

SIXTIETH DAY

Thursday, April 23, 1970

The House of Representatives of the Fifth Legislature of the State of Hawaii, Regular Session of 1970, was called to order at 11:00 o'clock a.m.

The Speaker presided.

The Divine Blessing was invoked by The Reverend William R. Tipton of the First Baptist Church.

Roll call of the members of the House of Representatives showed that all members were present with the exception of Representatives de la Cruz, Iha, Kunimura, Lee, Menor, Miyake, Pacarro, Serizawa, Takamine and Wakatsuki, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Fifty-Ninth Day.

On motion by Representative Ho, seconded by Representative Garcia and carried, reading of the Journal was dispensed with and the Journal of the Fifty-Ninth Day was approved.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 387 to 399) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 387) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 215 and S. B. No. 215, as amended, passed Final Reading in the Senate on April 23, 1970, was placed on file.

A communication from the Senate (Sen. Com. No. 388) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 391 and S. B. No. 391, as amended, passed Final Reading in the Senate on April 23, 1970, was placed on file.

A communication from the Senate (Sen. Com. No. 389) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 408 and S. B. No. 408, as amended, passed Final Reading in the Senate on April 23, 1970, was placed on file.

A communication from the Senate (Sen. Com. No. 390) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 457 and S. B. No. 457, as amended, passed Final Reading in the Senate on April 23, 1970, was placed on file.

A communication from the Senate (Sen. Com. No. 391) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1196-70 and S. B. No. 1196-70, as amended, passed Final Reading in the Senate on April 23, 1970, was placed on file.

A communication from the Senate (Sen. Com. No. 392) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1217-70 and S. B. No. 1217-70, as amended, passed Final Reading in the Senate on April 23, 1970, was placed on file.

A communication from the Senate (Sen. Com. No. 393) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1239-70 and S. B. No. 1239-70, as amended, passed Final Reading in the Senate on April 23, 1970, was placed on file.

A communication from the Senate (Sen. Com. No. 394) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1283-70 and S. B. No. 1283-70, as amended, passed Final Reading in the Senate on April 23, 1970, was placed on file.

A communication from the Senate

(Sen. Com. No. 395) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1746-70 and S. B. No. 1746-70, as amended, passed Final Reading in the Senate on April 23, 1970, was placed on file.

A communication from the Senate (Sen. Com. No. 396) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1992-70 and S. B. No. 1992-70, as amended, passed Final Reading in the Senate on April 23, 1970, was placed on file.

A communication from the Senate (Sen. Com. No. 397) returning H. C. R. No. 110 relating to the National Basic Income and Incentive Act which was adopted by the Senate on April 23, 1970, was placed on file.

A communication from the Senate (Sen. Com. No. 398) returning H. B. No. 1817-70, which passed Third Reading in the Senate on April 23, 1970, in an amended form, was placed on file.

By unanimous consent, H. B. No. 1817-70, as amended by the Senate, was placed on the Clerk's desk.

The Chair here directed the Clerk to note that printed copies of H. B. No. 1817-70, H. D. 1, S. D. 1, were made available to the members of the House at 12:30 o'clock p.m., in accordance with Article III, Section 16, of the Constitution of the State of Hawaii.

A communication from the Senate (Sen. Com. No. 399) returning H. B. No. 2003-70 which passed Third Reading in the Senate on April 23, 1970, was placed on file.

At 11:05 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:06 o'clock a.m.

DEPARTMENTAL COMMUNICATION

A communication from Fujio Matsuda, Director, Department of Transportation (Dept. Com. No. 26) transmitting a report on the Airport Use Charge was read by the Clerk and was placed on file.

The Chair here directed the Clerk to note the presence of Representatives Lee, Pacarro and Kunimura.

At this time, Representative Bicoy introduced to the members of the House 85 seventh grade students from Holy Family School and their teachers, Sister Catherine and Mrs. Goganheimer.

At 11:08 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 11:32 o'clock a.m., the Vice Speaker assumed the rostrum.

The Chair here directed the Clerk to note the presence of Representatives Iha, Menor, Miyake, Takamine, Wakatsuki, de la Cruz and Serizawa.

STANDING COMMITTEE REPORTS

Representative Pule, for the Committee on Printing and Revisions, presented a report (Stand. Com. Rep. No. 762-70) informing the House that Standing Committee Report No. 761-70, House Resolution No. 347, and Standing Committee Report Nos. 763-70 to 769-70 had been printed and distributed.

On motion by Representative Pule, seconded by Representative Oshiro and carried, the report of the Committee was adopted.

Representative Heen, for the Committee on Federal-State-County, presented a report (Stand. Com. Rep. No. 763-70) approving the intent and purpose of S. C. R. No. 26 and recommending its adoption.

On motion by Representative Heen, seconded by Representative Kunimura and carried, the report of the Committee was adopted and S. C. R. No. 26 was adopted.

Representative Heen, for the majority of the Committee on Federal-State-County, presented a report (Stand. Com. Rep. No. 764-70) approving the intent and purpose of S. C. R. No. 39 and recommending its adoption.

On motion by Representative Heen, seconded by Representative Kunimura and carried, the report of the majority of the Committee was adopted and S. C. R. No. 39 was adopted.

Representative Heen, for the Committee on Federal-State-County, presented a report (Stand. Com. Rep. No. 765-70) approving the intent and purpose of S. C. R. No. 20 and recommending its adoption.

On motion by Representative Heen, seconded by Representative Kunimura and carried, the report of the Committee was adopted and S. C. R. No. 20 was adopted.

Representative Taira, for the Committee on Education, presented a report (Stand. Com. Rep. No. 766-70) approving the intent and purpose of H. R. No. 45 and recommending its adoption.

On motion by Representative Taira, seconded by Representative Sakima and carried, the report of the Committee was adopted and H. R. No. 45 was adopted.

Representative Taira, for the Committee on Education, presented a report (Stand. Com. Rep. No. 767-70) approving the intent and purpose of S. C. R. No. 21 and recommending its adoption with certain amendments.

On motion by Representative Taira, seconded by Representative Sakima and carried, the report of the Committee was adopted and S. C. R. No. 21, as amended,

entitled: "House Resolution requesting the Department of Education to evaluate the drug abuse segment of the school health education study ("Concept 9") and to prepare to implement the "San Diego" Program on a pilot project basis in September, 1970," was adopted.

Representative Alcon, for the Committee on Public Institutions and Social Services, presented a report (Stand. Com. Rep. No. 768-70) approving the intent and purpose of H. R. No. 61 and recommending its referral to the Committee on Finance.

On motion by Representative Alcon, seconded by Representative Lee and carried, the report of the Committee was adopted and H. R. No. 61 was referred to the Committee on Finance.

Representative Kimura, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 769-70) approving the intent and purpose of H. C. R. No. 107 and recommending its adoption with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 769-70 on H. C. R. No. 107, as amended, was deferred until the end of the calendar.

At 11:42 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

At 12:27 o'clock p.m., the House of Representatives reconvened.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H. R. Nos. 348 to 350) were read by the Clerk and were disposed of as follows:

A resolution (H. R. No. 348) congratulating Allan T. Yokota for the honors won in the design competition conducted by Portland Cement Association was jointly offered by Representatives Miho, Aduja, Ajifu, Alcon, Bicoy, de la Cruz, Devereux, Duponte, Fong, Garcia, Heen, Ho, Iha,

Inaba, Judd, Kawakami, Kimura, Lee, Lum, Meyer, Minn, Oda, Oshiro, Pacarro, Poepoe, Roehrig, Saiki, Shigemura, Soares, Taira, Takamine, Takitani, Uechi, Ushijima, Wakatsuki, F. Wong and R. Wong.

On motion by Representative Miho, seconded by Representative Fong and carried, H. R. No. 348 was adopted.

A resolution (H. R. No. 349) honoring Mrs. Mabel C. Creedon for her achievements in the field of education and extending aloha and best wishes to her upon her retirement was jointly offered by Representatives Ushijima, Aduja, Ajifu, Alcon, Baptiste, Bicoy, de la Cruz, Devereux, Duponte, Fong, Garcia, Heen, Ho, Iha, Inaba, Judd, Kato, Kawakami, Kimura, Kondo, Kunimura, Lee, Loo, Lum, Menor, Meyer, Miho, Minn, Miyake, Morioka, Nakama, Oda, Oshiro, Pacarro, Poepoe, Pule, Roehrig, Saiki, Sakima, Serizawa, Shigemura, Soares, Suwa, Taira, Takamine, Takitani, Uechi, Wakatsuki, F. Wong, R. Wong and Beppu.

On motion by Representative Ushijima, seconded by Representative Suwa and carried, H. R. No. 349 was adopted.

A resolution (H. R. No. 350) commending Hawaii's policemen for their outstanding service to the people of Hawaii was jointly offered by Representatives Nakama, Aduja, Ajifu, Alcon, Bicoy, de la Cruz, Devereux, Duponte, Fong, Garcia, Ho, Inaba, Judd, Kato, Kawakami, Kondo, Kunimura, Lee, Loo, Lum, Menor, Meyer, Miho, Minn, Miyake, Morioka, Oda, Oshiro, Pacarro, Poepoe, Pule, Saiki, Sakima, Serizawa, Shigemura, Soares, Taira, Takamine, Uechi, Ushijima, F. Wong and Beppu.

On motion by Representative Nakama, seconded by Representative Kato and carried, H. R. No. 350 was adopted.

By unanimous consent, the following resolutions (H. R. Nos. 351 to 355) and concurrent resolutions (H. C. R. Nos. 117

and 118) were referred to the Committee on Printing and Revisions and further action was deferred until later in the evening:

A resolution (H. R. No. 351) requesting the Center for Engineering Research, University of Hawaii, to submit a proposal for a study of new energy sources for the State of Hawaii was jointly offered by Representatives R. Wong, Aduja, Ajifu, Alcon, Baptiste, Bicoy, de la Cruz, Devereux, Duponte, Fong, Garcia, Heen, Ho, Iha, Inaba, Judd, Kato, Kawakami, Kimura, Kondo, Kunimura, Lee, Loo, Lum, Menor, Meyer, Miho, Minn, Miyake, Morioka, Nakama, Oda, Pacarro, Poepoe, Pule, Roehrig, Saiki, Sakima, Serizawa, Shigemura, Soares, Suwa, Taira, Takamine, Takitani, Uechi, Ushijima, Wakatsuki, F. Wong and Beppu.

A resolution (H. R. No. 352) requesting the Legislative Auditor to evaluate the New Careers Demonstration Projects was jointly offered by Representatives Wakatsuki, Alcon, Baptiste, Bicoy, de la Cruz, Duponte, Heen, Ho, Iha, Inaba, Kato, Kawakami, Kimura, Kondo, Kunimura, Lee, Loo, Menor, Minn, Miyake, Morioka, Nakama, Oshiro, Pacarro, Pule, Roehrig, Sakima, Serizawa, Shigemura, Suwa, Taira, Takamine, Takitani, Uechi, Ushijima, F. Wong and R. Wong.

A resolution (H. R. No. 353) relating to establishing an Interim Committee on Intergovernmental Affairs was jointly offered by Representatives Heen, Alcon, Bicoy, Kawakami, Kimura, Morioka, Oshiro, Taira and Takamine.

A resolution (H. R. No. 354) relating to the lease of public land to private social and recreational organizations was jointly offered by Representatives Shigemura, Alcon, Baptiste, Bicoy, de la Cruz, Heen, Iha, Kato, Kawakami, Kimura, Kondo, Kunimura, Lee, Loo, Menor, Minn, Morioka, Nakama, Oda, Oshiro, Pacarro, Pule, Roehrig, Sakima, Serizawa, Taira, Takamine, Takitani, Uechi, Ushijima, F. Wong, R. Wong and

Beppu.

A resolution (H. R. No. 355) requesting study and research on residential landlord-tenant law and recommendations thereon was jointly offered by Representatives Uechi, Baptiste, Inaba, Kondo, Pacarro, Roehrig, Suwa, Takitani and R. Wong.

A concurrent resolution (H. C. R. No. 117) establishing a temporary commission on the environment was jointly offered by Representatives Wakatsuki, Alcon, Baptiste, Bicoy, de la Cruz, Duponte, Heen, Ho, Iha, Inaba, Kato, Kawakami, Kimura, Kondo, Kunimura, Lee, Loo, Menor, Minn, Miyake, Morioka, Nakama, Pacarro, Pule, Roehrig, Sakima, Serizawa, Suwa, Taira, Takamine, Takitani, Uechi, Ushijima, F. Wong, R. Wong and Beppu.

A concurrent resolution (H. C. R. No. 118) relating to establishing an Interim Committee on Intergovernmental Affairs was jointly offered by Representatives Heen, Alcon, Bicoy, Kawakami, Morioka, Oshiro, Taira and Takamine.

STANDING COMMITTEE REPORTS

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 770-70) approving the intent and purpose of H. R. No. 257 and recommending its adoption.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and H. R. No. 257 was adopted.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 771-70) approving the intent and purpose of H. R. No. 129 and recommending its adoption with certain amendments.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the

Committee was adopted and H. R. No. 129, as amended, was adopted.

SUSPENSION OF RULES

On motion by Representative Ho, seconded by Representative Garcia and carried unanimously, the rules were suspended for the purpose of taking up bills on Third and Final Readings on the basis of a modified consent calendar.

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

By unanimous consent, H. B. No. 1444-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 1444-70 and that H. B. No. 1444-70, as amended, pass Final Reading, seconded by Representative Minn.

Representative Wakatsuki explained the changes made by the Senate.

The motion to pass H. B. No. 1444-70, as amended, on Final Reading was put by the Chair and carried by a vote of 50 ayes, with Representative R. Wong being excused.

The Chair here directed the Clerk to note that H. B. No. 1444-70 passed Final Reading at 12:37 o'clock p.m.

By unanimous consent, H. C. R. No. 23, as amended by the Senate, was taken from the Clerk's desk.

On motion by Representative Baptiste, seconded by Representative Ushijima and carried, the House agreed to the amendments proposed by the Senate to H. C. R. No. 23 and H. C. R. No. 23, as amended, was finally adopted.

RECONSIDERATION OF ACTION TAKEN BY THE HOUSE

On motion by Representative Kunimura, seconded by Representative Ho and carried, the House reconsidered

its action taken on April 21, 1970 in recommitting Stand. Com. Rep. No. 701-70 and S. B. No. 1745-70, as amended, jointly to the Select Committees of Hawaii Representatives, Kauai Representatives, Maui Representatives and Oahu Representatives.

Representative Kunimura moved that the report of the Committee be adopted and S. B. No. 1745-70, as amended, having been read throughout, pass Third Reading, seconded by Representative Ho.

The motion to adopt the report of the Committee and to pass S. B. No. 1745-70, as amended, on Third Reading was put by the Chair and carried by a vote of 50 ayes, with Representative R. Wong being excused.

At 12:42 o'clock p.m., on motion by Representative Ho, seconded by Representative Garcia and carried, the House of Representatives stood in recess until 5:00 o'clock p.m.

NIGHT SESSION

Upon reconvening at 9:55 o'clock p.m., the Speaker resumed the rostrum.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 400 to 402) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 400) informing the House that the Senate had agreed to the amendments proposed by the House to S. C. R. No. 21 and S. C. R. No. 21, as thus amended, was Finally adopted this day by the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 401) returning H. C. R. No. 99 which was adopted by the Senate on April 23, 1970, was placed on file.

A communication from the Senate (Sen. Com. No. 402) returning H. B. No. 1621-70 which passed Third Reading in the Senate on April 23, 1970, was placed on file.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H. R. Nos. 351 to 355) and concurrent resolutions (H. C. R. Nos. 117 and 118 and S. C. R. No. 25) were disposed of as follows:

H. R. No. 351 was referred to the Committee on Economic Development.

H. R. No. 352 was referred to the Committee on Finance.

H. R. No. 353 was referred to the Committee on Federal-State-County.

H. R. No. 354 was referred to the Committee on Lands.

H. R. No. 355 was referred to the Committee on Housing and Consumer Protection.

H. C. R. No. 117 was referred to the Committee on Public Health, Youth and General Welfare.

H. C. R. No. 118 was referred to the Committee on Federal-State-County.

S. C. R. No. 25 was referred to the Committee on Lands.

STANDING COMMITTEE REPORTS

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 772-70) approving the intent and purpose of S. C. R. No. 41 and recommending its adoption.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. C. R. No. 41 was adopted.

Representative Wakatsuki, for the majority of the Committee on Finance, presented a report (Stand. Com. Rep. No. 773-70) approving the intent and purpose of H. R. No. 334 and

recommending its adoption.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the majority of the Committee was adopted and H. R. No. 334 was adopted.

Representative Alcon, for the Committee on Public Institutions and Social Services, presented a report (Stand. Com. Rep. No. 774-70) approving the intent and purpose of H. R. No. 344 and recommending its adoption.

On motion by Representative Alcon, seconded by Representative Lee and carried, the report of the Committee was adopted and H. R. No. 344 was adopted.

Representative Loo, for the Committee on Public Health, Youth and General Welfare, presented a report (Stand. Com. Rep. No. 775-70) approving the intent and purpose of H. R. No. 328 and recommending its adoption with certain amendments.

On motion by Representative Loo, seconded by Representative Roehrig and carried, the report of the Committee was adopted and H. R. No. 328, as amended, entitled: "House Resolution requesting the Speaker of the House of Representatives to appoint an interim committee to investigate the claims made on the gasoline additive named F-310 by Standard Oil Company of California," was adopted.

Representative Serizawa, for the Committee on Lands, presented a report (Stand. Com. Rep. No. 776-70) approving the intent and purpose of H. R. No. 234 and recommending its adoption with certain amendments.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H. R. No. 234, as amended, entitled: "House Resolution requesting a study on the releasing of axis deer on the Island of Hawaii," was adopted.

Representative Kato, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 777-70) approving the intent and purpose of H. R. No. 343 and recommending its adoption.

On motion by Representative Kato, seconded by Representative Bicoy and carried, the report of the Committee was adopted and H. R. No. 343 was adopted.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 778-70) approving the intent and purpose of H. C. R. No. 49 and recommending its adoption.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and H. C. R. No. 49 was adopted.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 779-70) approving the intent and purpose of H. R. No. 100 and recommending its adoption.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and H. R. No. 100 was adopted.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 780-70) approving the intent and purpose of H. R. No. 205 and recommending its adoption.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and H. R. No. 205 was adopted.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 781-70) approving the intent and purpose of H. R. No. 258 and recommending its adoption.

On motion by Representative

Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and H. R. No. 258 was adopted.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 782-70) approving the intent and purpose of H. R. No. 317 and recommending its adoption.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and H. R. No. 317 was adopted.

SPECIAL COMMITTEE REPORT

The following report (Special Committee Report No. 12) was received by the Clerk and was placed on file:

Representative Uechi, co-chairman of the Joint Interim Committee on Uniform Consumer Credit Code created pursuant to S. C. R. No. 82, H. D. 1, Regular Session of 1969, entitled: "Senate Concurrent Resolution requesting an interim joint committee study on the Uniform Consumer Credit Code," presented a report (Spec. Com. Rep. No. 12) with certain recommendations.

INTRODUCTION OF RESOLUTION

By unanimous consent, the following resolution (H. R. No. 356) was referred to the Committee on Printing and Revisions and further action was deferred until tomorrow, April 24, 1970:

A resolution (H. R. No. 356) requesting the Advisory Commission on Manpower and Full Employment of the Department of Planning and Economic Development to coordinate immigrant-related programs and activities with the Progressive Neighborhoods Human Services Centers was jointly offered by Representatives Wakatsuki, Alcon, Baptiste, Bicoy, Duponte, Heen, Iha, Inaba, Kato, Kawakami, Kimura, Kondo, Kunimura, Lee, Menor, Miho, Minn, Miyake,

Morioka, Nakama, Oshiro, Pacarro, Pule, Roehrig, Sakima, Serizawa, Suwa, Taira, Takitani, Uechi, Ushijima, F. Wong and R. Wong.

