

Ka ‘Aha Kenekoa, Ka ‘Aha‘ōlelo Kau Kānawai Kanakolu Kūmākahi
THE SENATE
OF THE
THIRTY-FIRST LEGISLATURE
Moku‘āina ‘O Hawai‘i
STATE OF HAWAII
‘Ākoakoa Kūmau MH 2022
REGULAR SESSION OF 2022

Lā Kanalimakumamāhā
FIFTY-FOURTH DAY

22 ‘Apelila 2022 - Po‘alima - Hola 12:00 P.M.
APRIL 22, 2022-FRIDAY-12:00 O'CLOCK P.M.

Papahana O Ka Lā
ORDER OF BUSINESS

Kāhea Papa Inoa
ROLL CALL

‘Āpono Mo‘olelo O Ka Puke Hālāwai
APPROVAL OF THE JOURNAL

Ho‘olauna Mea Kipa
INTRODUCTIONS

Ho‘oka‘a‘ike Mai Ke Kia‘āina
MESSAGES FROM THE GOVERNOR Nos. 1107-1109

<u>MEASURE</u>	<u>TITLE</u>	<u>REFERRAL</u>
G.M. No. 1107	Informing the Legislature that on April 21, 2022, the Governor signed the following bill into law: SB3143 (ACT 007).	FILE
G.M. No. 1108	Informing the Legislature that on April 21, 2022, the Governor signed the following bill into law: SB2303 (ACT 008).	FILE
G.M. No. 1109	Informing the Legislature that on April 21, 2022, the Governor signed the following bill into law: HB2147 HD1 (ACT 009).	FILE

Ho‘oka‘a‘ike Mai Nā ‘Oihana
DEPARTMENTAL COMMUNICATIONS: None

Ho‘oka‘a‘ike No Ka Hale
HOUSE COMMUNICATION Nos. 741-747

Informing the Senate that on April 21, 2022, the House agreed to the amendments proposed by the Senate to the following House Bills and that said bills passed Final Reading in the House: REFERRAL

- 741 [H.B. No. 1455, H.D. 1, S.D. 1](#) FILE
"RELATING TO ROBBERY IN THE FIRST DEGREE."(Honolulu Police Department Package; Penal Code; Robbery; Electric Guns)
- [H.B. No. 1456, H.D. 1, S.D. 1](#)
"RELATING TO THEFT IN THE SECOND DEGREE."(Honolulu Police Department Package; Penal Code; Theft in the Second Degree)
- [H.B. No. 1469, H.D. 1, S.D. 1](#)
"RELATING TO UNAUTHORIZED CONTROL OF A PROPELLED VEHICLE."(Honolulu Prosecuting Attorney's Office Package; Unauthorized Control of a Propelled Vehicle; Criminal Procedure)
- [H.B. No. 1486, H.D. 2, S.D. 1](#)
"RELATING TO THEFT."(Theft in the First Degree; Motor Vehicles; Motorcycles)
- [H.B. No. 1653, H.D. 2, S.D. 2](#)
"RELATING TO AQUATIC RESOURCES."(Aquatic Resources; Intentional Violations; Penalties; Fines)
- [H.B. No. 1672, H.D. 1, S.D. 2](#)
"RELATING TO SPECIAL IMPROVEMENT DISTRICTS."(Special Improvement District; Environmental Protection; County Government; Natural Resource Management)
- [H.B. No. 1806, H.D. 2, S.D. 1](#)
"RELATING TO CESSPOOL CONVERSION."(DOH; Cesspool Conversion; Approval)

[H.B. No. 1810, H.D. 1, S.D. 1](#)

"RELATING TO THE ENVIRONMENTAL ADVISORY COUNCIL."(Environmental Advisory Council; Quorum; Voting)

[H.B. No. 2006, H.D. 1, S.D. 1](#)

"RELATING TO PERMITS."(Department of Land and Natural Resources; Board of Land and Natural Resources; Emergency Permits; Sandbags; Identifying Information)

