee on Ways and Means		ADJOURNMENT
S.B. No. 2880	Jointly to the Committee on Human Services and the Committee on Health, then jointly to the Committee on Commerce and Consumer Protection and the Committee on Judiciary		At 11:36 a.m., on motion by Senator DeCoite, seconded by Senator Fevella and carried, the Senate adjourned until 11:30 a.m., Tuesday, February 1, 2022.
S.B. No. 2903	Jointly to the Committee on Housing and the Committee on Government Operations, then jointly to the Committee on Judiciary and the Committee on Ways and Means		
S.B. No. 2906	Committee on Commerce and Consumer Protection, then jointly to the Committee on Judiciary and the Committee on Ways and Means		
S.B. No. 2910	Jointly to the Committee on Agriculture and Environment and the Committee on Water and Land, then to the Committee on Ways and Means		
S.B. No. 2920	Jointly to the Committee on Water and Land and the Committee on Government Operations, then jointly to the Committee on Judiciary and the Committee on Ways and Means		
S.B. No. 2925	Jointly to the Committee on Water and Land and the Committee on Agriculture and Environment, then jointly to the Committee on Judiciary and the Committee on Ways and Means		