UNFINISHED BUSINESS

Consideration of Stand. Com. Rep. No. 708-70 on S. B. No. 1139-70, as amended, which had been deferred to this day.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, the report of the Committee was adopted and S. B. No. 1139-70, as amended, having been read throughout, passed Third Reading by a vote 37 ayes to 13 noes, with Representatives Aduja, Ajifu, Devereux, Fong, Garcia, Judd, Lum, Meyer, Miho, Oda, Poepoe, Saiki and Soares voting no, and Representative de la Cruz being excused.

Consideration of Stand. Com. Rep. No. 710-70 on S. B. No. 1566-70 which had been deferred to this day.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, the report of the Committee was adopted and S. B. No. 1566-70, having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative de la Cruz being excused.

Consideration of Stand. Com. Rep. No. 747-70 on S. B. No. 1378-70 which had been deferred to this day.

By unanimous consent, Stand. Com. Rep. No. 747-70 and S. B. No. 1378-70, S. D. 2 were recommitted to the Committee on Housing and Consumer Protection.

Consideration of Stand. Com. Rep. No. 749-70 on S. B. 1379-70 which had been deferred to this day.

By unanimous consent, Stand. Com. Rep. No. 749-70 and S. B. No. 1379-70, S. D. 2 were recommitted to

the Committee on Housing and Consumer Protection.

The Chair here directed the Clerk to note that S. B. Nos. 1139-70 and 1566-70 had passed Third Reading no earlier than 10:05 o'clock p.m.

**DISPOSITION OF MATTERS
PLACED ON THE CLERK'S DESK**

By unanimous consent, H. B. No. 2046-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 2046-70 and that H. B. No. 2046-70, as amended, pass Final Reading, seconded by Representative Minn.

Representative Wakatsuki explained the changes made by the Senate.

The motion to pass H. B. No. 2046-70, as amended, on Final Reading was put by the Chair and carried by a vote of 50 ayes, with Representative de la Cruz being excused.

By unanimous consent, H. B. No. 13, as amended by the Senate, was taken from the Clerk's desk.

Representative Kato moved that the House agree to the amendments proposed by the Senate to H. B. No. 13, and H. B. No. 13, as amended, pass Final Reading, seconded by Representative Bicoy.

Representative Kato then explained the changes made by the Senate.

The motion to pass H. B. No. 13, as amended, on Final Reading was put by the Chair and carried by a vote of 50 ayes, with Representative de la Cruz being excused.

By unanimous consent, H. B. No. 436, as amended by the Senate, was taken from the Clerk's desk.

Representative Kato moved that the

House agree to the amendments proposed by the Senate to H. B. No. 436, and H. B. No. 436, as amended, pass Final Reading, seconded by Representative Bicoy.

Representative Kato then explained the changes made by the Senate.

The motion to pass H. B. No. 436, as amended, on Final Reading was put by the Chair and carried by a vote of 50 ayes, with Representative de la Cruz being excused.

By unanimous consent, H. B. No. 2146-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Kato moved that the House agree to the amendments proposed by the Senate to H. B. No. 2146-70, and H. B. No. 2146-70, as amended, pass Final Reading, seconded by Representative Bicoy.

Representative Kato then explained the changes made by the Senate.

The motion to pass H. B. No. 2146-70, as amended, on Final Reading was put by the Chair and carried by a vote of 50 ayes, with Representative de la Cruz being excused.

By unanimous consent, H. B. No. 1304-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Morioka moved that the House agree to the amendments proposed by the Senate to H. B. No. 1304-70 and that H. B. No. 1304-70, as amended, pass Final Reading, seconded by Representative Kondo.

Representative Morioka then explained the changes made by the Senate.

The motion to pass H. B. No. 1304-70, as amended, on Final Reading was put by the Chair and carried by a vote of 50 ayes, with Representative de la Cruz being excused.

By unanimous consent, H. B. No. 1907-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Loo moved that the House agree to the amendments proposed by the Senate to H. B. No. 1907-70 and that H. B. No. 1907-70, as amended, pass Final Reading, seconded by Representative Roehrig.

Representative Loo then explained the changes made by the Senate.

The motion to pass H. B. No. 1907-70, as amended, on Final Reading was put by the Chair and carried by a vote of 50 ayes, with Representative de la Cruz being excused.

By unanimous consent, H. B. No. 449, was taken from the Clerk's desk.

On motion by Representative Takamine, seconded by Representative Iha, H. B. No. 449 passed Final Reading by a vote of 42 ayes to 8 noes, with Representatives Devereux, Fong, Garcia, Judd, Kawakami, Loo, Saiki and Soares voting no, and Representative de la Cruz being excused, in accordance with Article III, Section 16, of the Constitution of the State of Hawaii.

At 10:06 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

At 10:10 o'clock p.m., the House of Representatives reconvened.

By unanimous consent, H. B. No. 1446-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 1446-70 and that H. B. No. 1446-70, as amended, pass Final Reading, seconded by Representative Minn.

Representative Wakatsuki then

explained the changes made by the Senate.

The motion to pass H. B. No. 1446-70, as amended, on Final Reading was put by the Chair and carried by a vote of 50 ayes, with Representative de la Cruz being excused.

At 10:13 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

At 10:17 o'clock p.m., the House of Representatives reconvened.

By unanimous consent, H. B. No. 1979-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 1979-70 and that H. B. No. 1979-70, as amended, pass Final Reading, seconded by Representative Minn.

Representative Wakatsuki then stated that the changes made by the Senate were technical in nature.

The motion to pass H. B. No. 1979-70, as amended, on Final Reading was put by the Chair and carried by a vote of 50 ayes, with Representative de la Cruz being excused.

The Chair, at this time, directed the Clerk to note that H. B. Nos. 2046-70, 13, 436, 2146-70, 1304-70, 1907-70, 449, 1446-70 and 1979-70 passed Final Reading at 10:20 o'clock p.m.

By unanimous consent, H. B. No. 1795-70, as amended by the Senate, was taken from the Clerk's desk.

On motion by Representative Kato, seconded by Representative Bicoy and carried, the House disagreed to the amendments proposed by the Senate to H. B. No. 1795-70 and requested a conference on the subject matter of said

amendments.

In accordance therewith, the Chair appointed Representatives Kato, Chairman, Oshiro and Miho as Managers on the part of the House at such conference.

By unanimous consent, H. B. No. 1202, as amended by the Senate, was taken from the Clerk's desk.

On motion by Representative Kato, seconded by Representative Bicoy and carried, the House disagreed to the amendments proposed by the Senate to H. B. No. 1202 and requested a conference on the subject matter of said amendments.

In accordance therewith, the Chair appointed Representatives Kato, Chairman, Kimura and Judd as Managers on the part of the House at such conference.

By unanimous consent, H. B. No. 65, as amended by the Senate, was taken from the Clerk's desk.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the House disagreed to the amendments proposed by the Senate to H. B. No. 65 and requested a conference on the subject matter of said amendments.

In accordance therewith, the Chair appointed Representatives Suwa, Chairman, Nakama and Lum as Managers on the part of the House at such conference.

By unanimous consent, H. B. No. 2092-70, as amended by the Senate, was taken from the Clerk's desk.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the House disagreed to the amendments proposed by the Senate to H. B. No. 2092-70 and requested a conference on the subject matter of said amendments.

In accordance therewith, the Chair appointed Representatives Kunimura, Chairman, Inaba, Poepoe, Takitani and Bicoy as Managers on the part of the House at such conference.

By unanimous consent, H. B. No. 1457-70, as amended by the Senate, was taken from the Clerk's desk.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the House disagreed to the amendments proposed by the Senate to H. B. No. 1457-70 and requested a conference on the subject matter of said amendments.

In accordance therewith, the Chair appointed Representatives Ushijima, Chairman, F. Wong and Devereux as Managers on the part of the House at such conference.

By unanimous consent, H. B. No. 1273-70, as amended by the Senate, was taken from the Clerk's desk.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the House disagreed to the amendments proposed by the Senate to H. B. No. 1273-70 and requested a conference on the subject matter of said amendments.

By unanimous consent, the appointment of Managers on the part of the House at such conference was deferred.

By unanimous consent, H. B. No. 658, as amended by the Senate, was taken from the Clerk's desk.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the House disagreed to the amendments proposed by the Senate to H. B. No. 658 and requested a conference on the subject matter of said amendments.

By unanimous consent, the appointment of Managers on the part of

the House at such conference was deferred.

By unanimous consent, H. C. R. No. 15, as amended by the Senate, was taken from the Clerk's desk.

On motion by Representative Kawakami, seconded by Representative Serizawa and carried, the House agreed to the amendments proposed by the Senate to H. C. R. No. 15 and H. C. R. No. 15, as amended, was Finally adopted.

CONFERENCE COMMITTEE REPORTS

Representative Kato, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H. B. No. 752, presented a report (Conf. Com. Rep. No. 5) recommending to their respective Houses the final passage of the bill with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 5 on H. B. No. 752, as amended, was deferred until tomorrow, April 24, 1970.

Representative Taira, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1689-70, presented a report (Conf. Com. Rep. No. 6) recommending to their respective Houses the final passage of the bill with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 6 on S. B. No. 1689-70, as amended, was deferred until tomorrow, April 24, 1970.

At 11:43 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 11:48 o'clock p.m., the Vice Speaker assumed the rostrum.

DEFERRED MATTERS

Consideration of Stand. Com. Rep.

No. 683-70 on S. B. No. 1981-70, which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 683-70 on S. B. No. 1981-70 was deferred until tomorrow, April 24, 1970.

Consideration of Stand. Com. Rep. No. 757-70 on S. B. No. 1577-70, which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 757-70 on S. B. No. 1577-70 was deferred until tomorrow, April 24, 1970.

Consideration of Stand. Com. Rep. No. 758-70 on S. B. No. 1982-70, which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 758-70 on S. B. No. 1982-70 was deferred until tomorrow, April 24, 1970.

Consideration of Stand. Com. Rep. No. 761-70 on S. B. No. 1696-70, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn, the report of the Committee was adopted and S. B. No. 1696-70, as amended, having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair here directed the Clerk to note that S. B. No. 1696-70 had passed Third Reading no earlier than 11:50 o'clock p.m.

Consideration of Stand. Com. Rep. No. 769-70 on H. C. R. No. 107, as amended, which had been deferred to this time.

Representative Kimura, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 769-70) approving the intent and purpose of H. C. R. No. 107 and recommending its adoption with certain amendments.

Representative Kimura moved that the report of the Committee be adopted and that H. C. R. No. 107, as amended, be adopted, seconded by Representative Bicoy.

Representative F. Wong then inquired whether Representative Kimura would yield to a question to which Representative Kimura replied in the affirmative.

Representative F. Wong then inquired:

“I notice that the resolution deals with poultry farmers and meat processors and I was wondering whether the Committee Chairman would indicate to his colleague whether this refers to people who are now in business or does it also refer to people who would be coming into the business?”

Representative Kimura replied:

“The resolution is primarily aimed, as stated in the Committee report, to give help to former processors who are in effect displaced or required to upgrade their physical facilities because of the Wholesome Meat and the Poultry Inspection Acts that we passed last year.”

The motion to adopt the report of the Committee and to adopt H. C. R. No. 107, as amended, was put by the Chair and carried, and the report of the Committee was adopted and H. C. R. No. 107, as amended, entitled: “House Concurrent Resolution requesting the Department of Agriculture to make farm loans available to eligible poultry and meat farmers—processors” was adopted.

At 11:52 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 11:55 o'clock p.m., the Speaker resumed the rostrum.

GOVERNOR'S MESSAGE

A message from the Governor (Gov.

Mess. No. 68) was read by the Clerk as follows:

“STATE OF HAWAII
Executive Chambers
Honolulu

April 23, 1970

Dear Mr. Speaker:

Transmitted herewith is the Executive Order providing for extension of the 1970 Session of the Fifth Legislature.

Warm personal regards. May the Almighty be with you and yours.

Sincerely yours,

/s/ John A. Burns

Honorable Tadao Beppu, Speaker
House of Representatives
Fifth State Legislature
Regular Session of 1970
State of Hawaii

EXECUTIVE ORDER

WHEREAS, Section 11, Article III of the Constitution of the State of Hawaii provides that an extension of not more than fifteen days of any session may be granted by the presiding officers of both houses at the written request of two-thirds of the members to which each house is entitled or may be granted by the governor; and

WHEREAS, the governor has been requested to grant an extension and it appears that such an extension is necessary;

NOW, THEREFORE, I, JOHN A. BURNS, Governor of Hawaii, pursuant to the power vested in me by Section 11, Article III of the Constitution of the State of Hawaii, do hereby extend the 1970 regular session of the Fifth Legislature of the State of Hawaii for a period of twenty-four hours.

DONE at the State Capitol,
Honolulu, State of
Hawaii, this 23rd
day of April, 1970.

/s/ John A. Burns
JOHN A. BURNS
Governor of Hawaii

APPROVED AS TO FORM:

/s/ Bertram Kanbara
Attorney General"

By unanimous consent, Gov. Mess. No.
68 was placed on file.

At 11:59 o'clock p.m., on motion by
Representative Ho, seconded by
Representative Garcia and carried, the
House of Representatives adjourned to
11:00 o'clock a.m. tomorrow, April 24,
1970.

SIXTY-FIRST DAY

Friday, April 24, 1970

The House of Representatives of the Fifth Legislature of the State of Hawaii, Regular Session of 1970, was called to order at 11:00 o'clock a.m.

The Speaker presided.

The Divine Blessing was invoked by The Reverend Thomas F. Nolan of the Sacred Heart Rectory.

Roll call of the members of the House of Representatives showed that all members were present with the exception of Representatives Alcon, Heen, Iha, Lee, Menor, Miyake, Oshiro, Wakatsuki and F. Wong, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Sixtieth Day.

On motion by Representative Ho, seconded by Representative Garcia and carried, reading of the Journal was dispensed with and the Journal of the Sixtieth Day was approved.

The Chair directed the Clerk to note the presence of Representative Lee.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 403 to 413) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 403) informing the House that the Senate had agreed to the amendments proposed by the House to Senate Concurrent Resolution No. 41, and Senate Concurrent Resolution No. 41, as amended, was Finally adopted by the Senate was placed on file.

A communication from the Senate (Sen. Com. No. 404) informing the House that pursuant to the disagreement of the House to the amendments proposed by the Senate to House Bill No. 65, and the request for a conference on the subject

matter of said amendments, Senators Yoshinaga, Chairman, Brown and Mirikitani had been appointed as Managers on the part of the Senate at such conference was placed on file.

A communication from the Senate (Sen. Com. No. 405) informing the House, that pursuant to the disagreement of the House to the amendments proposed by the Senate to House Bill No. 397, and the request for a conference on the subject matter of said amendments, Senators Yano, Chairman, Hulten, Yoshinaga, Yamasaki and Mirikitani had been appointed as Managers on the part of the Senate, at such conference was placed on file.

A communication from the Senate (Sen. Com. No. 406) informing the House that the Senate had disagreed to the amendments proposed by the House to Senate Bill No. 1139-70 and had requested a conference on the subject matter of said amendments, in consequence of which Senators Lanham, Chairman, Nishimura and Rohlfing had been appointed as Managers on the part of the Senate at such conference was placed on file.

A communication from the Senate (Sen. Com. No. 407) informing the House that pursuant to the disagreement of the House to the amendments proposed by the Senate to House Bill No. 1202, and the request for a conference on the subject matter of said amendments, Senators Yoshinaga, Chairman, Clark and Mirikitani had been appointed as Managers on the part of the Senate at such conference was placed on file.

A communication from the Senate (Sen. Com. No. 408) informing the House that pursuant to the disagreement of the House to the amendments proposed by the Senate to House Bill No. 1457-70, and the request for a conference on the subject matter of said amendments, Senators Kuriyama, Chairman, Nishimura and Yee had been appointed as Managers on the part of the Senate at such conference was placed on file.

A communication from the Senate (Sen. Com. No. 409) informing the House that the Senate had disagreed to the amendments proposed by the House to Senate Bill No. 1566-70 and had requested a conference on the subject matter of said amendments, in consequence of which Senators Lanham, Chairman, Nishimura and Rohlfing had been appointed as Managers on the part of the Senate at such conference was placed on file.

A communication from the Senate (Sen. Com. No. 410) informing the House that the Senate had disagreed to the amendments proposed by the House to Senate Bill No. 1696-70 and had requested a conference on the subject matter of said amendments, in consequence of which Senators Takahashi, Chairman, Fernandes, Yamasaki, Clark and Rohlfing had been appointed as Managers on the part of the Senate at such conference was placed on file.

A communication from the Senate (Sen. Com. No. 411) informing the House that pursuant to the disagreement of the House to the amendments proposed by the Senate to House Bill No. 1795-70, and the request for a conference on the subject matter of said amendments, Senators Ushijima, Chairman, Ariyoshi and Yee had been appointed as Managers on the part of the Senate at such conference was placed on file.

A communication from the Senate (Sen. Com. No. 412) informing the House that pursuant to the disagreement of the House to the amendments proposed by the Senate to House Bill No. 2092-70 and the request for a conference on the subject matter of said amendments, Senators Yoshinaga, Chairman, Clark and Mirikitani had been appointed as Managers on the part of the Senate at such conference was placed on file.

A communication from the Senate (Sen. Com. No. 413) returning House Concurrent Resolution No. 33 which was this day adopted by the Senate in an

amended form was placed on file.

By unanimous consent, H. C. R. No. 33, as amended by the Senate, was placed on the Clerk's desk.

The Chair directed the Clerk to note the presence of Representatives Alcon, Iha, Miyake and Oshiro.

The members of the House extended congratulations and best wishes to Representative Sarah K. Pule on this her birthday and Representative Suwa presented her with a lei.

Representative Loo introduced to the members of the House 116 fourth grade students from Kalihi-Waena Elementary School, with their teachers, Mrs. Nowaki, Mrs. Mah, Miss Ishikawa and Miss Kaulukukui.

Representative Pacarro then introduced 26 students from Kamehameha School, with their teacher, Mr. Granger.

ORDER OF THE DAY

DEFERRED RESOLUTION

The following resolution (H. R. No. 356) was disposed of as follows:

H. R. No. 356 was referred to the Committee on Labor and Employment Problems.

STANDING COMMITTEE REPORTS

Representative Pule, for the Committee on Printing and Revision, presented a report (Stand. Com. Rep. No. 783-70) informing the House that Standing Committee Report Nos. 770-70 to 782-70, House Resolution Nos. 348 to 356, House Concurrent Resolution Nos. 117 and 118, Special Committee Report No. 12, Conference Committee Report No. 5, Re: H. B. No. 752, H.D.1, S.D.3, C.D.1, and Conference Committee Report No. 6, Re: S. B. No. 1689-70, S.D.1, H.D.1, C.D.1, and Standing Committee Report Nos.

784-70 and 785-70 had been printed and distributed.

On motion by Representative Pule, seconded by Representative Oshiro and carried, the report of the Committee was adopted.

Representative Serizawa, for the Committee on Lands, presented a report (Stand. Com. Rep. No. 784-70) approving the intent and purpose of H. R. No. 16 and recommending its referral to the Committee on Finance.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H. R. No. 16 was referred to the Committee on Finance.

Representative Serizawa, for the Committee on Lands, presented a report (Stand. Com. Rep. No. 785-70) approving the intent and purpose of H. R. No. 135 and recommending its referral to the Committee on Finance.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H. R. No. 135 was referred to the Committee on Finance.

The Chair directed the Clerk to note the presence of Representative F. Wong.

The Chair declared a recess at 11:09 o'clock a.m., subject to the call of the Chair.

The House of Representatives reconvened at 12:32 o'clock p.m.

The Chair directed the Clerk to note the presence of Representative Wakatsuki.

Representative Kondo introduced to the members of the House, 40 students from the Maui Community College, with their teacher, Mr. Head.

