

THIRTY-FOURTH DAY

Monday, March 20, 2023

The Senate of the Thirty-Second Legislature of the State of Hawai‘i, Regular Session of 2023, convened at 11:36 a.m. with the President in the Chair.

The Roll was called showing all Senators present, with the exception of Senator Keith-Agaran who was excused.

The President announced that he had read and approved the Journal of the Thirty-Third Day.

At this time, Senator DeCoite introduced members of his staff who were seated in the gallery: office manager Rebecca Crall, who had offered a moment of contemplation prior to the Senate’s floor session; Richard Oshiro; and Javen Alania.

Senator Awa introduced students and teachers from Kahuku Elementary School. Present in the gallery were Anela Manu, Leilani Lauaki, Maile Fotu, Talia Tipoti, Lolohea Sulunga, and Malia Plunkett.

Senator Lee introduced Mr. Andrew McClean, a good friend and recovering former legislator who had served as chair of the transportation committee in Maine.

Senator Wakai honored and recognized Carissa Moore, and presented the following remarks:

“Surf’s up in the Senate. Colleagues, we are in the presence of greatness. Carissa Moore is the most accomplished female surfer to walk the Earth or carve up waves. She represented Hawai‘i with grace and power by becoming the first female gold medalist in Olympic surfing history. She left her indelible mark at the Tokyo Games in the summer of 2021. Due to the pandemic, the Senate finally has an opportunity to acknowledge her immense contributions to surfing and the state.

“Carissa Moore began surfing in Waikīkī at age five. She went on to win a record 11 National Scholastic Surfing Association amateur titles. In 2010, she turned pro and was named Rookie of the Year. By the ripe old age of 18, she became the youngest person, male or female, to win a surfing world title. She would go on to win five—five—world championships. Carissa is in the Surfers’ Hall of Fame. A few other accomplishments include being named Adventurer of the Year by *National Geographic*, Woman of the Year by *Glamour* magazine, and James E. Sullivan Award recipient, which recognizes an outstanding athlete whose athletic accomplishments are complemented by qualities of leadership and sportsmanship. She’s the first surfer and first Native Hawaiian to win that award.

“Carissa is an unrivaled surfer and an advocate for others. In 2018, she launched the Moore Aloha Charitable Foundation, where she gives back to the community by donating to local surf clubs and speaking out against sexism, binge eating, and body shaming to help young girls develop confidence.

“Carissa was born in Honolulu and graduated from Punahou, where she also met her husband, Luke. Together, they have two dogs: Maya and Tuffy. When she is not surfing, Carissa enjoys scrapbooking and spending quality time with her family.

“After claiming the gold medal in Tokyo, Carissa was interviewed about her connection to the sport. She said, ‘The ocean has changed my life and I can’t imagine my life without it. I’ll be surfing until I’m in the ground. Riding waves makes you feel free, it makes you feel present, it makes you feel more in love with yourself and the ocean and the environment.’ Those words capture the power of the ocean and Carissa Moore’s connection to it. As she has redefined surfing, she has

never forgotten her roots. Thank you, Carissa Moore, for all you have done for the sport and the state of Hawai‘i.

“Carissa is joined in the gallery with her family: her mother, Carol Moore, and her husband, David Yamada—if you could please stand to be recognized. And both of them are accompanied by Keith Amemiya and my staffers, Lori McKeown as well as Richard Mizusawa. Thank you all for being a part of this momentous occasion.”

The Chair requested Ms. Moore’s patience and noted that the Senate had a short agenda and would take several minutes before adjourning, after which the members would personally congratulate Ms. Moore and take pictures.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 610 to 620) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 610, submitting for consideration and confirmation to the Procurement Policy Board, the nomination of DIANE NAKAGAWA, term to expire June 30, 2026, was referred to the Committee on Government Operations.

Gov. Msg. No. 611, submitting for consideration and confirmation to the Procurement Policy Board, the nomination of LISA MARUYAMA, term to expire June 30, 2024, was referred to the Committee on Government Operations.

Gov. Msg. No. 612, submitting for consideration and confirmation to the State Council on Mental Health, the nomination of JOHN BETLACH, term to expire June 30, 2026, was referred to the Committee on Health and Human Services.

Gov. Msg. No. 613, submitting for consideration and confirmation to the Board of Dentistry, the nomination of ANDREW TSEU, term to expire June 30, 2027, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 614, submitting for consideration and confirmation to the Board of Electricians and Plumbers, the nomination of PHILLIP LUCERO, term to expire June 30, 2027, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 615, submitting for consideration and confirmation to the Board of Dentistry, the nomination of JOYCE YAMADA, term to expire June 30, 2027, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 616, submitting for consideration and confirmation to the Real Estate Commission, the nomination of DERRICK YAMANE, term to expire June 30, 2027, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 617, submitting for consideration and confirmation to the Board of Electricians and Plumbers, the nomination of ROBERT BARRETT, term to expire June 30, 2027, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 618, submitting for consideration and confirmation to the State Boxing Commission of Hawaii, the nomination of ROBYN JUMAWAN, term to expire June 30, 2026, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 619, submitting for consideration and confirmation to the Board of Pharmacy, the nomination of

PATRICK ADAMS, term to expire June 30, 2027, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 620, submitting for consideration and confirmation to the Board of Pharmacy, the nomination of CATALINA CROSS, term to expire June 30, 2027, was referred to the Committee on Commerce and Consumer Protection.