[H.B. No. 2074, H.D. 1, S.D. 1](#)

"RELATING TO CREDIT FOR TIME OF DETENTION PRIOR TO SENTENCE."(Penal Code; Sentencing; Credit for Time of Detention Prior to Sentence)

[H.B. No. 2089, H.D. 1, S.D. 2](#)

"RELATING TO RENEWABLE PORTFOLIO STANDARDS."(Renewable Portfolio Standards; Electricity)

[H.B. No. 2213, H.D. 1, S.D. 1](#)

"RELATING TO MAIL THEFT."(Theft of Mail)

[H.B. No. 2332, H.D. 1, S.D. 2](#)

"RELATING TO EASEMENTS."(Easements; Public Lands; Subdivision Process and Approval Exemption; Counties)

[H.B. No. 2337, H.D. 1, S.D. 1](#)

"RELATING TO HIGHWAY SAFETY."(Drug; Substance; Substance Abuse; Definition; Operating a Vehicle; Intoxicants)

[H.B. No. 2422, H.D. 1, S.D. 1](#)

"RELATING TO SENTENCING."(Crime; Sentences; Domestic Violence Intervention)

Informing the Senate that on April 21, 2022, the House reconsidered its action in disagreeing to the amendments proposed by the Senate to the following House Bills:

742

[H.B. No. 1472, H.D. 1, S.D. 1](#)

"RELATING TO THE WITHDRAWAL OF PETITION SIGNATURES."(Office of Elections Package; Petitions; Withdrawal of Signatures)

FILE

- 743 [H.B. No. 2115, H.D. 1, S.D. 1](#) FILE
"RELATING TO MORTGAGE SERVICERS."(Mortgage Servicers;
Surety Bond; NMLS)
- 744 [H.B. No. 1743, H.D. 1, S.D. 1](#) FILE
"RELATING TO POOLS."(Swimming Pools; Health)
- [H.B. No. 1789, H.D. 2, S.D. 1](#)
"RELATING TO COLLECTIVE BARGAINING."(Collective
Bargaining; Hawaii Labor Relations Board; Representative of Labor)
- [H.B. No. 2495, H.D. 1, S.D. 1](#)
"RELATING TO EMPLOYMENT PRACTICES."(Employment
Practices; Sexual Harassment; Sexual Assault; Nondisclosure
Agreements; Prohibition)
- 745 [H.B. No. 2113, H.D. 2, S.D. 1](#) FILE
"RELATING TO MONEY TRANSMITTERS."(Money
Transmitters; Application; Criminal History Record Check)
- [H.B. No. 2340, H.D. 2, S.D. 2](#)
"RELATING TO CONTROLLED SUBSTANCES."(Uniform
Controlled Substances Act; Pharmacies; Prescriptions; Address; Post
Office Boxes)
- 746 [H.B. No. 886, H.D. 1, S.D. 2](#) FILE
"RELATING TO PROFESSIONALLY LICENSED OR
CERTIFIED GOVERNMENT EMPLOYEES."(Professionally
Licensed or Certified Government Employees; Tort Liability; State
Liability)
- [H.B. No. 1848, H.D. 2, S.D. 1](#)
"RELATING TO STUDENT JOURNALISM."(Student Journalism;
Protection; Department of Education; University of Hawaii)
- [H.B. No. 1883, H.D. 1, S.D. 1](#)
"RELATING TO ELECTIONS."(Ballot Package; Translation
Services; Instructions; Elections)
- [H.B. No. 2076, H.D. 1, S.D. 2](#)
"RELATING TO TOBACCO MANUFACTURER QUALIFIED
ESCROW FUNDS."(Tobacco Manufacturer Qualified Escrow
Funds; Assignment)

[H.B. No. 2471, H.D. 1, S.D. 2](#)

"RELATING TO THE ADEQUATE RESERVE FUND." (Adequate Reserve Fund; Employer's Unemployment Insurance Tax Rate; Benefit Cost Rate)