Representative Kato announced the birthday of a member of the staff, Mrs. Edith Campos, and presented her with a lei.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H. R. No. 357 to 359) and concurrent resolution (H. C. R. No. 119) were read by the Clerk and by unanimous consent, were referred to the Committee on Printing and Revisions and further action deferred to later in the day:

A resolution (H. R. No. 357) relating to wharfage charges was jointly offered by Representatives Kimura, Ajifu, Bicoy, de la Cruz, Devereux, Duponte, Inaba, Minn, Nakama, Oshiro, Pacarro, Poepoe, Roehrig, Sakima, Serizawa, Shigemura, Soares, Suwa, Takitani and Uechi.

A resolution (H. R. No. 358) requesting the Speaker of the House to appoint an interim committee to study and review the leasing policies of the Board of Land and Natural Resources was jointly offered by Representatives Kunimura, Baptiste, Ho, Kawakami, Loo, Menor, Miyake, Roehrig, Serizawa, Suwa, Ushijima and Beppu.

A resolution (H. R. No. 359) requesting the Department of Education to provide for consumer education in the public schools and an education specialist therefor was jointly offered by Representatives Uechi, Alcon, Baptiste, Bicoy, de la Cruz, Duponte, Inaba, Kawakami, Kimura, Kondo, Kunimura, Lee, Loo, Minn, Nakama, Oshiro, Pacarro, Pule, Roehrig, Sakima, Taira, Takitani, Ushijima, F. Wong and R. Wong.

A concurrent resolution (H. C. R. No. 119) requesting the Legislative Reference Bureau to study the need for establishing a State Commission on Population Planning was jointly offered by Representatives Loo, Aduja, Ajifu, Baptiste, de la Cruz, Devereux, Fong, Ho, Iha, Inaba, Judd, Kato, Kawakami,

Kimura, Miho, Miyake, Morioka, Oda, Poepoe, Pule, Roehrig, Saiki, Sakima, Suwa, Taira, Takitani, Uechi, Ushijima, Wakatsuki and Beppu.

At 12:35 o'clock p.m., on motion by Representative Ho, seconded by Representative Garcia and carried, the House stood in recess until 10:00 o'clock p.m.

NIGHT SESSION

The House of Representatives reconvened at 11:30 o'clock p.m.

The Chair directed the Clerk to note the presence of Representatives Heen and Menor.

DEFERRED RESOLUTIONS

The following resolutions (H. R. Nos. 357 to 359) and concurrent resolution (H. C. R. No. 119) were disposed of as follows:

H. R. No. 357 was referred to the Committee on Agriculture.

H. R. No. 358 was referred to the Committee on Lands.

H. R. No. 359 was referred to the Committee on Education.

H. C. R. No. 119 was referred to the Committee on Public Health, Youth and General Welfare.

SUSPENSION OF RULES

On motion by Representative Ho, seconded by Representative Garcia and unanimously carried, the rules were suspended for the purpose of taking up bills on Third and Final Readings, on the basis of a modified consent calendar.

UNFINISHED BUSINESS

Consideration of Stand. Com. Rep. No. 683-70 on S. B. No. 1981-70 on Third Reading which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 683-70 on S. B. No. 1981-70 was deferred to Monday, April 27, 1970.

Consideration of Stand. Com. Rep. No. 757-70 on S. B. No. 1577-70 on Third Reading, which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 757-70 on S. B. No. 1577-70 was deferred to Monday, April 27, 1970.

Consideration of Stand. Com. Rep. No. 758-70 on S. B. No. 1982-70 on Third Reading, which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 758-70 on S. B. No. 1982-70 was deferred to Monday, April 27, 1970.

Consideration of Conf. Com. Rep. No. 5 on H. B. No. 752, as amended, on Final Reading which was deferred to this day.

On motion by Representative Kato, seconded by Representative Bicoy, the report of the Committee was adopted and H. B. No. 752, as amended, passed Final Reading by a vote of 51 ayes.

Consideration of Conf. Com. Rep. No. 6 on S. B. No. 1689-70, as amended, on Final Reading which was deferred to this day.

Representative Taira moved that the report of the Committee be adopted and S. B. No. 1689-70, as amended, pass Final Reading, seconded by Representative Sakima.

Representative Taira here stated:

"Mr. Speaker, less the public be misled into thinking that by the passage of this bill, we are proposing a constitutional amendment which will abolish the school board, I want to make it clear that all this bill does is to remove from our Constitution, the elective feature as it

concerns the school board. This is all it does.

Mr. Speaker, I wanted to bring this to the attention of this body and the public because I am afraid that there are statements being made which may mislead the public into thinking that this legislature is seeking to abolish the school board and this is not the case.

Thank you, Mr. Speaker.”

The motion to adopt the report of the Committee and to pass S. B. No. 1689-70, as amended, on Final Reading was put by the Chair and carried and S. B. No. 1689-70, as amended, passed Final Reading by a vote of 47 ayes to 4 noes, with Representatives Alcon, Kondo, Loo and Serizawa voting no, which was not less than two-thirds of all the members to which the House is entitled.

The Chair directed the Clerk to note that H. B. No. 752 and S. B. No. 1689-70 had passed Final Reading not later than 11:33 o'clock p.m.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 414 to 421) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 414) informing the House that the Senate had disagreed to the amendments proposed by the House to Senate Bill No. 542 and had requested a conference on the subject matter of said amendments, in consequence of which Senators Ushijima, Chairman, Yamasaki and Henderson had been appointed as Managers on the part of the Senate at such conference was placed on file.

A communication from the Senate (Sen. Com. No. 415) returning House Concurrent Resolution No. 107 which was this day adopted by the Senate was placed on file.

A communication from the Senate

(Sen. Com. No. 416) returning House Concurrent Resolution No. 49 which was this day adopted by the Senate was placed on file.

A communication from the Senate (Sen. Com. No. 417) informing the House that Senator Yee had been appointed as Manager on the part of the Senate at the conferences on Senate Bill No. 1131-70, as amended by the House; House Bill No. 1260-70, as amended by the Senate, and House Bill No. 1267-70, as amended by the Senate, in place of Senator Ansai was placed on file.

A communication from the Senate (Sen. Com. No. 418) informing the House that the Senate had agreed to the amendments proposed by the House to Senate Bill No. 1745-70, and Senate Bill No. 1745-70, as amended, this day passed Final Reading in the Senate was placed on file.

A communication from the Senate (Sen. Com. No. 419) transmitting Senate Concurrent Resolution No. 75 supporting the Hawaii Medical Association in the formation of a Hawaii Committee on drug abuse which was this day adopted by the Senate was placed on file.

By unanimous consent, further consideration of S.C.R. No. 75 was deferred until Monday, April 27, 1970.

A communication from the Senate (Sen. Com. No. 420) returning House Bill No. 1879-70 which this day passed Third Reading in the Senate was placed on file.

A communication from the Senate (Sen. Com. No. 421) returning House Bill No. 1926-70 which this day passed Third Reading in the Senate was placed on file.

STANDING COMMITTEE REPORTS

Representative Heen, for the Committee on Federal-State-County, presented a report (Stand. Com. Rep. No. 786-70) approving the intent and

purpose of S.C.R. No. 66 and recommending its adoption.

On motion by Representative Heen, seconded by Representative Bicoy and carried, the report of the Committee was adopted and S. C. R. No. 66 was adopted.

Representative Heen, for the Committee on Federal-State-County, presented a report (Stand. Com. Rep. No. 787-70) approving the intent and purpose of S. C. R. No. 68 and recommending its adoption.

On motion by Representative Heen, seconded by Representative Bicoy and carried, the report of the Committee was adopted and S. C. R. No. 68 was adopted.

Representative Serizawa, for the Committee on Lands, presented a report (Stand. Com. Rep. No. 788-70) approving the intent and purpose of H. R. No. 12 and recommending its adoption.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H. R. No. 12 was adopted.

Representative Serizawa, for the Committee on Lands, presented a report (Stand. Com. Rep. No. 789-70) approving the intent and purpose of H. R. No. 144 and recommending its adoption.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H. R. No. 144 was adopted.

Representative Serizawa, for the Committee on Lands, presented a report (Stand. Com. Rep. No. 790-70) approving the intent and purpose of H. R. No. 170 and recommending its adoption.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H. R. No. 170 was adopted.

The Chair declared a recess at 11:34 o'clock p.m., subject to the call of the Chair.

At 11:36 o'clock p.m., the House of Representatives reconvened.

Representative Serizawa, for the Committee on Lands, presented a report (Stand. Com. Rep. No. 791-70) approving the intent and purpose of H. R. No. 171 and recommending its adoption.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H. R. No. 171 was adopted.

Representative Serizawa, for the Committee on Lands, presented a report (Stand. Com. Rep. No. 792-70) approving the intent and purpose of H. R. No. 187 and recommending its adoption.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H. R. No. 187 was adopted.

Representative Serizawa, for the Committee on Lands, presented a report (Stand. Com. Rep. No. 793-70) approving the intent and purpose of H. R. No. 236 and recommending its adoption.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H. R. No. 236 was adopted.

Representative Serizawa, for the Committee on Lands, presented a report (Stand. Com. Rep. No. 794-70) approving the intent and purpose of H. R. No. 354 and recommending its adoption.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H. R. No. 354 was adopted by a vote of 38 ayes to 13 noes, with Representatives Aduja,

Ajifu, Devereux, Fong, Garcia, Judd, Lum, Meyer, Miho, Oda, Poepoe, Saiki and Soares voting no.

Representative Loo, for the Committee on Public Health, Youth and General Welfare, presented a report (Stand. Com. Rep. No. 795-70) approving the intent and purpose of H. C. R. No. 117 and recommending its adoption.

On motion by Representative Loo, seconded by Representative Roehrig and carried, the report of the Committee was adopted and H. C. R. No. 117 was adopted.

Representative Uechi, for the Committee on Housing and Consumer Protection, presented a report (Stand. Com. Rep. No. 796-70) approving the intent and purpose of H. R. No. 355 and recommending its adoption.

On motion by Representative Uechi, seconded by Representative Kondo and carried, the report of the Committee was adopted and H. R. No. 355 was adopted.

Representative Kimura, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 797-70) approving the intent and purpose of H. R. No. 357 and recommending its adoption.

On motion by Representative Kimura, seconded by Representative Takitani and carried, the report of the Committee was adopted and H. R. No. 357 was adopted.

Representative Heen, for the Committee on Federal-State-County, presented a report (Stand. Com. Rep. No. 798-70) approving the intent and purpose of H. R. No. 353 and recommending its adoption.

By unanimous consent, consideration of Stand. Com. Rep. No. 798-70 on H. R. No. 353 was deferred until Monday, April 27, 1970.

Representative Heen, for the Committee on Federal-State-County,

presented a report (Stand. Com. Rep. No. 799-70) approving the intent and purpose of H. C. R. No. 118 and recommending its adoption.

Representative Heen moved that the report of the Committee be adopted and that H. C. R. No. 118 be adopted, seconded by Representative Bicoy.

Representative Poepoe spoke in favor of the motion.

The motion to adopt the report of the Committee and to adopt H. C. R. No. 118 was put by the Chair and carried.

CONFERENCE COMMITTEE REPORT

Representative Kato, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H. B. No. 111, presented a report (Conf. Com. Rep. No. 7) recommending to their respective Houses the final passage of the bill as passed by the Senate, with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 7 on H. B. No. 111, as amended, was deferred until Monday, April 27, 1970.

The Chair directed the Clerk to note that printed copies of H. B. No. 111, H.D.1, S.D.3, C.D.1, were made available to the members of the House at 11:40 o'clock p.m., in accordance with Article III, Section 16, of the Constitution of the State of Hawaii.

INTRODUCTION OF RESOLUTION

The following resolution (H. R. No. 360) was read by the Clerk and by unanimous consent, was referred to the Committee on Printing and Revisions and further action deferred to Monday, April 27, 1970:

A resolution (H. R. No. 360) requesting the Legislative Reference Bureau to study the feasibility of regulating those persons who hold

themselves out to the public as being skilled in the preparation of tax returns was jointly offered by Representatives Kunimura, Baptiste, Ho, Kawakami, Loo, Menor, Miyake, Roehrig, Serizawa, Suwa, Ushijima and Beppu.

**DISPOSITION OF MATTER
PLACED ON THE CLERK'S DESK**

By unanimous consent, H. B. No. 1817-70, as amended by the Senate, was taken from the Clerk's desk.

On motion by Representative Morioka, seconded by Representative Kondo and carried, the House agreed to the amendments proposed by the Senate to H. B. No. 1817-70, and H. B. No. 1817-70, as amended, passed Final Reading by a vote of 49 ayes to 2 noes, with Representatives Devereux and Poepoe voting no.

The Chair directed the Clerk to note that H. B. No. 1817-70 had passed Final Reading at 11:42 o'clock p.m.

**APPOINTMENT OF
CONFERENCE COMMITTEES**

In accordance with the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1836-70 and the request for a conference on the subject matter of said amendments, Representatives Wakatsuki, Chairman, Sakima and Ajifu were appointed as Managers on the part of the House at such conference.

In accordance with the disagreeing vote of the House to the amendments proposed by the Senate to H. B. No. 1273-70, the Chair appointed Representatives Serizawa, Chairman, Shigemura, de la Cruz and Aduja as Managers on the part of the House for the consideration of said amendments.

The Chair declared a recess at 11:43 o'clock p.m., subject to the call of the Chair.

The House of Representatives

reconvened at 11:49 o'clock p.m.

PROCLAMATION

The Chair here announced that subsequent to the receipt of a petition from the Senate, said petition had been signed by more than two-thirds of the members of the House and that the petition calls for a five day extension beyond the Sixty-First Legislative Day. He further announced that he and the President of the Senate had signed a proclamation extending the Regular Session of 1970 of the Fifth Legislature for a period of 5 days beyond the Sixty-First Day of the Regular Session of 1970, being an extension until midnight of the Sixty-Sixth legislative day, as follows:

"THE FIFTH STATE LEGISLATURE
State of Hawaii
State Capitol
Honolulu, Hawaii

To the President of the Senate and the Speaker of the House of Representatives,

Your Petitioners, members of the Senate and of the House of Representatives of the Fifth Legislature of the State of Hawaii, respectfully request an extension of 5 days beyond the sixty-first day of the Regular Session of 1970 of the Fifth Legislature of the State of Hawaii."

The above petition was signed by Representatives Beppu, Menor, Miyake, Ho, Kawakami, Ushijima, Morioka, Kondo, Kimura, Kunimura, Nakama, Pacarro, F. Wong, Taira, Serizawa, Suwa, Shigemura, Takamine, Inaba, Takitani, Roehrig, Duponte, Iha, Oshiro, Bicoy, Pule, Alcon, Minn, Uechi, R. Wong, Loo, Sakima, Baptiste, Heen, Kato, de la Cruz, Wakatsuki, Lee, Soares, Poepoe, Garcia, Devereux, Saiki, Lum, Aduja, Meyer, Oda, Miho, Fong, Ajifu and Judd and Senators McClung, Ariyoshi, Yoshinaga, Yamasaki, Hara, Takahashi, Hulten, Brown, Clark, Fernandes, Lanham, Kuriyama, Nishimura, Kawasaki, Ching, Ushijima, Yano, Mirikitani, Henderson,

Porteus and Yee.

“We, David C. McClung, President of the Senate, and Tadao Beppu, Speaker of the House of Representatives, of the Fifth Legislature of the State of Hawaii, pursuant to the power vested in us by Section 11, Article III of the Constitution of the State of Hawaii, and at the written request of two-thirds of the members to which each house is entitled, do hereby extend the Regular Session of 1970 of the Fifth Legislature of the State of Hawaii for a period of 5 days beyond the sixty-first day of the 1970 Regular Session, excluding Saturdays, Sundays, holidays and any days in recess pursuant to a concurrent resolution.

/s/ David C. McClung
President of the Senate

/s/ Tadao Beppu
Speaker of the House”

INTRODUCTION OF RESOLUTION

The following concurrent resolution

(H. C. R. No. 120) was read by the Clerk and was disposed of as follows:

A concurrent resolution (H. C. R. No. 120) recessing the Regular Session of 1970 of the Fifth Legislature of the State of Hawaii was offered by Representative Beppu.

On motion by Representative Ho, seconded by Representative Garcia and carried, H. C. R. No. 120 was adopted.

The Chair declared a recess at 11:52 o'clock p.m., subject to the call of the Chair.

The House of Representatives reconvened at 11:54 o'clock p.m.

At 11:55 o'clock p.m., on motion by Representative Ho, seconded by Representative Garcia and carried, the House of Representatives adjourned to 11:00 o'clock a.m., Monday, April 27, 1970.

SIXTY-SECOND DAY

Monday, April 27, 1970

The House of Representatives of the Fifth Legislature of the State of Hawaii, Regular Session of 1970, was called to order at 11:00 o'clock a.m.

The Speaker presided.

The Divine Blessing was invoked by Monsignor Francis A. Marzen of St. Peter and Paul Church.

Roll call of the members of the House of Representatives showed that all members were present with the exception of Representatives Bicoy, Duponte, Iha, Oshiro, Roehrig and Wakatsuki, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Sixty-First Day.

On motion by Representative Ho, seconded by Representative Garcia and carried, reading of the Journal was dispensed with and the Journal of the Sixty-First Day was approved.

DEPARTMENTAL COMMUNICATION

A communication from KeNam Kim, State Comptroller (Dept. Com. No. 27) acknowledging receipt of a certified copy of House Resolution No. 226 which was adopted during the Regular Session of 1970, was read by the Clerk and was placed on file.

MISCELLANEOUS COMMUNICATIONS

The following communications (Misc. Com. Nos. 91 to 95) were read by the Clerk and were disposed of as follows:

A communication from Herbert M. Richards, Jr. (Misc. Com. No. 91) expressing appreciation for the adoption of House Resolution No. 209 during the Regular Session of 1970, in memory of the late Mr. Herbert M. Richards, was placed on file.

A communication from Noble M. Melencamp, Staff Assistant to the President (Misc. Com. No. 92) acknowledging receipt of House Concurrent Resolution No. 11 relating to the increase in the Federal milk subsidy for Hawaii under the National School Lunch Act which was adopted during the Regular Session of 1970, was placed on file.

A communication from Arlene Lum of the Honolulu Star-Bulletin (Misc. Com. No. 93) acknowledging receipt of House Resolution No. 267 which was adopted during the Regular Session of 1970, was placed on file.

A communication from George W. Irving, Jr., Administrator, United States Department of Agriculture, Agricultural Research Service (Misc. Com. No. 94) acknowledging receipt of House Concurrent Resolution No. 24 relating to the eradication of fruit flies in Hawaii which was adopted during the Regular Session of 1970, was placed on file.

A radiogram from Mrs. Jack Woods, President of the Hawaii Congress of Parents and Teachers (Misc. Com. No. 95) urging the Legislature to retain and strengthen the elected Board of Education but should the question be put to the people, urging all voters to support an elected non-partisan Board of Education, was placed on file.

At this time, Representative Alcon introduced to the members of the House 10 students from the Waialua Adult Education Day Class with their teacher, Mrs. Jean Pirie.

At 11:05 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

At 12:25 o'clock p.m., the House of Representatives reconvened.

The Chair here directed the Clerk to note the presence of Representatives

Bicoy, Duponte, Iha, Oshiro and Roehrig.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolution (H. R. No. 360) and concurrent resolution (S. C. R. No. 75) were disposed of as follows:

H. R. No. 360 was referred to the Committee on Housing and Consumer Protection.

S. C. R. No. 75 was referred to the Committee on Public Health, Youth and General Welfare.

STANDING COMMITTEE REPORTS

Representative Pule, for the Committee on Printing and Revisions, presented a report (Stand. Com. Rep. No. 800-70) informing the House that House Resolution Nos. 357 to 360, House Concurrent Resolution Nos. 119 and 120, Conference Committee Report No. 7, Re: H. B. No. 111, H. D. 1, S. D. 1, C. D. 1, Standing Committee Report Nos. 786-70 to 799-70, and Conference Committee Report No. 8, Re: H. B. No. 1795-70, H. D. 1, S. D. 2, C. D. 1, had been printed and distributed.

On motion by Representative Pule, seconded by Representative Oshiro and carried, the report of the Committee was adopted.