HOUSE COMMUNICATION

The following communication from the House (Hse. Com. No. 462) was read by the Clerk and was placed on file:

Hse. Com. No. 462, returning S.B. No. 1, S.D. 2, which passed Third Reading in the House of Representatives on March 17, 2023.

STANDING COMMITTEE REPORTS

At this time, the Chair announced:

"Members, there was a clerical error in processing Standing Committee Report Nos. 1195 and 1196 that needs to be corrected before we can proceed on these measures. Therefore, if there are no objections, we will defer action on these two reports until tomorrow to allow the Clerk's office to make the correction. The corrected documents will be available this afternoon."

Senator Gabbard, for the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 1195) recommending that H.B. No. 1149, H.D. 2 pass Second Reading and be referred to the Committee on Ways and Means.

By unanimous consent, action on Stand. Com. Rep. No. 1195 and H.B. No. 1149, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE COCONUT RHINOCEROS BEETLE PROGRAM," was deferred until Tuesday, March 21, 2023.

Senator Gabbard, for the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 1196) recommending that H.B. No. 1248, H.D. 1 pass Second Reading and be referred to the Committee on Ways and Means.

By unanimous consent, action on Stand. Com. Rep. No. 1196 and H.B. No. 1248, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM INCENTIVES," was deferred until Tuesday, March 21, 2023.

Senator DeCoite, for the Committee on Energy, Economic Development, and Tourism, presented a report (Stand. Com. Rep. No. 1164) recommending that H.B. No. 1193, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 1193, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAX CREDIT FOR RESEARCH ACTIVITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator DeCoite, for the Committee on Energy, Economic Development, and Tourism, presented a report (Stand. Com. Rep. No. 1165) recommending that H.B. No. 1194, H.D. 2 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 1194, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AN ECONOMIC DEVELOPMENT DISTRICT PLANNING ORGANIZATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator DeCoite, for the Committee on Energy, Economic Development, and Tourism, presented a report (Stand. Com. Rep. No. 1166) recommending that H.B. No. 1408, H.D. 3 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 1408, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO DIGITAL EQUITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1167) recommending that H.B. No. 90 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 90, entitled: "A BILL FOR AN ACT RELATING TO COMMITTEE FUNDRAISERS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 21, 2023.

Senator Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1168) recommending that H.B. No. 93 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 93, entitled: "A BILL FOR AN ACT RELATING TO ORGANIZATIONAL REPORTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 21, 2023.

Senator Moriwaki, for the Committee on Labor and Technology, presented a report (Stand. Com. Rep. No. 1169) recommending that H.B. No. 161, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 161, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Judiciary.

Senator Moriwaki, for the Committee on Labor and Technology, presented a report (Stand. Com. Rep. No. 1170) recommending that H.B. No. 1006, H.D. 1 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 1006, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Moriwaki, for the Committee on Labor and Technology, presented a report (Stand. Com. Rep. No. 1171) recommending that H.B. No. 1007, H.D. 1 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 1007, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 1003, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS,"

passed Second Reading and was referred to the Committee on Ways and Means.

Senator Moriwiki, for the Committee on Labor and Technology, presented a report (Stand. Com. Rep. No. 1185) recommending that H.B. No. 1004, H.D. 1 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 1004, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Moriwiki, for the Committee on Labor and Technology, presented a report (Stand. Com. Rep. No. 1186) recommending that H.B. No. 1005, H.D. 1 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 1005, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chang, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1187) recommending that H.B. No. 674, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 674, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chang, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1188) recommending that H.B. No. 675, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 675, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chang, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1189) recommending that H.B. No. 679, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 679, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chang, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1190) recommending that H.B. No. 992, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 992, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE AFFORDABLE HOMEOWNERSHIP REVOLVING FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chang, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1191) recommending that H.B.

No. 1246, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 1246, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chang, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1192) recommending that H.B. No. 1395, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 1395, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 1193) recommending that H.B. No. 974, H.D. 1 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 974, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 1194) recommending that H.B. No. 975, H.D. 2 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 975, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Agriculture and Environment, presented a report (Stand. Com. Rep. No. 1197) recommending that H.B. No. 1382, H.D. 2 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 1382, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEAT DONATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Wakai, for the Committee on Public Safety and Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1198) recommending that H.B. No. 1033, H.D. 1 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 1033, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE COUNCIL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Wakai, for the Committee on Public Safety and Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1199) recommending that H.B. No. 1036, H.D. 1 pass Second Reading and be referred to the Committee on Judiciary and the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B.

No. 1036, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELAND SECURITY," passed Second Reading and was referred to the Committee on Judiciary and the Committee on Ways and Means.