Informing the Senate that on April 21, 2022, the House appointed Conferees to the following bill:

747

[H.B. No. 1903, H.D. 1, S.D. 2](#)

FILE

"RELATING TO DATA ABOUT SNORKELS AND MASKS." (David Loasby Law; Snorkels; Masks; Water Rescues; Empirical Data Reporting)

Ho'oka'a'ike No Ka 'Aha Kenekoa
SENATE COMMUNICATIONS: None

Ho'oka'a'ike Mai Ka 'Ao'ao Ho'okolokolo
JUDICIARY COMMUNICATIONS: None

Palapala Hō'ike Na Nā Kōmike Kūmau
STANDING COMMITTEE REPORT Nos. 4055-4056

[4055](#)
(One Day Notice)

(HRE/AEN)

[H.C.R. No. 36](#)

"REQUESTING THE UNIVERSITY OF HAWAII TO WORK WITH THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION AND DEPARTMENT OF EDUCATION TO CREATE A CORAL REEF ADVISORY TEAM OF YOUTH."
(Recommends Adoption)

[4056](#)

(PSM)

[H.C.R. No. 157](#)

"URGING THE ALLOCATION OF ADDITIONAL RESOURCES TO INCREASE POLICE PRESENCE ON THE WAI'ANAE COAST AND THE CREATION OF A NEW POLICE DISTRICT FOR WAI'ANAE THAT IS SEPARATE FROM KAPOLEI AND 'EWA."
(Recommends referral to WAM)

Papahana O Ka Lā
ORDER OF THE DAY

A‘oa‘o A ‘Ae
ADVISE AND CONSENT

4028	CPN	G.M. No. 624 "Submitting for consideration and confirmation to the Board of Private Detectives and Guards, Gubernatorial Nominee, PAUL FERREIRA, for a term to expire 06-30-2026."
Status & Testimony		
4029	CPN	G.M. No. 656 "Submitting for consideration and confirmation to the Elevator Mechanics Licensing Board, Gubernatorial Nominee, MARK BAKER, for a term to expire 06-30-2026."
Status & Testimony		
4030	CPN	G.M. No. 657 "Submitting for consideration and confirmation to the Pest Control Board, Gubernatorial Nominee, TERRANCE MANAGO, for a term to expire 06-30-2025."
Status & Testimony		
4031	CPN	G.M. No. 736 "Submitting for consideration and confirmation to the State Board of Nursing, Gubernatorial Nominee, DIANA RIGGS, for a term to expire 06-30-2026."
Status & Testimony		
4032	CPN	G.M. No. 755 "Submitting for consideration and confirmation to the Board of Naturopathic Medicine, Gubernatorial Nominee, JOY KIMURA, for a term to expire 06-30-2026."
Status & Testimony		
4033	CPN	G.M. No. 762 "Submitting for consideration and confirmation to the Hawaii Medical Board, Gubernatorial Nominee, REBECCA SAWAI, for a term to expire 06-30-2026."
Status & Testimony		

4034 Status & Testimony	CPN	G.M. No. 763 "Submitting for consideration and confirmation to the Board of Acupuncture, Gubernatorial Nominee, ROBERT LAREAUX, for a term to expire 06-30-2024."
4035 Status & Testimony	CPN	G.M. No. 766 "Submitting for consideration and confirmation to the Cable Advisory Committee, Gubernatorial Nominee, SCOTT WONG, for a term to expire 06-30-2024."
4036 Status & Testimony	CPN	G.M. No. 792 "Submitting for consideration and confirmation to the Board of Speech Pathology and Audiology, Gubernatorial Nominee, DENBY RALL, for a term to expire 06-30-2026."
4037 Status & Testimony	CPN	G.M. No. 800 "Submitting for consideration and confirmation to the Board of Physical Therapy, Gubernatorial Nominee, MICHELE CHEE, for a term to expire 06-30-2023."
4038 Status & Testimony	CPN	G.M. No. 812 "Submitting for consideration and confirmation to the Board of Electricians and Plumbers, Gubernatorial Nominee, NATHAN OLANDA, for a term to expire 06-30-2026."
4039 Status & Testimony	CPN	G.M. No. 813 "Submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, Gubernatorial Nominee, JOHN CAUDELL JR., for a term to expire 06-30-2023."
4040 Status & Testimony	CPN	G.M. No. 814 "Submitting for consideration and confirmation to the State Board of Barbering and Cosmetology, Gubernatorial Nominee, MICHAEL BASTA JR., for a term to expire 06-30-2025."