CONFERENCE COMMITTEE REPORT

Representative Kato, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H. B. No. 1795-70, presented a report (Conf. Com. Rep. No. 8) recommending to their respective Houses the final passage of the bill with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 8 on H. B. No. 1795-70, as amended, was deferred until tomorrow, April 28, 1970.

The Chair here directed the Clerk to note that printed copies of Conference Committee Report No. 8 on H. B. No. 1795-70, H. D. 1, S. D. 1, C. D. 1, were made available to the members of the House at 12:24 o'clock p.m., in accordance with Article III, Section 16, of the Constitution of the State of Hawaii.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H. R. No. 361 to 363) were read by the Clerk and were disposed of as follows:

A resolution (H. R. No. 361) congratulating Karlton Lau, winner of the Hawaii Statewide Spelling Bee Finals, and all participants was jointly offered by Representatives Iha, Aduja, Ajifu, Alcon, Baptiste, Bicoy, de la Cruz, Devereux, Fong, Ho, Inaba, Kato, Kimura, Kondo, Kunimura, Loo, Lum, Menor, Miho, Minn, Miyake, Morioka, Nakama, Oshiro, Pacarro, Poepoe, Pule, Roehrig, Sakima, Shigemura, Suwa, Taira, Takamine, Uechi, Ushijima, F. Wong, R. Wong and Beppu.

On motion by Representative Iha, seconded by Representative R. Wong and carried, H. R. No. 361 was adopted.

A resolution (H. R. No. 362) congratulating Walter Clement Kalani Victor of Hilo, Hawaii, for being awarded as one of the nation's elite in physical fitness sponsored by the United States Jaycees and the Metropolitan Life Insurance Company was jointly offered by Representatives Roehrig, Alcon, Baptiste, Bicoy, de la Cruz, Duponte, Heen, Ho, Iha, Inaba, Kato, Kawakami, Kimura, Kondo, Kunimura, Lee, Loo, Menor, Minn, Morioka, Nakama, Oshiro, Pule, Sakima, Serizawa, Shigemura, Suwa, Taira, Takamine, Takitani, Uechi, Ushijima, Wakatsuki, F. Wong and R. Wong.

On motion by Representative Roehrig, seconded by Representative Serizawa and carried, H. R. No. 362 was adopted.

A resolution (H. R. No. 363) congratulating Kalani High School on winning the I. L. H. Baseball Championship was jointly offered by Representatives Saiki, Aduja, Ajifu, Alcon, Baptiste, Bicoy, de la Cruz, Devereux, Duponte, Fong, Garcia, Heen, Iha, Inaba, Judd, Kato, Kawakami, Kimura, Kondo, Lee, Loo, Lum, Meyer, Miho, Minn, Nakama, Oda, Oshiro, Poepoe, Pule, Roehrig, Soares, Taira, Takamine, Takitani, Uechi, Ushijima, F. Wong, R. Wong and Beppu.

On motion by Representative Saiki, seconded by Representative Soares and carried, H. R. No. 363 was adopted.

SUSPENSION OF RULES

On motion by Representative Ho, seconded by Representative Garcia and carried unanimously, the rules were suspended for the purpose of taking up bills on Third and Final Readings on the basis of a modified consent calendar.

UNFINISHED BUSINESS

Consideration of Stand. Com. Rep. No. 683-70 on S. B. No. 1981-70 which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 683-70 on S. B. No. 1981-70 was deferred until tomorrow, April 28, 1970.

Consideration of Stand. Com. Rep. No. 757-70 on S. B. No. 1577-70 which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 757-70 on S. B. No. 1577-70 was deferred until tomorrow, April 28, 1970.

Consideration of Stand. Com. Rep. No. 758-70 on S. B. No. 1982-70 which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 758-70 on S. B. No. 1982-70 was deferred until tomorrow, April 28, 1970.

Consideration of Stand. Com. Rep. No. 798-70 on H. R. No. 353 which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 798-70 on H. R. No. 353 was deferred until tomorrow, April 28, 1970.

Consideration of Conf. Com. Rep. No. 7 on H. B. No. 111, as amended, which had been deferred to this time.

On motion by Representative Kato, seconded by Representative Kimura, the report of the Committee was adopted and H. B. No. 111, as amended, passed Final Reading by a vote of 50 ayes, with Representative Wakatsuki being excused.

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

By unanimous consent, H. B. No. 653, as amended by the Senate, was taken from the Clerk's desk.

Representative Kimura moved that the House agree to the amendments proposed by the Senate to H. B. No. 653 and that H. B. No. 653, as amended, pass Final Reading, seconded by Representative Bicoy.

Representative Kimura explained that this bill permits the importation of two non-venomous snakes for exhibition purposes only and that the other changes made by the Senate were innocuous changes.

Representatives Roehrig and Pacarro then spoke against the bill.

The motion to pass H. B. No. 653, as amended, on Final Reading was put by the Chair and carried by a vote of 31 ayes to 20 noes, with Representatives Alcon, Baptiste, Fong, Garcia, Inaba, Judd, Kunitamura, Loo, Menor, Meyer, Miho, Minn, Miyake, Pacarro, Pule, Roehrig, Serizawa, Shigemura, Soares and Wakatsuki voting no.

The Chair here directed the Clerk to

note that H. B. Nos. 111 and 653 passed Final Reading at 12:41 o'clock p.m.

RECONSIDERATION OF ACTION TAKEN BY THE HOUSE

On motion by Representative Kato, seconded by Representative Bicoy and carried, the House reconsidered its action in disagreeing to the amendments proposed by the Senate to H. B. No. 1202 and requesting a conference on the subject matter of said amendments.

The Chair thereupon discharged the Managers who had been appointed and directed the Clerk to notify the Senate of said action.

Representative Kato moved that the House agree to the amendments proposed by the Senate to H. B. No. 1202 and that H. B. No. 1202, as amended, pass Final Reading, seconded by Representative Oshiro.

At 12:42 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

At 12:44 o'clock p.m., the House of Representatives reconvened.

The motion to agree to the amendments proposed by the Senate to H. B. No. 1202 and to pass H. B. No. 1202, as amended, on Final Reading was put by the Chair and carried by a vote of 37 ayes to 14 noes, with Representatives Aduja, Ajifu, Bicoy, Garcia, Loo, Meyer, Pacarro, Poepoe, Saiki, Serizawa, Shigemura, Soares, Ushijima and R. Wong voting no.

The Chair here directed the Clerk to note that H. B. No. 1202 passed Final Reading at 12:48 o'clock p.m.

Representative Kato, rising on a point of personal privilege stated:

"Although emotions ran pretty high on this bill, I appreciate the fairness with which you have treated this bill and myself, Mr. Speaker."

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

By unanimous consent, H. C. R. No. 33, as amended by the Senate, was taken from the Clerk's desk.

On motion by Representative Uechi, seconded by Representative Kondo and carried, the House agreed to the amendments proposed by the Senate to H.C.R. No. 33 and H.C.R. No. 33, as amended, was Finally adopted.

At 12:50 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

At 12:53 o'clock p.m., the House of Representatives reconvened.

APPOINTMENT OF CONFERENCE COMMITTEES

In accordance with the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1706-70 and the request for a conference on the subject matter thereof, Representatives Serizawa, Chairman, Aduja and Pacarro were appointed as Managers on the part of the House at such conference.

In accordance with the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1566-70 and the request for a conference on the subject matter thereof, Representatives Serizawa, Chairman, Kawakami and Saiki were appointed as Managers on the part of the House at such conference.

In accordance with the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1139-70 and the request for a conference on the subject matter thereof, Representatives Serizawa, Chairman, Kawakami and Heen were appointed as Managers on the part of the House at such conference.

At 12:55 o'clock p.m., on motion by Representative Ho, seconded by Representative Garcia and carried, the House of Representatives adjourned to 11:00 o'clock a.m. tomorrow, April 28, 1970.

SIXTY-THIRD DAY

Tuesday, April 28, 1970

The House of Representatives of the Fifth Legislature of the State of Hawaii, Regular Session of 1970, was called to order at 11:00 o'clock a.m.

The Speaker presided.

The Divine Blessing was invoked by The Reverend Stanley Kain of the Hawaii Council of Churches.

Roll call of the members of the House of Representatives showed that all members were present with the exception of Representatives Kondo, Lee, Oshiro, Uechi, Ushijima and Wakatsuki, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Sixty-Second Day.

On motion by Representative Ho, seconded by Representative Garcia and carried, reading of the Journal was dispensed with and the Journal of the Sixty-Second Day was approved.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 422 to 429) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 422) informing the House that the Senate had disagreed to the amendments proposed by the House to Senate Bill No. 1664-70 and will name the conferees at a later date for the consideration of said amendments was placed on file.

A communication from the Senate (Sen. Com. No. 423) informing the House that the Senate had reconsidered its action taken on April 24, 1970 in naming the Managers on the part of the Senate at the conference to consider the amendments proposed by the Senate to H.B. No. 65 and that the Managers on the part of the Senate were discharged on

April 27, 1970 was placed on file.

A communication from the Senate (Sen. Com. No. 424) informing the House of the adoption of the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 752 and that House Bill No. 752 passed Final Reading on April 27, 1970 was placed on file.

A communication from the Senate (Sen. Com. No. 425) informing the House of the adoption of the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 111 and that House Bill No. 111 passed Final Reading on April 27, 1970 was placed on file.

A communication from the Senate (Sen. Com. No. 426) informing the House of the adoption of the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1689-70 and that Senate Bill No. 1689-70 passed Final Reading in the Senate on April 27, 1970, in accordance therewith by not less than two-thirds vote of all members to which the Senate is entitled was placed on file.

A communication from the Senate (Sen. Com. No. 427) returning House Concurrent Resolution No. 120 which was this day adopted by the Senate was placed on file.

A communication from the Senate (Sen. Com. No. 428) transmitting Senate Concurrent Resolution No. 76 commending and extending best wishes to Major Wesley V. Geary, USA, Corps of Chaplains, USARHAW which was this day adopted by the Senate was placed on file.

On motion by Representative Ho, seconded by Representative Garcia and carried unanimously, S. C. R. No. 76 was adopted.

A communication from the Senate (Sen. Com. No. 429) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 1664-70 and the request for a conference on the subject matter of said amendments, Senators Hulten, Chairman, Kawasaki, Ching, Fernandes, Hara, Nishimura, Yamasaki, Yoshinaga, Anderson, Yee, Mirikitani and Rohlfing had been appointed as Managers on the part of the Senate at such conference was placed on file.

The Chair here directed the Clerk to note the presence of Representatives Lee, Uechi and Ushijima.

Representative Iha then introduced to the members of the House Master Karlton Lau, the winner of the Hawaii Statewide Spelling Bee, his father, Mr. Chiung Ying Lau and his teacher and principal of St. Theresa's School, Sister Ann Faber.

The Chair appointed Representatives Heen, F. Wong, Lee and Aduja to escort Master Karlton Lau to the rostrum where he was presented with a certified copy of House Resolution No. 361 congratulating him on his achievement.

The Chair declared a recess at 11:10 o'clock a.m., subject to the call of the Chair.

The House of Representatives reconvened at 12:12 o'clock p.m.

The Chair directed the Clerk to note the presence of Representative Oshiro.

ORDER OF THE DAY

STANDING COMMITTEE REPORTS

Representative Pule, for the Committee on Printing and Revisions, presented a report (Stand. Com. Rep. No. 801-70) informing the House that House Resolution Nos. 361 to 363, Standing Committee Report Nos. 802 to 804, and Conference Committee Report No. 9, Re: H. B. No. 397, H.D.2, S.D.1, C.D.1, had

been printed and distributed.

On motion by Representative Pule, seconded by Representative Oshiro and carried, the report of the Committee was adopted.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 802-70) approving the intent and purpose of H. R. No. 352 and recommending its adoption.

On motion by Representative Minn, seconded by Representative Suwa and carried, the report of the Committee was adopted and H. R. No. 352 was adopted.

Representative Kawakami, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 803-70) approving the intent and purpose of H. R. No. 351 and recommending its adoption.

On motion by Representative Kawakami, seconded by Representative Serizawa and carried, the report of the Committee was adopted and H. R. No. 351 was adopted.

Representative Serizawa, for the Committee on Lands, presented a report (Stand. Com. Rep. No. 804-70) approving the intent and purpose of H. R. No. 358 and recommending its adoption.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H. R. No. 358 was adopted.

CONFERENCE COMMITTEE REPORTS

Representative Uechi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H. B. No. 397, presented a report (Conf. Com. Rep. No. 9) recommending to their respective Houses the final passage of the bill, with certain amendments.

By unanimous consent, consideration

of Conf. Com. Rep. No. 9 on H. B. No. 397, as amended, was deferred until Monday, May 4, 1970.

Representative Serizawa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1566-70, presented a report (Conf. Com. Rep. No. 10) recommending to their respective Houses the final passage of the bill, with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 10 on S. B. No. 1566-70, as amended, was deferred until Monday, May 4, 1970.

The Chair directed the Clerk to note that printed copies of H. B. No. 397, H.D.2, S.D.1, C.D.1 and S. B. No. 1566-70, S.D.1, H.D.1, C.D.1, were made available to the members of the House at 12:18 o'clock p.m., in accordance with Article III, Section 16 of the Constitution of the State of Hawaii.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H. R. No. 364 to 367) were read by the Clerk and were disposed of as follows:

A resolution (H. R. No. 364) expressing sympathy and condolences to the family of the late David R. Yogi was jointly offered by Representatives Ajifu, Aduja, Alcon, Baptiste, Bicoy, de la Cruz, Devereux, Fong, Garcia, Heen, Ho, Inaba, Judd, Kato, Kawakami, Kimura, Lee, Loo, Lum, Menor, Meyer, Miho, Minn, Morioka, Oda, Poepoe, Pule, Roehrig, Saiki, Sakima, Taira, Takitani, Uechi, Ushijima, F. Wong, R. Wong and Beppu.

On motion by Representative Ajifu, seconded by Representative Aduja and carried, H. R. No. 364 was adopted.

A resolution (H. R. No. 365) congratulating Kailua High School on winning the O.I.A. Baseball Championship was jointly offered by Representatives Poepoe, Ajifu, Alcon,

Baptiste, Bicoy, de la Cruz, Devereux, Duponte, Garcia, Heen, Inaba, Kawakami, Kimura, Kunimura, Lee, Loo, Lum, Menor, Miho, Minn, Morioka, Nakama, Oshiro, Pacarro, Pule, Roehrig, Sakima, Serizawa, Shigemura, Suwa, Taira, Takamine, Takitani, Uechi, Ushijima and R. Wong.

On motion by Representative Poepoe, seconded by Representative Ajifu and carried, H. R. No. 365 was adopted.

A resolution (H. R. No. 366) congratulating the Kuuloa-Heeia Ecumenical Youth Movement on its efforts was jointly offered by Representatives Aduja, Ajifu, Baptiste, Devereux, Garcia, Inaba, Judd, Lee, Lum, Miho, Minn, Oda, Poepoe, Roehrig, Uechi, Ushijima, R. Wong and Beppu.

On motion by Representative Aduja, seconded by Representative Ajifu and carried, H. R. No. 366 was adopted.

A resolution (H. R. No. 367) congratulating Katherine Yogi runner-up of the Hawaii Statewide Spelling Bee Finals was jointly offered by Representatives Takitani, Aduja, Ajifu, Alcon, Baptiste, Bicoy, de la Cruz, Devereux, Duponte, Fong, Garcia, Heen, Ho, Inaba, Judd, Kawakami, Kondo, Kunimura, Lee, Loo, Lum, Menor, Meyer, Miho, Minn, Miyake, Morioka, Nakama, Oda, Oshiro, Pacarro, Poepoe, Pule, Roehrig, Saiki, Sakima, Serizawa, Shigemura, Soares, Suwa, Taira, Takamine, Uechi, Ushijima, F. Wong and R. Wong.

On motion by Representative Takitani, seconded by Representative de la Cruz and carried, H. R. No. 367 was adopted.

UNFINISHED BUSINESS

Consideration of Stand. Com. Rep. No. 683-70 on S. B. No. 1981-70 on Third Reading, which had been deferred to this day.

By unanimous consent, consideration

of Stand. Com. Rep. No. 683-70 on S. B. No. 1981-70 was deferred until Monday, May 4, 1970.

Consideration of Stand. Com. Rep. No. 757-70 on S. B. No. 1577-70 on Third Reading, which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 757-70 on S. B. No. 1577-70 was deferred until Monday, May 4, 1970.

Consideration of Stand. Com. Rep. No. 758-70 on S. B. No. 1982-70 on Third Reading, which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 758-70 on S. B. No. 1982-70 was deferred until Monday, May 4, 1970.

Consideration of Stand. Com. Rep. No. 798-70 on H. R. No. 353 which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 798-70 on H. R. No. 353 was deferred until Monday, May 4, 1970.

Consideration of Conf. Com. Rep. No. 8 on H. B. No. 1795-70, as amended, on Final Reading, which had been deferred to this day.

By unanimous consent, consideration of Conf. Com. Rep. No. 8 on H. B. No. 1795-70, as amended, was deferred until Monday, May 4, 1970.

APPOINTMENT OF CONFERENCE COMMITTEES

In accordance with the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 542 and the request for a conference on the subject matter of said amendments, Representatives Heen, Chairman, Kimura

and Fong were appointed as Managers on the part of the House at such conference.

In accordance with the disagreeing vote of the House to the amendments proposed by the Senate to H. B. No. 1264-70, Representatives Loo, Chairman, Minn and Ajifu were appointed as Managers on the part of the House for the consideration of said amendments.

In accordance with the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1696-70 and the request for a conference on the subject matter of said amendments, Representatives Morioka, Chairman, Wakatsuki and Oda were appointed as Managers on the part of the House at such conference.

In accordance with the disagreeing vote of the House to the amendments proposed by the Senate to H. B. No. 658, Representatives Wakatsuki, Chairman, Minn, Kondo, Kunimura, Lee, Pacarro, Sakima, Suwa, R. Wong, Ushijima, Ajifu, Devereux and Lum were appointed as Managers on the part of the House for the consideration of said amendments.

The Chair here announced the appointment of Representatives Kondo, Kunimura, Lee, Pacarro, Sakima, Ushijima, R. Wong, Ajifu and Lum as additional conferees on the part of the House to consider the disagreeing vote of the House to the amendments proposed by the Senate to H. B. No. 1267-70.

The Chair declared a recess at 12:22 o'clock p.m., subject to the call of the Chair.

The House of Representatives reconvened at 12:27 o'clock p.m.

At 12:28 o'clock p.m., on motion by Representative Ho, seconded by Representative Garcia and carried, the House of Representatives adjourned to 11:00 o'clock a.m., Monday, May 4, 1970.

SIXTY-FOURTH DAY

Monday, May 4, 1970

The House of Representatives of the Fifth Legislature of the State of Hawaii, Regular Session of 1970, was called to order at 11:00 o'clock a.m.

The Speaker presided.

The Divine Blessing was invoked by Dr. Gaius Thede of the Wesley Foundation.

Roll call of the members of the House of Representatives showed that all members were present with the exception of Representatives Iha, Kimura, Oshiro and Wakatsuki, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Sixty-Third Day.

On motion by Representative Ho, seconded by Representative Garcia and carried, reading of the Journal was dispensed with and the Journal of the Sixty-Third Day was approved.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 430 and 431) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 430) transmitting Senate Resolution No. 313, requesting that the State House of Representatives return House Bill No. 629, H. D. 1, S. D. 1, entitled: "A Bill for an Act making an appropriation for a public park at Anuenue, Oahu," to the Senate, which was adopted by the Senate on April 27, 1970, was placed on file.

A communication from the Senate (Sen. Com. No. 431) transmitting Senate Resolution No. 317, requesting that the State House of Representatives return House Bill No. 1273-70, H.D. 1, S.D. 1, entitled: "A Bill for an Act making an appropriation for the fee simple residential revolving fund," to the Senate,

which was adopted by the Senate on April 27, 1970, was placed on file.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 28 to 32) were read by the Clerk and were disposed of as follows:

A communication from Edwin H. Honda, Director of the Department of Regulatory Agencies (Dept. Com. No. 28) acknowledging receipt of House Resolution No. 82) which was adopted during the Regular Session of 1970, was placed on file.