Senator Wakai, for the Committee on Public Safety and Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1200) recommending that H.B. No. 418, H.D. 1 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 418, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY PREPAREDNESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Wakai, for the Committee on Public Safety and Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1201) recommending that H.B. No. 451, H.D. 1 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 451, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCARCERATED INDIVIDUALS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Wakai, for the Committee on Public Safety and Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1202) recommending that H.B. No. 823, H.D. 2 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 823, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DEATHS WITHIN THE CORRECTIONAL SYSTEM," passed Second Reading and was referred to the Committee on Judiciary.

Senator Wakai, for the majority of the Committee on Public Safety and Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1203) recommending that H.B. No. 824, H.D. 2 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the majority of the Committee was adopted and H.B. No. 824, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL RELEASE," passed Second Reading and was referred to the Committee on Judiciary.

Senator Wakai, for the Committee on Public Safety and Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1204) recommending that H.B. No. 1035, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the Committee was adopted and H.B. No. 1035, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELAND SECURITY," passed Second Reading and was referred to the Committee on Judiciary.

Senator Wakai, for the majority of the Committee on Public Safety and Intergovernmental and Military Affairs, presented a report (Stand. Com. Rep. No. 1205) recommending that H.B. No. 1132, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Senator Wakai, seconded by Senator DeCoite and carried, the report of the majority of the Committee was adopted and H.B. No. 1132, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CORRECTIONAL SYSTEM OVERSIGHT COMMISSION," passed Second Reading and was referred to the Committee on Judiciary.

ORDER OF THE DAY

THIRD READING

H.B. No. 99:

On motion by Senator Rhoads, seconded by Senator Gabbard and carried, H.B. No. 99, entitled: "A BILL FOR AN ACT RELATING TO LIMITING A CAMPAIGN'S ACCEPTANCE OF CASH CONTRIBUTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ihara, Keith-Agaran).

H.B. No. 130, H.D. 1:

On motion by Senator Rhoads, seconded by Senator Gabbard and carried, H.B. No. 130, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VALIDATION OF BALLOTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Awa). Excused, 2 (Ihara, Keith-Agaran).

H.B. No. 137, H.D. 1:

On motion by Senator Rhoads, seconded by Senator Gabbard and carried, H.B. No. 137, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ihara, Keith-Agaran).

H.B. No. 140:

On motion by Senator Rhoads, seconded by Senator Gabbard and carried, H.B. No. 140, entitled: "A BILL FOR AN ACT RELATING TO RECORD DISPOSITION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ihara, Keith-Agaran).

H.B. No. 142:

On motion by Senator Rhoads, seconded by Senator Gabbard and carried, H.B. No. 142, entitled: "A BILL FOR AN ACT RELATING TO GIFTS FROM LOBBYISTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ihara, Keith-Agaran).

H.B. No. 97, H.D. 1, S.D. 1:

On motion by Senator Rhoads, seconded by Senator Gabbard and carried, H.B. No. 97, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRELIMINARY DETERMINATION OF PROBABLE CAUSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Ihara, Keith-Agaran).

At this time, Senator Kim, Chair of the Committee on Higher Education, requested a waiver of the public notice requirement pursuant to Senate Rule 21 for H.B. No. 67, H.D. 1.

The Chair granted the waiver.

Senator Kim announced that the Committee on Higher Education and the Committee on Public Safety and Intergovernmental and Military Affairs would be holding a public hearing on the measure on Wednesday, March 22, 2023, at 3:17 p.m. in Conference Room 225.

Senator Kim continued on a point of personal privilege as follows:

“Mr. President, I would like to bring the members’ attention to an article that appeared in the *Star-Advertiser* today in the sports section. I’m going to just read a couple of the quotes here from Dave Reardon, ‘Imagine paying \$59,000 to be told to communicate better’:

We should all be a bit wary of a 570-page report in which the fifth word is spelled ‘Monoa,’ as in the ‘University of Hawaii at Monoa.’ Apparently, the \$59,000 invoice for an independent investigation about a year in the making by College Sports Solutions doesn’t include springing for spellcheck. . . .

For the most part, it’s the same old, same old, we heard at the time of (and before and after) the crisis that resulted in most of the best and most experienced UH football players leaving the program. Basically, its bosses (coaches, administrators) telling unhappy underlings (student-athletes), ‘Hey, we’ve got to communicate better.’

Now it’s official, because an outside source—contracted by some of the bosses—says so. . . .

The CSS report tells us that no NCAA rules and no laws were broken, and all those communication problems seem to have vanished with the hiring of Timmy Chang as the new football coach. This was such a good thing for UH that the athletic department has been reported as having ‘embraced’ the report.

The report also came to the stunning conclusion that building a new football stadium might be good for morale.

You can’t pay for advice like that. Hey, wait ... we just did.

I hope you all read the article. Thank you.”

ADJOURNMENT

At 11:48 a.m., on motion by Senator Wakai, seconded by Senator DeCoite and carried, the Senate adjourned until 11:30 a.m., Tuesday, March 21, 2023.