4041 Status & Testimony	CPN	G.M. No. 836 "Submitting for consideration and confirmation to the Contractors License Board, Gubernatorial Nominee, JOHN POLISCHECK JR, for a term to expire 06-30-2026."
4042 Status & Testimony	CPN	G.M. No. 767 "Submitting for consideration and confirmation to the Real Estate Commission, Gubernatorial Nominee, RUSSELL KYONO, for a term to expire 06-30-2026."
4042 Status & Testimony	CPN	G.M. No. 768 "Submitting for consideration and confirmation to the Real Estate Commission, Gubernatorial Nominee, JOHN LOVE, for a term to expire 06-30-2026."
4042 Status & Testimony	CPN	G.M. No. 834 "Submitting for consideration and confirmation to the Real Estate Commission, Gubernatorial Nominee, SEAN GINOZA, for a term to expire 06-30-2026."
4042 Status & Testimony	CPN	G.M. No. 835 "Submitting for consideration and confirmation to the Real Estate Commission, Gubernatorial Nominee, RICHARD EMERY, for a term to expire 06-30-2026."
4043 Status & Testimony	CPN	G.M. No. 658 "Submitting for consideration and confirmation to the State Board of Public Accountancy, Gubernatorial Nominee, CHRISTOPHER LEE, for a term to expire 06-30-2026."
4043 Status & Testimony	CPN	G.M. No. 769 "Submitting for consideration and confirmation to the State Board of Public Accountancy, Gubernatorial Nominee, GARY MIYASHIRO, for a term to expire 06-30-2026."

4044 Status & Testimony	CPN	G.M. No. 707 "Submitting for consideration and confirmation to the Hawai'i Board of Veterinary Medicine, gubernatorial nominee, LISA WOOD, for a term to expire 06-30-2026."
4045 Status & Testimony	CPN	G.M. No. 655 "Submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, gubernatorial nominee, BRIAN FUJIWARA, for a term to expire 06-30-2026."
4045 Status & Testimony	CPN	G.M. No. 706 "Submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, gubernatorial nominee, JAY ISHIBASHI, for a term to expire 06-30-2026."
4045 Status & Testimony	CPN	G.M. No. 791 "Submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, gubernatorial nominee, BENEDICT LEE, for a term to expire 06-30-2026."
4046 Status & Testimony	CPN	G.M. No. 630 "Submitting for consideration and confirmation to the Board of Dentistry, gubernatorial nominee, STAPHE FUJIMOTO, for a term to expire 06-30-2025."
4046 Status & Testimony	CPN	G.M. No. 631 "Submitting for consideration and confirmation to the Board of Dentistry, gubernatorial nominee, JOY SHIMABUKU, for a term to expire 06-30-2025."
4047 Status & Testimony	JDC	G.M. No. 592 "Submitting for consideration and confirmation to the Statewide Voters With Special Needs Advisory Committee, gubernatorial nominee, JAMES GASHIEL, for a term to expire 06-30-2023."