A communication from Edwin H. Honda, Director of the Department of Regulatory Agencies (Dept. Com. No. 29) acknowledging receipt of House Resolution No. 188 which was adopted during the Regular Session of 1970, was placed on file.

A communication from KeNam Kim, State Comptroller (Dept. Com. No. 30) acknowledging receipt of House Resolution No. 304 which was adopted during the Regular Session of 1970, was placed on file.

A communication from Dr. Richard E. Ando, Chairman of the Board of Education (Dept. Com. No. 31) acknowledging receipt of House Resolution No. 312 which was adopted during the Regular Session of 1970, was placed on file.

A communication from Sunao Kido, Chairman of the Department of Land and Natural Resources (Dept. Com. No. 32) acknowledging receipt of House Resolution Nos. 137, 162, 231, 263, 319 and 303 which were adopted during the Regular Session of 1970, was placed on file.

MISCELLANEOUS COMMUNICATIONS

The following communications (Misc. Com. Nos. 96 to 109) were read by the Clerk and were disposed of as follows:

A communication from the Honorable Patsy T. Mink, United States Representative (Misc. Com. No. 96) acknowledging receipt of House Concurrent Resolution No. 11 which was adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Patsy T. Mink, United States Representative (Misc. Com. No. 97) acknowledging receipt of House Resolution No. 82 which was adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Patsy T. Mink, United States Representative (Misc. Com. No. 98) acknowledging receipt of House Concurrent Resolution No. 3 which was adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Patsy T. Mink, United States Representative (Misc. Com. No. 99) acknowledging receipt of House Concurrent Resolution which was adopted during the Regular Session of 1970, was placed on file.

A communication from David S. Nahm, Staff Executive for the Honorable Spark M. Matsunaga (Misc. Com. No. 100) acknowledging receipt of House Resolution No. 232 which was adopted during the Regular Session of 1970, was placed on file.

A communication from David S. Nahm, Staff Executive for the Honorable Spark M. Matsunaga, (Misc. Com. No. 101) acknowledging receipt of House Concurrent Resolution No. 3 which was adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Daniel K. Inouye, United States Senator (Misc. Com. No. 102) acknowledging receipt of House Concurrent Resolution Nos. 97, 51 and 66 which were adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Daniel K. Inouye, United States Senator (Misc. Com. No. 103) acknowledging receipt of House Concurrent Resolution No. 11 which was adopted; during the Regular Session of 1970, was placed on file.

A communication from the Honorable Hiram L. Fong, United States Senator (Misc. Com. No. 104) acknowledging receipt of House Concurrent Resolution No. 11 which was adopted during the Regular Session of 1970, was placed on file.

A communication from Shigeto Kanemoto (Misc. Com. No. 105) expressing appreciation for House Resolution No. 295 which was adopted during the Regular Session of 1970, was placed on file.

A communication from John W. McCormack, Speaker of the U. S. House of Representatives (Misc. Com. No. 106) acknowledging receipt of House Concurrent Resolution No. 51 which was adopted during the Regular Session of 1970, was placed on file.

A communication from John W. McCormack, Speaker of the U. S. House of Representatives (Misc. Com. No. 107) acknowledging receipt of House Concurrent Resolution No. 11 which was adopted during the Regular Session of 1970, was placed on file.

A communication from Noble M. Melencamp, Staff Assistant to the President (Misc. Com. No. 108) acknowledging receipt of House Resolution No. 333 which was adopted during the Regular Session of 1970, was placed on file.

A communication from Noble M. Melencamp, Staff Assistant to the President (Misc. Com. No. 109) acknowledging receipt of House Concurrent Resolution No. 66 which was adopted during the Regular Session of 1970, was placed on file.

At this time, the following introductions were made to the members of the House:

Representative Roehrig introduced the Honorable Charles R. Ford, the Honorable Joe E. Musgrave and the Honorable Kenneth Nance, all members of the House of Representatives of the Oklahoma State Legislature.

Representative Saiki then introduced the Kalani High School Baseball Team as follows: Bryant Akisada, Ronald Kim and Ryan Kurosaki, Captains; Scott Ogata, Steven Kimura, Collins Yui, Barney Shimabuku, Wayne Oshiro, Stuart Matsunaga, Mike Shira, Len Sakata, Rodney Kim, Baba Kreutz, Dean Omiya, Stanford Monji, Craig Williams, Joe Story and Kalfred Centeio; Ronald Matsushita and Chris Toda, Managers; Mr. Albert Wills, Athletic Director, and Mr. Clarence Yoshioka, Principal of Kalani High School.

At 11:12 o'clock a.m., the Chair declared a recess, subject to the call of the Chair for the purpose of having the Pep Squad of Kalani High School entertain the members of the House.

At 11:14 o'clock a.m., the House of Representatives reconvened.

Representative Bicoy then introduced the Hickam Civil Air Patrol as follows: Capt. Robert Nainoa, Commander, Hickam CAP Composite Squadron; CWO Cole Patzman, Squadron Executive Officer; Senior Member Wayne Barr, Finance and Transportation Officer; Cadet Major Kenneth Mogle; Cadet Capt. Michael Steffey; Cadet M/Sgt. Chris Souliere; Cadet Linda Baush; Cadet S/Sgt. Raymond Mann; Cadet Sgt. Michael Rodewald; Kimberly Frantel; Wendy Tolleson; Cadet Capt. Ernest Leroy and Cadet 1st/Sgt. Thomas Owskey.

At 11:15 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

At 12:23 o'clock p.m., the House of

Representatives reconvened.

The Chair here directed the Clerk to note the presence of Representatives Iha, Kimura and Oshiro.

STANDING COMMITTEE REPORTS

Representative Pule, for the Committee on Printing and Revisions, presented a report (Stand. Com. Rep. No. 805-70) informing the House that House Resolution Nos. 364 to 367, Standing Committee Report Nos. 806-70 to 808-70, Conference Committee Report No. 10, Re: S. B. No. 1566-70, S.D. 1, H.D. 1, C.D. 1, Conference Committee Report No. 11, Re: H.B. No. 1457-70, S.D. 1, C.D. 1, Conference Committee Report No. 12, Re: S. B. No. 1836-70, S.D. 1, H.D. 1, C.D. 1, Conference Committee Report No. 13, Re: H. B. No. 974, H.D. 1, S.D. 1, C.D. 1, Conference Committee Report No. 14, Re: S. B. No. 1706-70, S.D. 1, H.D. 1, C.D. 1, and Conference Committee Report No. 15, Re: S. B. No. 1139-70, H.D. 1, C.D. 1, had been printed and distributed.

On motion by Representative Pule, seconded by Representative Oshiro and carried, the report of the Committee was adopted.

Representative Loo, for the Committee on Public Health, Youth and General Welfare, presented a report (Stand. Com. Rep. No. 806-70) recommending that H. B. Nos. 62, 104, 105, 107, 119, 120, 162, 178, 189, 194, 204, 224, 236, 360, 390, 432, 454, 473, 497, 595, 671, 759, 770, 795, 796, 803, 807, 951, 952, 967, 970, 1044, 1052, 1134, 1154, 1164, 1190, 1212, 1222, 1345-70, 1346-70, 1347-70, 1351-70, 1358-70, 1359-70, 1363-70, 1428-70, 1462-70, 1463-70, 1501-70, 1502-70, 1506-70, 1525-70, 1543-70, 1544-70, 1575-70, 1576-70, 1577-70, 1604-70, 1637-70, 1655-70, 1700-70, 1746-70, 1770-70, 1771-70, 1774-70, 1796-70, 1873-70, 1913-70, 1952-70, 1958-70, 1968-70,

1978-70, 2030-70, 2047-70, 2048-70, 2057-70, 2065-70, 2071-70, 2080-70, 2109-70, 2121-70 and 2147-70; H. R. Nos. 31, 57, 114, 121, 139, 177, 178, 203, 230, 290, 329 and 330; H. C. R. Nos. 9, 22, 39, 41, 54, 82 and 101; S. B. Nos. 789, 928, 1192-70 and 1633-70 and S. C. R. No. 15 be placed on file.

On motion by Representative Loo, seconded by Representative Roehrig and carried, the report of the Committee was adopted and H. B. Nos. 62, 104, 105, 107, 119, 120, 162, 178, 189, 194, 204, 224, 236, 360, 390, 432, 454, 473, 497, 595, 671, 759, 770, 795, 796, 803, 807, 951, 952, 967, 970, 1044, 1052, 1134, 1154, 1164, 1190, 1212, 1222, 1345-70, 1346-70, 1347-70, 1351-70, 1358-70, 1359-70, 1363-70, 1428-70, 1462-70, 1463-70, 1501-70, 1502-70, 1506-70, 1525-70, 1543-70, 1544-70, 1575-70, 1576-70, 1577-70, 1604-70, 1637-70, 1655-70, 1700-70, 1746-70, 1770-70, 1771-70, 1774-70, 1796-70, 1873-70, 1913-70, 1952-70, 1958-70, 1968-70, 1978-70, 2030-70, 2047-70, 2048-70, 2057-70, 2065-70, 2071-70, 2080-70, 2109-70, 2121-70 and 2147-70; H. R. Nos. 31, 57, 114, 121, 139, 177, 178, 203, 230, 290, 329 and 330; H.C.R. Nos. 9, 22, 39, 41, 54, 82 and 101; S.B. Nos. 789, 928, 1192-70 and 1633-70 and S. C. R. No. 15 were placed on file.

Representative Kato, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 807-70) recommending that H. B. Nos. 10, 12, 15, 17, 18, 19, 42, 101, 102, 110, 114, 121, 143, 144, 147, 149, 150, 155, 156, 164, 186, 190, 191, 210, 215, 237, 238, 239, 245, 253, 254, 258, 325, 330, 331, 332, 334, 337, 338, 345, 346, 347, 353, 354, 359, 365, 367, 385, 391, 400, 409, 410, 411, 424, 425, 428, 458, 462, 463, 464, 466, 469, 496, 499, 530, 531, 532, 533, 534, 551, 582, 594, 598, 615, 650, 652, 654, 660, 661, 726, 729, 749, 750, 753, 764, 780, 788, 790, 791, 802, 813, 832,

833, 843, 852, 854, 865, 891, 919, 923, 924, 927, 934, 936, 955, 964, 997, 998, 999, 1009, 1010, 1016, 1017, 1022, 1038, 1062, 1074, 1076, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1091, 1093, 1094, 1095, 1101, 1102, 1104, 1106, 1113, 1120, 1126, 1127, 1129, 1130, 1149, 1155, 1156, 1161, 1163, 1167, 1172, 1186, 1188, 1189, 1206, 1208, 1217, 1220, 1225, 1238, 1240, 1248, 1255, 1257, 1290-70, 1295-70, 1297-70, 1298-70, 1300-70, 1311-70, 1325-70, 1328-70, 1349-70, 1366-70, 1374-70, 1390-70, 1432-70, 1433-70, 1461-70, 1483-70, 1522-70, 1536-70, 1549-70, 1565-70, 1573-70, 1616-70, 1647-70, 1681-70, 1734-70, 1792-70, 1794-70, 1799-70, 1802-70, 1804-70, 1834-70, 1874-70, 1875-70, 1881-70, 1895-70, 1896-70, 1903-70, 1923-70, 1942-70, 1945-70, 1954-70, 1965-70, 1972-70, 1976-70, 1977-70, 1989-70, 1997-70, 2017-70, 2026-70, 2066-70, 2074-70, 2077-70, 2089-70, 2094-70, 2095-70, 2102-70, 2106-70, 2111-70, 2136-70, 2140-70, 2145-70 and 1645-70; S. B. Nos. 93, 126, 165, 324, 626, 738, 777, 808, 932, 965, 988, 1043, 1207-70, 1210-70, 1801-70 and 1925-70; H. R. Nos. 50, 91, 117, 164, 189 and 327 and H. C. R. No. 42 be placed on file.

On motion by Representative Kato, seconded by Representative Bicoy and carried, the report of the Committee was adopted and H. B. Nos. 10, 12, 15, 17, 18, 19, 42, 101, 102, 110, 114, 121, 143, 144, 147, 149, 150, 155, 156, 164, 186, 190, 191, 210, 215, 237, 238, 239, 245, 253, 254, 258, 325, 330, 331, 332, 334, 337, 338, 345, 346, 347, 353, 354, 359, 365, 367, 385, 391, 400, 409, 410, 411, 424, 425, 428, 458, 462, 463, 464, 466, 469, 496, 499, 530, 531, 532, 533, 534, 551, 582, 594, 598, 615, 650, 652, 654, 660, 661, 726, 729, 749, 750, 753, 764, 780, 788, 790, 791, 802, 813, 832, 833, 843, 852, 854, 865, 891, 919, 923, 924, 927, 934, 936, 955, 964, 997, 998, 999,

1009, 1010, 1016, 1017, 1022, 1038, 1062, 1074, 1076, 1080, 1081, 1082, 1083, 1084, 1085, 1086, 1087, 1088, 1091, 1093, 1094, 1095, 1101, 1102, 1104, 1106, 1113, 1120, 1126, 1127, 1129, 1130, 1149, 1155, 1156, 1161, 1163, 1167, 1172, 1186, 1188, 1189, 1206, 1208, 1217, 1220, 1225, 1238, 1240, 1248, 1255, 1257, 1290-70, 1295-70, 1297-70, 1298-70, 1300-70, 1311-70, 1325-70, 1328-70, 1349-70, 1366-70, 1374-70, 1390-70, 1432-70, 1433-70, 1461-70, 1483-70, 1522-70, 1536-70, 1549-70, 1565-70, 1573-70, 1616-70, 1647-70, 1681-70, 1734-70, 1792-70, 1794-70, 1799-70, 1802-70, 1804-70, 1834-70, 1874-70, 1875-70, 1881-70, 1895-70, 1896-70, 1903-70, 1923-70, 1942-70, 1945-70, 1954-70, 1965-70, 1972-70, 1976-70, 1977-70, 1989-70, 1997-70, 2017-70, 2026-70, 2066-70, 2074-70, 2077-70, 2089-70, 2094-70, 2095-70, 2102-70, 2106-70, 2111-70, 2136-70, 2140-70, 2145-70 and 1645-70; S. B. Nos. 93, 126, 165, 324, 626, 738, 777, 808, 932, 965, 988, 1043, 1207-70, 1210-70, 1801-70 and 1925-70; H. R. Nos. 50, 91, 117, 164, 189 and 327 and H. C. R. No. 42 were placed on file.

Representative Loo, for the Committee on Public Health, Youth and General Welfare, presented a report (Stand. Com. Rep. No. 808-70) approving the intent and purpose of H. C. R. No. 119 and recommending its adoption.

On motion by Representative Loo, seconded by Representative Roehrig and carried, the report of the Committee was adopted and H. C. R. No. 119 was adopted.

CONFERENCE COMMITTEE REPORTS

Representative Ushijima, for the Committee on Conference on the disagreeing vote of the House to the

amendments proposed by the Senate to H. B. No. 1457-70, presented a report (Conf. Com. Rep. No. 11) recommending to their respective Houses the final passage of the bill with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 11 on H. B. No. 1457-70, as amended, was deferred until tomorrow, May 5, 1970.

Representative Wakatsuki, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1836-70, presented a report (Conf. Com. Rep. No. 12) recommending to their respective Houses the final passage of the bill with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 12 on S. B. No. 1836-70, as amended, was deferred until tomorrow, May 5, 1970.

Representative Serizawa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H. B. No. 974, presented a report (Conf. Com. Rep. No. 13) recommending to their respective Houses the final passage of the bill with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 13 on H. B. No. 974, as amended, was deferred until tomorrow, May 5, 1970.

Representative Serizawa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1706-70, presented a report (Conf. Com. Rep. No. 14) recommending to their respective Houses the final passage of the bill with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 14 on S. B. No. 1706-70, as amended, was deferred until tomorrow, May 5, 1970.

Representative Serizawa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1139-70, presented a report (Conf. Com. Rep. No. 15) recommending to their respective Houses the final passage of the bill with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 15 on S. B. No. 1139-70, as amended, was deferred until tomorrow, May 5, 1970.

The Chair here directed the Clerk to note that printed copies of H. B. Nos. 1457-70, S.D. 1, C.D. 1 and 974, H.D. 1, S.D. 1, C.D. 1 and S. B. Nos. 1836-70, S.D. 1, H.D. 1, C.D. 1, 1706-70, S.D. 1, H.D. 1, C.D. 1 and 1139-70, H.D. 1, C.D. 1 were made available to the members of the House at 11:20 o'clock a.m., in accordance with Article III, Section 16, of the Constitution of the State of Hawaii.

INTRODUCTION OF RESOLUTIONS

The following concurrent resolutions (H. C. R. Nos. 121 and 122) were read by the Clerk and were disposed of as follows:

A concurrent resolution (H. C. R. No. 121) commending Mr. Allen L. Choy was jointly offered by Representatives Kimura, Aduja, Ajifu, Alcon, Baptiste, Bicoy, de la Cruz, Devereux, Duponte, Fong, Garcia, Heen, Ho, Iha, Inaba, Judd, Kato, Kawakami, Kondo, Kunimura, Lee, Loo, Menor, Meyer, Miho, Minn, Miyake, Morioka, Nakama, Oda, Oshiro, Pacarro, Poepoe, Pule, Roehrig, Saiki, Sakima, Serizawa, Shigemura, Soares, Suwa, Taira, Takamine, Takitani, Uechi, Ushijima, F. Wong, R. Wong and Beppu.

On motion by Representative Kimura, seconded by Representative Takitani and carried, H. C. R. No. 121 was adopted.

A concurrent resolution (H. C. R. No. 122) extending deepest sympathy and condolences to the family of Allan H.

“Papio” Ezell was jointly offered by Representatives Baptiste, Aduja, Ajifu, Alcon, Bicoy, de la Cruz, Devereux, Duponte, Fong, Garcia, Heen, Ho, Iha, Inaba, Judd, Kato, Kawakami, Kimura, Kondo, Kunimura, Lee, Loo, Lum, Menor, Meyer, Miho, Minn, Miyake, Morioka, Nakama, Oda, Oshiro, Pacarro, Poepoe, Pule, Roehrig, Saiki, Sakima, Serizawa, Shigemura, Soares, Suwa, Taira, Takamine, Takitani, Uechi, Ushijima, Wakatsuki, F. Wong, R. Wong and Beppu.

On motion by Representative Baptiste, seconded by Representative Kunimura and carried, H. C. R. No. 122 was adopted by a rising vote.

By unanimous consent, the following resolutions (H. R. Nos. 368 to 370) and concurrent resolution (H. C. R. No. 123) were referred to the Committee on Printing and Revisions and further action was deferred until later in the evening:

A resolution (H. R. No. 368) requesting the Department of Accounting and General Services to study the feasibility of operating a coffee shop and/or cafeteria in the State Capitol was jointly offered by Representatives Pacarro, Aduja, Ajifu, Alcon, Baptiste, Bicoy, de la Cruz, Devereux, Duponte, Fong, Garcia, Heen, Ho, Iha, Inaba, Judd, Kato, Kawakami, Kimura, Kondo, Kunimura, Lee, Loo, Lum, Menor, Meyer, Miho, Minn, Miyake, Morioka, Nakama, Oda, Oshiro, Poepoe, Pule, Roehrig, Saiki, Sakima, Serizawa, Shigemura, Soares, Suwa, Taira, Takamine, Takitani, Uechi, Ushijima, F. Wong, R. Wong and Beppu.

A resolution (H. R. No. 369) requesting the Governor to give high priority to the planning and construction of a new stadium on Oahu was jointly offered by Representatives Bicoy, Alcon, Baptiste, de la Cruz, Iha, Inaba, Kawakami, Kimura, Lee, Loo, Menor, Morioka, Nakama, Pacarro, Poepoe, Pule, Serizawa, Shigemura, Suwa, Taira, Takitani, Uechi, Ushijima and F. Wong.

A resolution (H. R. No. 370)

requesting the Legislative Auditor to compile and analyze expenditures by State agencies for conferences was jointly offered by Representatives R. Wong, Aduja, Ajifu, Alcon, Baptiste, Bicoy, de la Cruz, Duponte, Ho, Inaba, Kato, Kimura, Kondo, Lee, Loo, Menor, Meyer, Miho, Minn, Miyake, Morioka, Oda, Pacarro, Pule, Saiki, Sakima, Serizawa, Shigemura, Soares, Suwa, Taira, Takitani, Uechi and Ushijima.

A concurrent resolution (H. C. R. No. 123) requesting the Governor to give high priority to the planning and construction of a new stadium on Oahu was jointly offered by Representatives Bicoy, Alcon, Baptiste, de la Cruz, Iha, Inaba, Kawakami, Kimura, Lee, Loo, Menor, Morioka, Nakama, Pacarro, Poepoe, Pule, Serizawa, Shigemura, Suwa, Taira, Takitani, Uechi, Ushijima and F. Wong.

SUSPENSION OF RULES

On motion by Representative Ho, seconded by Representative Garcia and carried unanimously, the rules were suspended for the purpose of taking up bills on Third and Final Readings on the basis of a modified consent calendar.

UNFINISHED BUSINESS

Consideration of Stand. Com. Rep. No. 683-70 on S. B. No. 1981-70, which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 683-70 on S. B. No. 1981-70 was deferred until tomorrow, May 5, 1970.

Consideration of Stand. Com. Rep. No. 757-70 on S. B. No. 1577-70, which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 757-70 on S. B. No. 1577-70 was deferred until tomorrow, May 5, 1970.

Consideration of Stand. Com. Rep. No. 758-70 on S. B. No. 1982-70,

which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 758-70 on S.B. No. 1982-70 was deferred until tomorrow, May 5, 1970.

Consideration of Stand. Com. Rep. No. 798-70 on H.R. No. 353, which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 798-70 on H. R. No. 353 was deferred until tomorrow, May 5, 1970.

Consideration of Conf. Com. Rep. No. 8 on H. B. No. 1795-70, H. D. 1, S. D. 2, C. D. 1, which had been deferred to this day.

On motion by Representative Kato, seconded by Representative Bicoy and carried, the report of the Committee was adopted and H. B. No. 1795-70 passed Final Reading by a vote of 50 ayes, with Representative Wakatsuki being excused.

Consideration of Conf. Com. Rep. No. 9 on H. B. No. 397, H. D. 2, S. D. 1, C. D. 1, which had been deferred to this day.

By unanimous consent, consideration of Conf. Com. Rep. No. 9 on H. B. No. 397, H. D. 2, S. D. 1, C. D. 1, was deferred until tomorrow, May 5, 1970.

Consideration of Conf. Com. Rep. No. 10 on S. B. No. 1566-70, S. D. 1, H. D. 1, C. D. 1, which had been deferred to this day.

On motion by Representative Kawakami, seconded by Representative Serizawa and carried, the report of the Committee was adopted and S.B. No. 1566-70 passed Final Reading by a vote of 50 ayes, with Representative Wakatsuki being excused.

The Chair here directed the Clerk to note that H.B. No. 1795-70 and S.B. No. 1566-70 had passed Final Reading at

12:27 o'clock p.m.

At 12:29 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

At 12:33 o'clock p.m., the House of Representatives reconvened.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 432 to 439) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 432) transmitting Senate Concurrent Resolution No. 77 extending congratulations to Senator Eureka B. Forbes upon her selection as Hawaii's Mother of the Year for 1970 which was adopted by the Senate on May 4, 1970, was placed on file.

On motion by Representative Ho, seconded by Representative Garcia and carried, S.C.R. No. 77 was adopted.

A communication from the Senate (Sen. Com. No. 433) informing the House that pursuant to the disagreement of the House to the amendments proposed by the Senate to H.B. No. 658 and the request for a conference on the subject matter of said amendments, Senators Hulten, Chairman, Kawasaki, Ching, Fernandes, Hara, Nishimura, Yamasaki, Yoshinaga, Anderson, Yee, Mirikitani and Rohlfing had been appointed as Managers on the part of the Senate at such conference, was placed on file.

A communication from the Senate (Sen. Com. No. 434) informing the House that pursuant to the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1264-70 and the request for a conference on the subject matter of said amendments, Senators Hulten, Chairman, Kawasaki, Ching, Fernandes, Hara, Nishimura, Yamasaki, Yoshinaga, Anderson, Yee, Mirikitani and Rohlfing had been appointed as Managers on the part of the Senate at such

conference, was placed on file.

A communication from the Senate (Sen. Com. No. 435) informing the House that the Senate had disagreed to the amendments proposed by the House to S. B. No. 1977-70 and requested a conference on the subject matter thereof, in consequence of which Senators Hulten, Chairman, Kawasaki, Ching, Fernandes, Hara, Nishimura, Yamasaki, Yoshinaga, Anderson, Yee, Mirikitani and Rohlfing had been appointed as Managers on the part of the Senate for the consideration of said amendments, was placed on file.

A communication from the Senate (Sen. Com. No. 436) informing the House that the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H. B. No. 1795-70 was this day adopted and H.B. No. 1795-70 passed Final Reading in accordance therewith, was placed on file.

A communication from the Senate (Sen. Com. No. 437) informing the House that the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1566-70 was this day adopted and S. B. No. 1566-70 passed Final Reading in accordance therewith, was placed on file.

A communication from the Senate (Sen. Com. No. 438) returning House Concurrent Resolution No. 121 which was adopted by the Senate on May 4, 1970, was placed on file.

A communication from the Senate (Sen. Com. No. 439) returning House Concurrent Resolution No. 122 which was adopted by the Senate on May 4, 1970, was placed on file.

APPOINTMENT OF CONFERENCE COMMITTEES

In accordance with the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1977-70 and the request for a conference on the subject matter thereof,

Representatives Wakatsuki, Chairman, Minn, Kondo, Ushijima, R. Wong, Devereux, Lum, Kunimura, Lee, Pacarro, Sakima, Suwa and Ajifu were appointed as Managers on the part of the House at such conference.

In accordance with the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 603 and the request for a conference on the subject matter thereof, Representatives Kato, Chairman, Wakatsuki and Miho were appointed as Managers on the part of the House at such conference.

In accordance with the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1664-70 and the request for a conference on the subject matter thereof, Representatives Wakatsuki, Chairman, Minn and Lum were appointed as Managers on the part of the House at such conference.

At 12:35 o'clock p.m., on motion by Representative Ho, seconded by Representative Garcia and carried, the House of Representatives stood in recess until 5:00 o'clock p.m.

AFTERNOON SESSION

The House of Representatives reconvened at 5:20 o'clock p.m.

The Chair here directed the Clerk to note the presence of Representative Wakatsuki.

DEFERRED RESOLUTIONS

The following resolutions (H. R. Nos. 368 to 370) and concurrent resolution (H. C. R. No. 123) were disposed of as follows:

H. R. No. 368 was referred to the Committee on Finance.

H. R. No. 369 was referred to the Select Committee of Oahu Representatives.

H. R. No. 370 was referred to the Committee on Finance.

H. C. R. No. 123 was referred to the Select Committee of Oahu Representatives.

STANDING COMMITTEE REPORTS

Representative Uechi, for the Committee on Housing and Consumer Protection, presented a report (Stand. Com. Rep. No. 809-70) approving the intent and purpose of H. R. No. 360 and recommending its adoption.

On motion by Representative Uechi, seconded by Representative R. Wong and carried, the report of the Committee was adopted and H. R. No. 360 was adopted.

Representative Loo, for the Committee on Public Health, Youth and General Welfare, presented a report (Stand. Com. Rep. No. 810-70) approving the intent and purpose of S. C. R. No. 75 and recommending its adoption with certain amendments.

On motion by Representative Roehrig, seconded by Representative Takitani and carried, the report of the Committee was adopted and S. C. R. No. 75, as amended, was adopted.

Representative Serizawa, for the Committee on Lands, presented a report (Stand. Com. Rep. No. 811-70) approving the intent and purpose of S. C. R. No. 25 and recommending its adoption with certain amendments.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, the report of the Committee was adopted and S. C. R. No. 25, as amended, was adopted.

CONFERENCE COMMITTEE REPORT

Representative Taira, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H. B. No. 1370-70, presented a report

(Conf. Com. Rep. No. 16) recommending to their respective Houses the final passage of the bill with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 16 on H. B. No. 1370-70, as amended, was deferred until tomorrow, May 5, 1970.

The Chair here directed the Clerk to note that printed copies of H. B. No. 1370-70, H.D.1, S.D.1, C.D.1, were made available to the members of the House at 5:21 o'clock p.m., in accordance with Article III, Section 16, of the Constitution of the State of Hawaii.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H. R. Nos. 371 to 373) and concurrent resolution (H. C. R. No. 124) were referred to the Committee on Printing and Revisions and further action was deferred until tomorrow, May 5, 1970:

A resolution (H. R. No. 371) requesting the painting of Hawaiian royalty was jointly offered by Representatives Heen, Kawakami, Pule, Kato, Takamine, F. Wong, Bicoy, Kimura and Alcon.

A resolution (H. R. No. 372) requesting the Speaker of the House of Representatives to appoint an Interim House Committee to study the future direction of the State Animal Quarantine Program was jointly offered by Representatives Kimura, Alcon, Baptiste, Bicoy, Heen, Ho, Inaba, Kawakami, Minn, Miyake, Pule, Roehrig, Serizawa, Suwa, Taira, Takamine, Takitani, Uechi, F. Wong and R. Wong.

A resolution (H. R. No. 373) requesting the Department of Labor and Industrial Relations to study the feasibility of extending workmen's compensation coverage to all voluntary and unpaid personnel performing services for the State and Counties was jointly offered by Representatives Takamine,

Iha, Oshiro, Heen, F. Wong, Pule, Loo, Kondo, Ho, Kunimura, Miyake and Kimura.

A concurrent resolution (H. C. R. No. 124) requesting the Department of Housing and Urban Development to encourage and provide more housing for families of low and moderate income in Hawaii was jointly offered by Representatives Kimura, Uechi, Baptiste, Takitani, Roehrig, Inaba, Kawakami, Bicoy, Heen and Kato.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 440 and 441) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 440) informing the House that the amendments proposed by the House to S. C. R. No. 25 were this day agreed to by the Senate and S. C. R. No. 25, as thus amended, was Finally adopted by the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 441) informing the House that the amendments proposed by the House to S. C. R. No. 75 were this day agreed to by the Senate and S. C. R. No. 75, as thus amended, was Finally adopted by the Senate, was placed on file.

At 5:24 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

NIGHT SESSION

The House of Representatives reconvened at 11:30 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Ho, seconded by Representative Garcia and carried unanimously, the rules were suspended for the purpose of receiving all bills on Third and Final Readings in compliance with Article III, Section 16, of the Constitution of the State of Hawaii.

STANDING COMMITTEE REPORTS

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 812-70) approving the intent and purpose of S. B. No. 174 and recommending its passage on Third Reading with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 812-70 on S. B. No. 174, as amended, was deferred until tomorrow, May 5, 1970.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 813-70) approving the intent and purpose of S. B. No. 1840-70 and recommending its passage on Third Reading with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 813-70 on S. B. No. 1840-70, as amended, was deferred until tomorrow, May 5, 1970.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 814-70) approving the intent and purpose of S. B. No. 815 and recommending its passage on Third Reading with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 814-70 on S. B. No. 815 was deferred until tomorrow, May 5, 1970.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 815-70) approving the intent and purpose of S. B. No. 1157-70 and recommending its passage on Third Reading with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 815-70 on S. B. No. 1157-70, as amended, was deferred until tomorrow, May 5, 1970.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 816-70) approving the intent and purpose of S. B.

No. 1675-70 and recommending its passage on Third Reading with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 816-70 on S. B. No. 1675-70, as amended, was deferred until tomorrow, May 5, 1970.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 817-70) approving the intent and purpose of S. B. No. 1975-70 and recommending its passage on Third Reading with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 817-70 on S. B. No. 1975-70, as amended, was deferred until tomorrow, May 5, 1970.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 818-70) approving the intent and purpose of S. B. No. 986 and recommending its passage on Third Reading with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 818-70 on S. B. No. 986, as amended, was deferred until tomorrow, May 5, 1970.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 819-70) approving the intent and purpose of S. B. No. 1007 and recommending its passage on Third Reading with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 819-70 on S. B. No. 1007, as amended, was deferred until tomorrow, May 5, 1970.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 820-70) approving the intent and purpose of S. B. No. 1342-70 and recommending its passage on Third Reading with certain amendments.

By unanimous consent, consideration

of Stand. Com. Rep. No. 820-70 on S. B. No. 1342-70, as amended, was deferred until tomorrow, May 5, 1970.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 821-70) approving the intent and purpose of S. B. No. 1134-70 and recommending its passage on Third Reading with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 821-70 on S. B. No. 1134-70, as amended, was deferred until tomorrow, May 5, 1970.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 822-70) approving the intent and purpose of S. B. No. 1520-70 and recommending its passage on Third Reading with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 822-70 on S. B. No. 1520-70, as amended, was deferred until tomorrow, May 5, 1970.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 823-70) approving the intent and purpose of S. B. No. 1971-70 and recommending its passage on Third Reading with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 823-70 on S. B. No. 1971-70, as amended, was deferred until tomorrow, May 5, 1970.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 824-70) approving the intent and purpose of S. B. No. 1920-70 and recommending its passage on Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 824-70 on S. B. No. 1920-70 was deferred until tomorrow, May 5, 1970.

Representative Wakatsuki, for the

Committee on Finance, presented a report (Stand. Com. Rep. No. 825-70) approving the intent and purpose of S. B. No. 1921-70 and recommending its passage on Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 825-70 on S. B. No. 1921-70 was deferred until tomorrow, May 5, 1970.

The Chair here directed the Clerk to note that printed copies of S. B. Nos. 174, S.D.2, H.D.1, 1840-70, S.D.1, H.D.1, 815, S.D.1, H.D.1, 1157-70, S.D.2, H.D.2, 1675-70, H.D.1, 1975-70, S.D.1, H.D.1, 986, S.D.1, H.D.1, 1007, S.D.1, H.D.1, 1342-70, S.D.1, H.D.1, 1134-70, H.D.1, 1520-70, S.D.2, H.D.1, 1971-70, S.D.1, H.D.1, 1920-70 and 1921-70 were made available to the members of the House at 7:30 o'clock p.m., in accordance with Article III, Section 16, of the Constitution of the State of Hawaii.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 826-70) approving the intent and purpose of S. B. No. 1261-70 and recommending its passage on Third Reading with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 826-70 on S. B. No. 1261-70, as amended, was deferred until tomorrow, May 5, 1970.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 827-70) approving the intent and purpose of S. B. No. 1728-70 and recommending its passage on Third Reading with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 827-70 on S. B. No. 1728-70, as amended, was deferred until tomorrow, May 5, 1970.

Representative Wakatsuki, for the Committee on Finance, presented a

report (Stand. Com. Rep. No. 828-70) approving the intent and purpose of S. B. No. 1132-70 and recommending its passage on Third Reading with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 828-70 on S. B. No. 1132-70, as amended, was deferred until tomorrow, May 5, 1970.

The Chair here directed the Clerk to note that printed copies of S. B. Nos. 1261-70, S. D. 2, H. D. 1, 1728-70, S. D. 2, H. D. 1 and 1132-70, S. D. 1, H. D. 1, were made available to the members of the House at 9:30 o'clock p.m., in accordance with Article II, Section 16, of the Constitution of the State of Hawaii.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 829-70) approving the intent and purpose of S. B. No. 1405-70 and recommending its passage on Third Reading with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 829-70 on S.

B. No. 1405-70, as amended, was deferred until tomorrow, May 5, 1970.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 830-70) approving the intent and purpose of S. B. No. 1286-70 and recommending its passage on Third Reading with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 830-70 on S. B. No. 1286-70, as amended, was deferred until tomorrow, May 5, 1970.

The Chair here directed the Clerk to note that printed copies of S. B. Nos. 1405-70, H. D. 1 and 1286-70, H. D. 1, were made available to the members of the House at 11:30 o'clock p.m., in accordance with Article III, Section 16, of the Constitution of the State of Hawaii.

At 11:34 o'clock p.m., on motion by Representative Ho, seconded by Representative Garcia and carried, the House of Representatives adjourned to 11:00 o'clock a.m. tomorrow, May 5, 1970.

SIXTY-FIFTH DAY

Tuesday, May 5, 1970

The House of Representatives of the Fifth Legislature of the State of Hawaii, Regular Session of 1970, was called to order at 11:00 o'clock a.m.

The Speaker presided.

The Divine Blessing was invoked by The Reverend Howard Corry.

Roll call of the members of the House of Representatives showed that all members were present with the exception of Representatives Lee, Menor, Miho, Miyake, Morioka, Oshiro, Ushijima and Wakatsuki, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Sixty-Fourth Day.

On motion by Representative Ho, seconded by Representative Garcia and carried, reading of the Journal was dispensed with and the Journal of the Sixty-Fourth Day was approved.

The Chair directed the Clerk to note the presence of Representative Menor.

GOVERNOR'S MESSAGE

A message from the Governor (Gov. Mess. No. 69) informing the House that he had signed Senate Bill No. 1630-70 as Act 5 on April 27, 1970 and House Bill No. 944 as Act 6 on April 28, 1970 was read by the Clerk and was placed on file.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 442) transmitting Senate Concurrent Resolution No. 78 requesting an advertising code of behavior with respect to sex and violence as exemplified by advertising of so-called adult motion pictures which was adopted by the Senate on May 4, 1970, was read by the Clerk and was placed on file.

By unanimous consent, further consideration of S. C. R. No. 78 was

deferred until tomorrow, May 6, 1970.

MISCELLANEOUS COMMUNICATIONS

The following communications (Misc. Com. Nos. 110 to 115) were read by the Clerk and were disposed of as follows:

A communication from the President of the Kona Chamber of Commerce (Misc. Com. No. 110) opposing the introduction of the axis deer to the Island of Hawaii was placed on file.

A communication from Mr. Jess H. Walters, Vice President of Dole Company, (Misc. Com. No. 111) acknowledging receipt of House Resolution No. 336 which was adopted during the Regular Session of 1970 was placed on file.

A communication from the Honorable Daniel K. Inouye, United States Senator, (Misc. Com. No. 112) acknowledging receipt of House Concurrent Resolution No. 3 which was adopted during the Regular Session of 1970 was placed on file.

A communication from the Honorable Daniel K. Inouye, United States Senator, (Misc. Com. No. 113) acknowledging receipt of House Resolution No. 204 which was adopted during the Regular Session of 1970 was placed on file.

A communication from Congresswoman Julia Butler Hansen, Washington, (Misc. Com. No. 114) acknowledging receipt of House Concurrent Resolution No. 66 which was adopted during the Regular Session of 1970 was placed on file.

A communication from the Oklahoma State Legislature (Misc. Com. No. 115) transmitting a resolution which they adopted, entitled, "A Concurrent Resolution memorializing the Congress of the United States to refer to the states for ratification a proposed amendment to the United States Constitution providing for the merit selection and retention of all federal judges; and directing distribution" was placed on file.

The Chair directed the Clerk to note the presence of Representatives Miyake, Oshiro, Ushijima and Wakatsuki.

The Chair declared a recess at 11:11 o'clock a.m., subject to the call of the Chair.

The House of Representatives reconvened at 11:22 o'clock a.m.

At this time, the following introductions were made to the members of the House:

Representative Miyake introduced ten students from Pohukaina School, with their teachers, Mrs. Wong, Mrs. Kilsby and a parent, Mrs. Fuentes.

Representative Minn introduced 60 students from the fifth grade at Aiea Elementary School, with their teachers, Mrs. Nakaoka and Mrs. Au.