4048 Status & Testimony	JDC	G.M. No. 747 "Submitting for consideration and confirmation to the Commission to Promote Uniform Legislation, Gubernatorial Nominee, MICHAEL TANOUE, for a term to expire 06-30-2024."
4049 Status & Testimony	HMS	G.M. No. 574 "Submitting for consideration and confirmation to the Commission on Fatherhood, Gubernatorial Nominee, JOSEPH O'CONNELL, for a term to expire 06-30-2023."
4050 Status & Testimony	HMS	G.M. No. 659 "Submitting for consideration and confirmation to the State Rehabilitation Council, Gubernatorial Nominee, ROSELANI ROWE, for a term to expire 06-30-2025."
4050 Status & Testimony	HMS	G.M. No. 660 "Submitting for consideration and confirmation to the State Rehabilitation Council, Gubernatorial Nominee, EVALINA WATANABE, for a term to expire 06-30-2025."
4050 Status & Testimony	HMS	G.M. No. 661 "Submitting for consideration and confirmation to the State Rehabilitation Council, Gubernatorial Nominee, STANLEY YOUNG, for a term to expire 06-30-2025."
4050 Status & Testimony	HMS	G.M. No. 662 "Submitting for consideration and confirmation to the State Rehabilitation Council, Gubernatorial Nominee, WALTER SOARES, for a term to expire 06-30-2025."
4050 Status & Testimony	HMS	G.M. No. 663 "Submitting for consideration and confirmation to the State Rehabilitation Council, Gubernatorial Nominee, ANNETTE TASHIRO, for a term to expire 06-30-2025."

4050 Status & Testimony	HMS	G.M. No. 664 "Submitting for consideration and confirmation to the State Rehabilitation Council, gubernatorial nominee, CATHERINE TAYLOR, for a term to expire 06-30-2025."
4050 Status & Testimony	HMS	G.M. No. 665 "Submitting for consideration and confirmation to the State Rehabilitation Council, gubernatorial nominee, HEATHER CHAPMAN, for a term to expire 06-30-2023."
4051 Status & Testimony	HOU	G.M. No. 637 "Submitting for consideration and confirmation to the Board of Directors of the Hawaii Housing Finance and Development Corporation, gubernatorial nominee, GARY MACKLER, for a term to expire 06-30-2026."
4051 Status & Testimony	HOU	G.M. No. 759 "Submitting for consideration and confirmation to the Board of Directors of the Hawaii Housing Finance and Development Corporation, gubernatorial nominee, JAY KIMURA, for a term to expire 06-30-2025."
4051 Status & Testimony	HOU	G.M. No. 822 "Submitting for consideration and confirmation to the Board of Directors of the Hawaii Housing Finance and Development Corporation, gubernatorial nominee, JASON BRADSHAW, for a term to expire 06-30-2026."
4052 Status & Testimony	HOU	G.M. No. 773 "Submitting for consideration and confirmation to the Board of Directors of the Hawaii Public Housing Authority, gubernatorial nominee, ROBERT HALL, for a term to expire 06-30-2026."

[4052](#) HOU [G.M. No. 799](#)
[Status & Testimony](#) "Submitting for consideration and confirmation to the Board of Directors of the Hawaii Public Housing Authority (HPHA), Gubernatorial Nominee, CHRISTYL NAGAO, for a term to expire 06-30-2026."

[4053](#) GVO [G.M. No. 790](#)
[Status & Testimony](#) "Submitting for consideration and confirmation to the Enhanced 911 Board, Gubernatorial Nominee, REBECCA LIEBERMAN, for a term to expire 06-30-2025."

‘Ōlelo Ho‘oholo E Koho Pāloka ‘la
ADOPT RESOLUTIONS

[4054](#) EET [H.C.R. No. 73](#)
[Prior Versions/Status & Testimony](#) "URGING EACH COUNTY TO CURB THE PROLIFERATION OF ILLEGAL VACATION RENTALS."

Ho‘ouna Kōmike Ho‘olohe A Ho‘ouna Hou Paha
REFERRALS AND RE-REFERRALS

Ho‘oka‘a‘ike ‘Ē A‘e
MISCELLANEOUS COMMUNICATIONS: None

Hana 'Ē A'e
MISCELLANEOUS BUSINESS

- Waiver of Referral; One Day Notice for Adoption of Resolutions

H.C.R. No. 3, H.D. 1	WTL, WAM	"AUTHORIZING THE ADDITION OF A PORTION OF STATE SUBMERGED LANDS TO A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE RECLAIMED LANDS AT WAILUPE, HONOLULU, OAHU, FOR THE EXISTING SEAWALL, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON."(DLNR; Wailupe, Honolulu, Oahu)
H.C.R. No. 4	WTL, WAM	"AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KAHALUU, KOOLAUPOKO, OAHU, FOR THE EXISTING SEAWALL, STEPS, AND FILLED LAND, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON."(DLNR; Kahaluu, Koolaupoko, Oahu)
H.C.R. No. 5, S.D. 1	WTL, WAM	"AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE EXISTING PIER, HOUSE, ROCK WALL, AND LANDSCAPE AREA, AND FOR USE, REPAIR, AND MAINTENANCE OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON."(DLNR; Kaneohe, Koolaupoko, Oahu)

[H.C.R. No. 157](#) PSM, WAM "URGING THE ALLOCATION OF
ADDITIONAL RESOURCES TO INCREASE
POLICE PRESENCE ON THE WAI'ANAE
COAST AND THE CREATION OF A NEW
POLICE DISTRICT FOR WAI'ANAE THAT IS
SEPARATE FROM KAPOLEI AND
'EWA."(Wai'anae Coast; Honolulu Police
Department; District 8)

- Reconsideration of Disagreement to House Amendments; Motion to Agree; One Day Notice for Final Reading

[S.B. No. 172, S.D. 1, H.D. 1](#) WAM "RELATING TO GRANTS."(DCCA;
Grants; Standards; Operating Budget;
Certificate of Vendor Compliance;
Qualifications)

[S.B. No. 3134, S.D. 2, H.D. 1](#) WTL, WAM "RELATING TO THE PAYMENT OF
DEBT SERVICE ON THE TURTLE
BAY REIMBURSABLE GENERAL
OBLIGATION BONDS." (DLNR; Turtle
Bay Conservation Easement; Debt
Service)

- Reconsideration of Disagreement to House Amendments; Motion to Agree; One Day Notice for Final Adoption

[S.C.R. No. 90, H.D. 1](#) AEN/PSM "URGING MARINE CORPS BASE
HAWAII TO UPGRADE THE
CAPACITY OF ITS SEWAGE
TREATMENT PLANT AND
REDUNDANCY OF THE
COMPONENTS TO ENSURE THAT
FINAL EFFLUENT QUALITY IS IN
COMPLIANCE WITH STATE
PERMITTING
REQUIREMENTS."(Marine Corps Base
Hawaii; Sewage Treatment; Wastewater)

Ho‘olaha
ANNOUNCEMENTS

Papamanawa Ho‘olohe Palapala

- Committee Hearing Schedule:

<u>COMMITTEE</u>	<u>DATE & TIME</u>	<u>ROOM</u>
AEN	4/22/2022 1:00 PM	CR 225 & Videoconference
CONF	4/22/2022 1:30 PM	CR 016
CONF	4/22/2022 1:30 PM	CR 224
CONF	4/22/2022 2:00 PM	325
CONF	4/22/2022 2:05 PM	CR 325
CONF	4/22/2022 2:06 PM	CR 325
CONF	4/22/2022 3:00 PM	CR 229
LCA	4/22/2022 3:00 PM	CR 225 & Videoconference
CONF	4/22/2022 3:05 PM	CR 229
CONF	4/22/2022 4:00 PM	CR 229
JDC	4/22/2022 4:30 PM	CR 225 & Videoconference
CONF	4/25/2022 1:30 PM	325
EDU	4/25/2022 1:30 PM	CR 225 & Videoconference

- Senate Session will convene at 12:00 noon on Monday, April 25, 2022.

Ke Pani ‘Ana
ADJOURNMENT