The Chair directed the Clerk to note the presence of Representative Lee.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H. R. Nos. 371 to 373) and concurrent resolution (H. C. R. No. 124) were disposed of as follows:

H. R. No. 371 was referred to the Committee on Federal-State-County.

H. R. No. 372 was referred to the Committee on Agriculture.

H. R. No. 373 was referred to the Committee on Government Efficiency and Public Employment.

H. C. R. No. 124 was referred to the Committee on Housing and Consumer Protection.

STANDING COMMITTEE REPORTS

Representative Pule, for the Committee on Printing and Revisions,

presented a report (Stand. Com. Rep. No. 831-70) informing the House that Standing Committee Report Nos. 809-70 to 830-70, Conference Committee Report No. 16, Re: H.B.No. 1370-70, H.D.1, S.D.1, C.D.1, House Resolution Nos. 368 to 373, House Concurrent Resolution Nos. 121 to 124, and Standing Committee Report No. 832-70, had been printed and distributed.

On motion by Representative Pule, seconded by Representative Oshiro and carried, the report of the Committee was adopted.

Representative Alcon, for the Committee on Public Institutions and Social Services, presented a report (Stand. Com. Rep. No. 832-70) recommending that H. B. Nos. 232, 235, 293, 826, 910, 943, H.D.1, 1036, 1141, 1239, 1326-70, 1381-70, 1540-70, 1445-70, 1586-70, 1587-70, 1591-70, 1697-70, 1797-70, 1878-70, 1963-70, 1964-70, 1966-70, 2006-70, 2144-70; H. R. No. 51; and S. B. No. 1037, S.D.1, be placed on file.

On motion by Representative Alcon, seconded by Representative Lee and carried, the report of the Committee was adopted and H. B. Nos. 232, 235, 293, 826, 910, 943, H.D.1, 1036, 1141, 1239, 1326-70, 1381-70, 1540-70, 1445-70, 1586-70, 1587-70, 1591-70, 1697-70, 1797-70, 1878-70, 1963-70, 1964-70, 1966-70, 2006-70, 2144-70; H. R. No. 51; and S. B. No. 1037, S.D.1, were placed on file.

The Chair declared a recess at 11:24 o'clock a.m., subject to the call of the Chair.

The House of Representatives reconvened at 11:26 o'clock a.m.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H. R. Nos. 374 and 375) were read by the Clerk and were disposed of as follows:

A resolution (H. R. No. 374) extending condolences and deepest sympathies to the family of Wendell William Kiekie Kahoaka was jointly offered by Representatives Taira, Aduja, Ajifu, Alcon, Baptiste, Bicoy, de la Cruz, Devereux, Duponte, Fong, Heen, Iha, Inaba, Judd, Kato, Kawakami, Kimura, Kondo, Kunimura, Lee, Loo, Menor, Minn, Miyake, Nakama, Oshiro, Pacarro, Pule, Serizawa, Shigemura, Suwa, Takamine, Takitani, Uechi, Ushijima and F. Wong.

On motion by Representative Taira, seconded by Representative Kimura and carried, H.R. No. 374 was adopted.

A resolution (H. R. No. 375) extending congratulations to United States Senator Hiram L. Fong as the first person from Hawaii to be presented with the Horatio Alger Award was jointly offered by Representatives Garcia, Aduja, Ajifu, Alcon, Baptiste, Bicoy, Devereux, Duponte, Fong, Ho, Iha, Inaba, Judd, Kawakami, Kondo, Kunimura, Loo, Lum, Menor, Meyer, Minn, Oda, Pacarro, Poepoe, Pule, Saiki, Soares, Takamine, Takitani, Uechi, Ushijima, Wakatsuki, R. Wong and Beppu.

On motion by Representative Garcia, seconded by Representative Oda and carried, H. R. No. 375 was adopted.

By unanimous consent, the following resolutions (H. R. Nos. 376 and 377) and concurrent resolution (H. C. R. No. 125) were referred to the Committee on Printing and Revisions and further action was deferred until later in the day:

A resolution (H. R. No. 376) congratulating the students and faculty members of Honolulu and Kapiolani Community Colleges on their orderly and exemplary mass demonstration at the State Capitol was jointly offered by Representatives F. Wong, Alcon, Baptiste, Bicoy, de la Cruz, Duponte, Heen, Iha, Inaba, Kawakami, Menor, Nakama, Pule, Roehrig, Shigemura, Suwa, Taira and Uechi.

A resolution (H. R. No. 377) disapproval of the United States Presidential action of combat troop commitments to Cambodia was jointly offered by Representatives Bicoy, Heen, Iha, Kondo, Kunimura, Lee, Menor, Minn, Morioka, Pule, Sakima, Serizawa, Taira, Takamine, Uechi, F. Wong and R. Wong.

A concurrent resolution (H. C. R. No. 125) disapproval of the United States Presidential action of combat troop commitments to Cambodia was jointly offered by Representatives Bicoy, Heen, Iha, Kondo, Kunimura, Lee, Menor, Minn, Morioka, Pule, Sakima, Serizawa, Taira, Takamine, Uechi, F. Wong and R. Wong.

Representative Kimura then introduced to the members of the House Mr. Allen L. Choy, who recently designed a device, a pocket tolerance table, for use in the Division of Weights and Measures and which is estimated to save hours and money in national weights and measures enforcement work.

The Chair appointed Representatives Serizawa, Suwa, Takamine and Devereux to escort Mr. Choy to the rostrum, where he was presented with a certified copy of House Concurrent Resolution No. 121.

Representative Kimura then introduced Dr. Kenneth K. Otagaki, Chairman of the State Board of Agriculture, who accompanied Mr. Choy; and in the audience, Mr. George Mattimoe, State Deputy Director of Weights and Measures and Mr. George M. Yokotake, metrologist with the same division.

Representative Suwa then introduced Councilman Ikuo Hisaoka, from the County of Hawaii, who was in the audience.

SUSPENSION OF RULES

On motion by Representative Ho, seconded by Representative Garcia and

carried unanimously, the rules were suspended during any recess or any session day for the purpose of receiving all bills on Third and Final Readings, in compliance with Article III, Section 16, of the Constitution of the State of Hawaii.

DISCHARGE OF CONFERENCE COMMITTEE

The Chair, at this time, discharged Representatives Loo, Chairman, Minn and Ajifu as Managers on the part of the House at the conference for the consideration of the amendments proposed by the Senate to H. B. No. 1264-70.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair here announced the appointment of Representatives Kunimura and Ho as additional conferees on the part of the House to consider the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1696-70.

At 11:40 o'clock a.m., on motion by Representative Ho, seconded by Representative Garcia and carried, the House stood in recess until 9:30 o'clock p.m.

NIGHT SESSION

The House of Representatives reconvened at 10:43 o'clock p.m.

The Chair directed the Clerk to note the presence of Representative Miho.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 443 to 447) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 443) informing the House of the adoption of the report of the Committee on Conference on the

disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1836-70 and that Senate Bill No. 1836-70 passed Final Reading in the Senate on this day was placed on file.

A communication from the Senate (Sen. Com. No. 444) informing the House of the adoption of the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1139-70 and that Senate Bill No. 1139-70 passed Final Reading in the Senate on this day was placed on file.

A communication from the Senate (Sen. Com. No. 445) informing the House of the adoption of the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1370-70 and that House Bill No. 1370-70 passed Final Reading in the Senate on this day was placed on file.

A communication from the Senate (Sen. Com. No. 446) informing the House of the adoption of the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 1457-70 and that House Bill No. 1457-70 passed Final Reading in the Senate on this day was placed on file.

A communication from the Senate (Sen. Com. No. 447) informing the House of the adoption of the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to House Bill No. 974 and that House Bill No. 974 passed Final Reading in the Senate on this day was placed on file.

DEFERRED RESOLUTIONS

The following resolutions (H. R. Nos. 376 and 377) and concurrent resolutions (H. C. R. No. 125 and S. C. R. No. 78) were disposed of as follows:

H. R. No. 376 was referred to the Committee on Higher Education and

after consideration by it, the Committee was instructed to refer the resolution to the Committee on Public Health, Youth and General Welfare.

H. R. No. 377 was referred to the Committee on Federal—State—County.

H. C. R. No. 125 was referred to the Committee on Federal—State—County.

S. C. R. No. 78 was referred to the Committee on Public Health, Youth and General Welfare and after consideration by it, the Committee was instructed to refer the resolution to the Committee on Judiciary.

UNFINISHED BUSINESS

Consideration of Stand. Com. Rep. No. 683—70 on S. B. No. 1981—70 which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 683—70 on S. B. No. 1981—70 was deferred until tomorrow, May 6, 1970.

Consideration of Stand. Com. Rep. No. 757—70 on S. B. No. 1577—70 which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 757—70 on S. B. No. 1577—70 was deferred until tomorrow, May 6, 1970.

Consideration of Stand. Com. Rep. No. 758—70 on S. B. No. 1982—70 which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 758—70 on S. B. No. 1982—70 was deferred until tomorrow, May 6, 1970.

Consideration of Stand. Com. Rep. No. 798—70 on H. R. No. 353 which had been deferred to this day.

By unanimous consent, consideration of Stand. Com. Rep. No. 798—70 on H. R. No. 353 was deferred to the end of the calendar.

Consideration of Conf. Com. Rep. No. 9 on H. B. No. 397, as amended, which had been deferred to this day.

By unanimous consent, consideration of Conf. Com. Rep. No. 9 on H. B. No. 397, as amended, was deferred until tomorrow, May 6, 1970.

Consideration of Conf. Com. Rep. No. 11 on H. B. No. 1457—70, as amended, which had been deferred to this day.

On motion by Representative F. Wong, seconded by Representative Ushijima and carried, the report of the Committee was adopted and H. B. No. 1457—70, as amended, passed Final Reading by a vote of 49 ayes, with Representatives Alcon and Morioka being excused.

Consideration of Conf. Com. Rep. No. 12 on S. B. No. 1836—70, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1836—70, as amended, passed Final Reading by a vote of 49 ayes, with Representatives Alcon and Morioka being excused.

Consideration of Conf. Com. Rep. No. 13 on H. B. No. 974, as amended, which had been deferred to this day.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H. B. No. 974, as amended, passed Final Reading by a vote of 49 ayes, with Representatives Alcon and Morioka being excused.

Consideration of Conf. Com. Rep. No. 14 on S. B. No. 1706—70, as amended, which had been deferred to this day.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, Conf. Com. Rep.

No. 14 and S. B. No. 1706-70, as amended, were recommitted to the Committee on Conference.

Consideration of Conf. Com. Rep. No. 15 on S. B. No. 1139-70, as amended, which had been deferred to this day.

Representative Serizawa moved that the report of the Committee be adopted and that S. B. No. 1139-70, as amended, pass Final Reading, seconded by Representative Kawakami.

Representatives Lum and Serizawa spoke for the passage of this bill.

The motion to adopt the report of the Committee and to pass S. B. No. 1139-70, as amended, on Final Reading was put by the Chair and carried by a vote of 40 ayes to 9 noes, with Representatives Aduja, Ajifu, Devereux, Fong, Garcia, Judd, Meyer, Poepce and Soares voting no and Representatives Alcon and Morioka being excused.

Consideration of Conf. Com. Rep. No. 16 on H. B. No. 1370-70, as amended, which had been deferred to this day.

By unanimous consent, consideration of Conf. Com. Rep. No. 16 on H. B. No. 1370-70, as amended, was deferred until tomorrow, May 6, 1970.

Consideration of Stand. Com. Rep. No. 812-70 on S. B. No. 174, as amended, which had been deferred to this day.

On motion by Representative Minn, seconded by Representative Kondo and carried, the report of the Committee was adopted and S. B. No. 174, as amended, having been read throughout, passed Third Reading by a vote of 50 ayes with Representative Morioka being excused.

Consideration of Stand. Com. Rep. No. 813-70 on S. B. No. 1840-70, as amended, which had been deferred to this day.

On motion by Representative

Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1840-70, as amended, having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Morioka being excused.

Consideration of Stand. Com. Rep. No. 814-70 on S. B. No. 815, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 815, as amended, having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Morioka being excused.

Consideration of Stand. Com. Rep. No. 815-70 on S. B. No. 1157-70, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1157-70, as amended, having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Morioka being excused.

Consideration of Stand. Com. Rep. No. 816-70 on S. B. No. 1675-70, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1675-70, as amended, having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Morioka being excused.

Consideration of Stand. Com. Rep. No. 817-70 on S. B. No. 1975-70, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1975-70, as amended, having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Morioka being excused.

Consideration of Stand. Com. Rep. No. 818-70 on S. B. No. 986, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 986, as amended, having been read throughout, passed Third Reading by a vote of 49 ayes, with Representatives Morioka and Shigemura being excused.

Consideration of Stand. Com. Rep. No. 819-70 on S. B. No. 1007, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1007, as amended, having been read throughout, passed Third Reading by a vote of 49 ayes, with Representatives Morioka and Shigemura being excused.

Consideration of Stand. Com. Rep. No. 820-70 on S. B. No. 1342-70, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1342-70, as amended, having been read throughout, passed Third Reading by a vote of 49 ayes, with Representatives Morioka and Shigemura being excused.

Consideration of Stand. Com. Rep. No. 821-70 on S. B. No. 1134-70, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1134-70, as amended, having been read throughout, passed Third Reading by a vote of 49 ayes, with Representatives Morioka and Shigemura being excused.

The Chair here directed the Clerk to note the presence of Representative Morioka.

Consideration of Stand. Com. Rep. No. 822-70 on S. B. No. 1520-70, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S.B. No. 1520-70, as amended, having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Shigemura being excused.

Consideration of Stand. Com. Rep. No. 823-70 on S. B. No. 1971-70, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1971-70, as amended, having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Shigemura being excused.

Consideration of Stand. Com. Rep. No. 824-70 on S. B. No. 1920-70 which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1920-70, having been read throughout, passed Third Reading by a vote of 42 ayes to 8 noes, with Representatives Devereux, Fong, Garcia, Judd, Lum, Poepoe, Saiki and Soares voting no and Representative Shigemura being excused.

Consideration of Stand. Com. Rep. No. 825-70 on S. B. No. 1921-70 which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1921-70, having been read throughout, passed Third Reading by a vote of 42 ayes to 8 noes, with Representatives Devereux, Fong, Garcia, Judd, Lum, Poepoe, Saiki and Soares voting no and Representative Shigemura being excused.

Consideration of Stand. Com. Rep. No. 826-70 on S. B. No. 1261-70, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1261-70, as amended, having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Shigemura being excused.

Consideration of Stand. Com. Rep. No. 827-70 on S. B. No. 1728-70, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1728-70, as amended, having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Shigemura being excused.

Consideration of Stand. Com. Rep. No. 828-70 on S. B. No. 1132-70, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1132-70, as amended, having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative

Shigemura being excused.

The Chair here directed the Clerk to note that H. B. Nos. 1457-70 and 974 and S. B. Nos. 1836-70 and 1139-70 had passed Final Reading no earlier than 11:01 o'clock p.m.

The Chair here directed the Clerk to note that S.B. Nos. 174, 1840-70, 815, 1157-70, 1675-70, 1975-70, 986, 1007, 1342-70, 1134-70, 1520-70, 1971-70, 1920-70, 1921-70, 1261-70, 1728-70 and 1132-70 had passed Third Reading no earlier than 11:01 o'clock p.m.

The Chair declared a recess at 11:02 o'clock p.m., subject to the call of the Chair.

The House of Representatives reconvened at 11:30 o'clock p.m.

Consideration of Stand. Com. Rep. No. 829-70 on S. B. No. 1405-70, as amended, which had been deferred to this day.

On motion by Representative Ho, seconded by Representative Serizawa and carried, the report of the Committee was adopted and S. B. No. 1405-70, as amended, having been read throughout, passed Third Reading by a vote of 36 ayes, with Representatives Ajifu, Devereux, Kondo, Kunimura, Lee, Lum, Menor, Miho, Morioka, Pacarro, Suwa, Uechi, Ushijima, Wakatsuki and R. Wong being excused.

Consideration of Stand. Com. Rep. No. 830-70 on S. B. No. 1286-70, as amended, which had been deferred to this day.

On motion by Representative Ho, seconded by Representative Serizawa and carried, the report of the Committee was adopted and S. B. No. 1286-70, as amended, having been read throughout, passed Third Reading by a vote of 36 ayes, with Representatives Ajifu, Devereux, Kondo, Kunimura, Lee, Lum, Menor, Minn, Morioka, Pacarro, Suwa,

Uechi, Ushijima, Wakatsuki and R. Wong being excused.

The Chair here directed the Clerk to note that S. B. Nos. 1405-70 and 1286-70 had passed Third Reading no earlier than 11:31 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative Kawakami, for the Committee on Economic Development, presented a report (Stand. Com. Rep. No. 833-70) recommending that H. B. Nos. 100, 169, H.D.1, 171, 228, 301, 302, 342, 517, 536, 621, 794, 845, 912, 913, 914, 915, 1138, 1507-70, 1509-70, 1511-70, 1578-70, 1579-70, 1583-70, 1863-70, 1864-70, 1865-70, 1885-70, 1887-70, 1973-70, 2000-70, H.D.1, 2001-70, H.D.1, 2083-70, and 2011-70; H. R. Nos. 141, 174, 105, 176 and 193; and H. C. R. Nos. 61 and 78; and S. B. Nos. 238, S.D.2 and 1968-70 be placed on file.

On motion by Representative Kawakami, seconded by Representative Serizawa and carried, the report of the Committee was adopted and H. B. Nos. 100, 169, H.D.1, 171, 228, 301, 302, 342, 517, 536, 621, 794, 845, 912, 913, 914, 915, 1138, 1507-70, 1509-70, 1511-70, 1578-70, 1579-70, 1583-70, 1863-70, 1864-70, 1865-70, 1885-70, 1887-70, 1973-70, 2000-70, H.D.1, 2001-70, H.D.1, 2083-70, and 2011-70; H. R. Nos. 141, 174, 105, 176 and 193; and H. C. R. Nos. 61 and 78; and S. B. Nos. 238, S.D.2 and 1968-70 were placed on file.

Representative Bicoy, for the Select Committee of Oahu Representatives, presented a report (Stand. Com. Rep. No. 834-70) approving the intent and purpose of H.R. No. 369 and recommending its adoption, with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 834-70 on H. R. No. 369, as amended, was deferred until tomorrow, May 6, 1970.

Representative Bicoy, for the Select Committee of Oahu Representatives, presented a report (Stand. Com. Rep. No. 835-70) approving the intent and purpose of H. C. R. No. 123 and recommending its adoption, with certain amendments.

On motion by Representative Bicoy, seconded by Representative Heen and carried, the report of the Committee was adopted and H. C. R. No. 123, as amended, entitled, "House Concurrent Resolution requesting the Governor to give high priority to the planning and construction of a new stadium at Halawa, Oahu", was adopted.

Representative Uechi, for the Committee on Housing and Consumer Protection, presented a report (Stand. Com. Rep. No. 836-70) approving the intent and purpose of H. R. No. 298 and recommending its adoption.

On motion by Representative Uechi, seconded by Representative Ho and carried, the report of the Committee was adopted and H. R. No. 298 was adopted.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 837-70) approving the intent and purpose of H. R. No. 368 and recommending its adoption.

On motion by Representative Ho, seconded by Representative Serizawa and carried, the report of the Committee was adopted and H. R. No. 368 was adopted.

Representative Uechi, for the Committee on Housing and Consumer Protection, presented a report (Stand. Com. Rep. No. 838-70) approving the intent and purpose of H. C. R. No. 124 and recommending its adoption.

On motion by Representative Uechi, seconded by Representative Ho and carried, the report of the Committee was adopted and H. C. R. No. 124 was adopted.

Representative Kimura, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 839-70) approving the intent and purpose of H. R. No. 372 and recommending its adoption.

On motion by Representative Kimura, seconded by Representative Takitani and carried, the report of the Committee was adopted and H. R. No. 372 was adopted.

The Chair declared a recess at 11:35 o'clock p.m., subject to the call of the Chair.

The House of Representatives reconvened at 11:38 o'clock p.m.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H. R. Nos. 378 to 380) were read by the Clerk and were disposed of as follows:

A resolution (H. R. No. 378) congratulating Mrs. Esther Kaleikini, Kapahulu Mother of the Year was jointly offered by Representatives Kato, Aduja, Ajifu, Alcon, Baptiste, Bicoy, de la Druz, Devereux, Duponte, Fong, Garcia, Heen, Iha, Inaba, Judd, Kawakami, Kimura, Kunimura, Lee, Loo, Lum, Menor, Meyer, Miho, Minn, Miyake, Morioka, Nakama, Oda, Oshiro, Pacarro, Poepoe, Pule, Roehrig, Saiki, Sakima, Serizawa, Soares, Suwa, Taira, Takamine, Takitani, Uechi, Ushijima, F. Wong, R. Wong and Beppu.

On motion by Representative Kato, seconded by Representative Morioka and carried, H. R. No. 378 was adopted.

A resolution (H. R. No. 379) extending congratulations and best wishes to Keith J. Chun upon being awarded a \$2,000 college scholarship from the Western Conference of Teamsters was jointly offered by Representatives Taira, Aduja, Ajifu, Alcon, Baptiste, Bicoy, Duponte, Fong, Garcia, Heen, Iha, Inaba, Kato, Kawakami, Kimura, Kunimura, Lee, Loo, Menor, Miho, Minn, Miyake, Nakama, Oshiro, Pacarro, Poepoe, Pule, Roehrig, Saiki, Sakima, Serizawa,

Shigemura, Soares, Suwa, Takamine, Takitani, Uechi, Ushijima and F. Wong.

On motion by Representative Taira, seconded by Representative Kimura and carried, H. R. No. 379 was adopted.

A resolution (H. R. No. 380) commending and congratulating William J. Mullahey, Director, Hawaii, Central and South Pacific, Pan American World Airways, for thirty-five years of service and contribution to Hawaii's aviation history and development of tourism in Hawaii and the Pacific, and extending him best wishes on his retirement on June 30 was jointly offered by Representatives Shigemura, Aduja, Alcon, Baptiste, Bicoy, de la Cruz, Duponte, Fong, Garcia, Inaba, Judd, Kato, Kawakami, Kimura, Loo, Meyer, Miho, Miyake, Nakama, Oshiro, Poepoe, Pule, Roehrig, Saiki, Serizawa, Soares, Suwa, Taira, Takamine, Takitani, Uechi, F. Wong and Beppu.

On motion by Representative Shigemura, seconded by Representative Serizawa and carried, H. R. No. 380 was adopted.

By unanimous consent, the following resolutions (H. R. Nos. 381 and 382) and concurrent resolution (H. C. R. No. 126) were referred to the Committee on Printing and Revisions and further action deferred until tomorrow, May 6, 1970:

A resolution (H. R. No. 381) urging the United States Department of Housing and Urban Development to re-certify Honolulu Workable Program application was jointly offered by Representatives Heen, Alcon, Bicoy, Devereux, Fong, Garcia, Kato, Kawakami, Kimura, Lee, Menor, Miho, Minn, Miyake, Nakama, Oshiro, Pacarro, Poepoe, Saiki, Sakima, Shigemura, Soares, Taira, Takamine, Uechi, F. Wong and R. Wong.

A resolution (H. R. No. 382) relating to Model Cities funds was jointly offered by Representatives R. Wong, Alcon, Baptiste, Bicoy, de la Cruz, Garcia, Heen, Iha, Inaba, Kato, Kawakami, Kimura, Kondo, Kunimura, Lee, Loo, Menor,

Meyer, Minn, Miyake, Nakama, Pacarro, Poepoe, Pule, Roehrig, Sakima, Serizawa, Shigemura, Soares, Suwa, Taira, Takamine, Takitani, Uechi, Ushijima, Wakatsuki, F. Wong and Beppu.

A concurrent resolution (H. C. R. No. 126) requesting action against unlawful demonstrators at the University of Hawaii was jointly offered by Representatives Soares, Aduja, Ajifu, Devereux, Fong, Garcia, Inaba, Judd, Lum, Meyer, Oda, Poepoe, Roehrig, Saiki and Takitani.

CONFERENCE COMMITTEE REPORTS

Representative Kato, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 603, presented a report (Conf. Com. Rep. No. 17) recommending to their respective Houses the final passage of the bill, with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 17 on S. B. No. 603, as amended, was deferred until tomorrow, May 6, 1970.

Representative Wakatsuki, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1664-70, presented a report (Conf. Com. Rep. No. 18) recommending to their respective Houses the final passage of the bill, with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 18 on S. B. No. 1664-70, as amended, was deferred until tomorrow, May 6, 1970.

Representative Serizawa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1706-70, presented a report (Conf. Com. Rep. No. 19) recommending to their respective Houses the final passage of the bill, with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 19 on S. B. No. 1706-70, as amended, was deferred until tomorrow, May 6, 1970.

Representative Wakatsuki, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H. B. No. 1260-70, presented a report (Conf. Com. Rep. No. 20) recommending to their respective Houses the final passage of the bill, with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 20 on H. B. No. 1260-70, as amended, was deferred until tomorrow, May 6, 1970.

Representative Wakatsuki, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H. B. No. 1267-70, presented a report (Conf. Com. Rep. No. 21) recommending to their respective Houses the final passage of the bill, with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 21 on H. B. No. 1267-70, as amended, was deferred until tomorrow, May 6, 1970.

Representative Wakatsuki, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1131-70, presented a report (Conf. Com. Rep. No. 22) recommending to their respective Houses the final passage of the bill, with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 22 on S. B. No. 1131-70, as amended, was deferred until tomorrow, May 6, 1970.

Representative Ushijima, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to

H. B. No. 1922-70, presented a report (Conf. Com. Rep. No. 23) recommending to their respective Houses the final passage of the bill, with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 23 on H. B. No. 1922-70, as amended, was deferred until tomorrow, May 6, 1970.

Representative Morioka, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1696-70, presented a report (Conf. Com. Rep. No. 24) recommending to their respective Houses the final passage of the bill, with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 24 on S. B. No. 1696-70, as amended, was deferred until tomorrow, May 6, 1970.

The Chair here directed the Clerk to note that printed copies were made available to the members of the House as follows: S. B. No. 603, S.D.1, H.D.1, C.D.1 at 2:20 o'clock p.m.; S. B. No. 1664-70, S.D.1, H.D.1, C.D.1 at 2:20 o'clock p.m.; S. B. No. 1706-70, S.D.1, H.D.1, C.D.2 at 6:30 o'clock p.m.; H. B. No. 1260-70, H.D.1, S.D.1, C.D.1 at 8:15 o'clock p.m., H. B. No. 1267-70, H.D.1, S.D.1, C.D.1 at 8:00 o'clock p.m.; S. B. No. 1131-70, S.D.2, H.D.1, C.D.1 at 10:15 o'clock p.m.; H. B. No. 1922-70, H.D.1, S.D.1, C.D.1 at 8:05 o'clock p.m.; and S. B. No. 1696-70, S.D.1, H.D.3, C.D.1 at 11:54 o'clock p.m., in accordance with Article III, Section 16 of the Constitution of the State of Hawaii.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 448 to 459) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 448) informing the House

that the Senate had disagreed to the amendments proposed by the House to Senate Bill No. 174 and had requested a conference to the subject matter of said amendments and will name the conferees at a later date for the consideration of said amendments was placed on file.

A communication from the Senate (Sen. Com. No. 449) informing the House that the Senate had disagreed to the amendments proposed by the House to Senate Bill No. 815 and had requested a conference on the subject matter of said amendments and will name the conferees at a later date for the consideration of said amendments was placed on file.

A communication from the Senate (Sen. Com. No. 450) informing the House that the Senate had disagreed to the amendments proposed by the House to Senate Bill No. 1157-70 and had requested a conference on the subject matter of said amendments and will name the conferees at a later date for the consideration of said amendments was placed on file.

A communication from the Senate (Sen. Com. No. 451) informing the House that the Senate had disagreed to the amendments proposed by the House to Senate Bill No. 1286-70 and had requested a conference on the subject matter of said amendments and will name the conferees at a later date for the consideration of said amendments was placed on file.

A communication from the Senate (Sen. Com. No. 452) informing the House that the Senate had disagreed to the amendments proposed by the House to Senate Bill No. 1342-70 and had requested a conference on the subject matter of said amendments and will name the conferees at a later date for the consideration of said amendments was placed on file.

A communication from the Senate (Sen. Com. No. 453) informing the House that the Senate had disagreed to the amendments proposed by the House to

Senate Bill No. 1405-70 and had requested a conference on the subject matter of said amendments and will name the conferees at a later date for the consideration of said amendments was placed on file.

A communication from the Senate (Sen. Com. No. 454) transmitting Senate Concurrent Resolution No. 79 pricing appeals made by the Public Employees Compensation Appeals Board which was this day adopted by the Senate was placed on file.

By unanimous consent, further consideration of S. C. R. No. 79 was deferred until tomorrow, May 6, 1970.

A communication from the Senate (Sen. Com. No. 455) returning House Bill No. 540 which this day passed Third Reading in the Senate in an amended form was placed on file.

A communication from the Senate (Sen. Com. No. 456) returning House Bill No. 1688-70 which this day passed Third Reading in the Senate in an amended form was placed on file.

A communication from the Senate (Sen. Com. No. 457) returning House Bill No. 1754-70 which this day passed Third Reading in the Senate in an amended form was placed on file.

A communication from the Senate (Sen. Com. No. 458) returning House Bill No. 1908-70 which this day passed Third Reading in the Senate in an

amended form was placed on file.

A communication from the Senate (Sen. Com. No. 459) returning House Bill No. 2162-70 which this day passed Third Reading in the Senate in an amended form was placed on file.

By unanimous consent, H. B. Nos. 540, 1688-70, 1754-70, 1908-70 and 2162-70, as amended by the Senate were placed on the Clerk's desk.

The Chair here directed the Clerk to note that printed copies were made available to the members of the House as follows: H. B. Nos. 540, H.D.2, S.D.2, 1688-70, H.D.2, S.D.2, and 1754-70, H.D.1, S.D.1 at 9:50 o'clock p.m.; H. B. No. 1908-70, H.D.2, S.D.1 at 10:25 o'clock p.m.; and H. B. 2162-70, H.D.1, S.D.1 at 10:30 o'clock p.m., in accordance with Article III, Section 16 of the Constitution of the State of Hawaii.

DEFERRED MATTER

Consideration of Stand. Com. Rep. No. 798-70 on H. R. No. 353 which had been deferred to this time.

By unanimous consent, consideration of Stand. Com. Rep. No. 798-70 on H. R. No. 353 was deferred until tomorrow, May 6, 1970.

At 11:59 o'clock p.m., on motion by Representative Ho, seconded by Representative Garcia and carried, the House of Representatives adjourned to 11:00 o'clock a.m., tomorrow, May 6, 1970.

SIXTY-SIXTH DAY

Wednesday, May 6, 1970

The House of Representatives of the Fifth Legislature of the State of Hawaii, Regular Session of 1970, was called to order at 11:00 o'clock a.m.

The Speaker presided.

The Divine Blessing was invoked by The Reverend Hollis Maxson of the Salvation Army Men's Social Service Center.

Roll call of the members of the House of Representatives showed that all members were present with the exception of Representatives Kimura, Miyake, Oshiro and R. Wong, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Sixty-Fifth Day.

On motion by Representative Ho, seconded by Representative Garcia and carried, reading of the Journal was dispensed with and the Journal of the Sixty-Fifth Day was approved.

MISCELLANEOUS COMMUNICATIONS

The following communications (Misc. Com. Nos. 116 to 125) were read by the Clerk and were disposed of as follows:

A communication from John W. McCormack, Speaker, U. S. House of Representatives (Misc. Com. No. 116) acknowledging receipt of House Concurrent Resolution No. 104 which was adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Hiram L. Fong, United States Senator (Misc. Com. No. 117) acknowledging receipt of House Concurrent Resolution No. 66 which was adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Hiram L. Fong, United States Senator

(Misc. Com. No. 118) acknowledging receipt of House Resolution No. 232 which was adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Daniel K. Inouye, United States Senator (Misc. Com. No. 118) acknowledging receipt of House Resolution No. 232 which was adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Daniel K. Inouye, United States Senator (Misc. Com. No. 119) acknowledging receipt of House Resolution No. 302 which was adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Patsy T. Mink, United States Representative (Misc. Com. No. 120) acknowledging receipt of House Concurrent Resolution No. 97 which was adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Patsy T. Mink, United States Representative (Misc. Com. No. 121) acknowledging receipt of House Concurrent Resolution No. 51 which was adopted during the Regular Session of 1970, was placed on file.

A communication from Dora Pratt (Misc. Com. No. 122) expressing appreciation for the adoption of House Resolution No. 340 honoring the memory of the late C. Dudley Pratt during the Regular Session of 1970, was placed on file.

A communication from Ralph E. Haines, Jr., Commander in Chief, U.S. Army (Misc. Com. No. 123) acknowledging receipt of House Resolution No. 337 which was adopted during the Regular Session of 1970, was placed on file.

A communication from Donald L. Kohler, Chief, Economic Planning Division of the U.S. Department of

Commerce (Misc. Com. No. 124) acknowledging receipt of House Resolution No. 302 which was adopted during the Regular Session of 1970, was placed on file.

A communication from Douglas Y. Higa, Principal of Paauilo School (Misc. Com. No. 125) acknowledging receipt of House Resolution No. 331 which was adopted during the Regular Session of 1970, was placed on file.

At this time, Representative Devereux introduced to the members of the House Dr. Gerald D. Dorman, President of the American Medical Association, Mrs. Dorman, Mr. Shildeler Harpe and Dr. George H. Mills, President of the Hawaii Medical Association.

Representatives Saiki and Kondo then presented leis to Dr. Dorman and Mrs. Dorman, respectively.

The Chair then appointed Representatives Duponte, Kawakami, Bicoy, Aduja and Meyer to escort Dr. Dorman to the rostrum whereupon he addressed the members of the House.

At 11:15 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

At 11:45 o'clock a.m., the House of Representatives reconvened.

The Chair here directed the Clerk to note the presence of Representatives Miyake, Oshiro and Kimura.

ORDER OF THE DAY

DEFERRED RESOLUTIONS

The following resolutions (H. R. Nos. 381 and 382) and concurrent resolutions (H. C. R. No. 126 and S. C. R. No. 79) were disposed of as follows:

H. R. No. 381 was read by the Clerk.

On motion by Representative Heen,

seconded by Representative Takamine and carried, H. R. No. 381 was adopted.

H. R. No. 382 was read by the Clerk.

On motion by Representative Lee, seconded by Representative Minn and carried, H. R. No. 382 was adopted.

H. C. R. No. 126 was referred to the Committee on Higher Education.

S. C. R. No. 79 was referred to the Committee on Finance.

STANDING COMMITTEE REPORTS

Representative Pule, for the Committee on Printing and Revisions, presented a report (Stand. Com. Rep. No. 840-70) informing the House that House Resolution Nos. 374 to 382, House Concurrent Resolution Nos. 125 and 126, Standing Committee Report Nos. 833-70 to 839-70, Conference Committee Report No. 17, Re: S.B. No. 603, S.D. 1, H.D. 1, C.D. 1, Conference Committee Report No. 18, Re: S.B. No. 1664-70, S.D. 1, H.D.1, C.D. 1, Conference Committee Report No. 19, Re: S. B. No. 1706-70, S.D. 1, H.D. 1, C.D. 2, Conference Committee Report No. 20, Re: H. B. No. 1260-70, H.D. 1, S.D. 1, C.D. 1, Conference Committee Report No. 21, Re: H. B. No. 1267-70, H.D. 1, S.D. 1, C.D. 1, Conference Committee Report No. 22, Re: S. B. No. 1131-70, S.D. 2, H.D. 1, C.D. 1, Conference Committee Report No. 23, Re: H. B. No. 1922-70, H.D. 1, S.D. 1, C.D. 1, and Conference Committee Report No. 24, Re: S. B. No. 1696-70, S.D. 1, H.D. 3, C.D. 1, had been printed and distributed.

On motion by Representative Pule, seconded by Representative Oshiro and carried, the report of the Committee was adopted.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H. R. Nos. 383 and 384) were read by the Clerk and

were disposed of as follows:

A resolution (H. R. No. 383) congratulating Hawaii Music Educators Association for a successful 23rd Annual Music Festival was jointly offered by Representatives Saiki, Aduja, Ajifu, Alcon, Baptiste, Bicoy, de la Cruz, Devereux, Duponte, Fong, Garcia, Heen, Iha, Inaba, Judd, Kawakami, Kimura, Kondo, Kunimura, Lee, Loo, Lum, Meyer, Miho, Minn, Oda, Oshiro, Poepoe, Pule, Roehrig, Serizawa, Shigemura, Soares, Suwa, Taira, Takamine, Takitani, Uechi, Ushijima, Wakatsuki and F. Wong.

On motion by Representative Saiki, seconded by Representative Lum and carried, H. R. No. 383 was adopted.

A resolution (H. R. No. 384) extending condolences and deepest sympathies to the family of Dr. Robert M. Miyamoto was jointly offered by Representatives Serizawa, Aduja, Ajifu, Alcon, Baptiste, Bicoy, de la Cruz, Duponte, Garcia, Heen, Ho, Iha, Inaba, Kawakami, Kimura, Kondo, Kunimura, Lee, Menor, Minn, Miyake, Morioka, Oshiro, Pacarro, Pule, Roehrig, Sakima, Shigemura, Suwa, Taira, Takamine, Takitani, Uechi, Ushijima and F. Wong.

On motion by Representative Devereux, seconded by Representative Serizawa and carried by a rising vote, H. R. No. 384 was adopted.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 460 to 462) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 460) transmitting Senate Concurrent Resolution No. 80 expressing deepest appreciation to Mrs. Yoko Chinen and Mrs. Mae Goya for their wonderful hospitality extended to this year's "Spartan" legislators, which was adopted by the Senate on May 6, 1970, was placed on file.

On motion by Representative Ho, seconded by Representative Garcia and carried, S. C. R. No. 80 was adopted.

A communication from the Senate (Sen. Com. No. 461) transmitting Senate Concurrent Resolution No. 81 expressing deepest appreciation to the Board of Water Supply for the use of their facilities for this year's legislative session, which was adopted by the Senate on May 6, 1970, was placed on file.

On motion by Representative Ho, seconded by Representative Garcia and carried, S. C. R. No. 81 was adopted.

A communication from the Senate (Sen. Com. No. 462) informing the House of the adoption of the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 603 and that S. B. No. 603 this day passed Final Reading in the Senate, was placed on file.

At 12:50 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

NIGHT SESSION

The House of Representatives reconvened at 9:24 o'clock p.m.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 463 to 465) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 463) returning House Concurrent Resolution No. 124 which was adopted by the Senate on May 6, 1970, was placed on file.

A communication from the Senate (Sen. Com. No. 464) informing the House of the adoption of the report of the Committee on Conference on the disagreeing vote of the Senate to the

amendments proposed by the House to S. B. No. 1131-70 and that S. B. No. 1131-70 this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 465) transmitting a certified copy of Senate Resolution No. 346 requesting the State House of Representatives to return to the Senate S. C. R. No. 79, which was adopted by the Senate on May 6, 1970, was placed on file.

STANDING COMMITTEE REPORTS

Representative Taira, for the Committee on Education, presented a report (Stand. Com. Rep. No. 841-70) recommending that H. B. Nos. 24, 67, 69, 75, 209, 211, 226, 227, 230, 295, 307, 379, 415, 416, 417, 418, 419, 420, 422, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 581, 624, 667, 823, 939, 953, 963, 973, 976, 1147, 1158, 1159, 1160, 1166, 1247, 1371-70, 1372-70, 1373-70, 1417-70, 1420-70, 1422-70, 1425-70, 1426-70, 1427-70, 1532-70, 1535-70, 1626-70, 1691-70, 1709-70, 1779-70, 1815-70, 1888-70, 1899-70, 1933-70, 1935-70, 1936-70, 1956-70, 1962-70, 2004-70, 2052-70, 2072-70, 2084-70, 2113-70, 2120-70, 2122-70, 2123-70, 2124-70 and 2141-70; H. R. Nos. 19, 25, 30, 39, 44, 46, 52, 59, 60, 94, 113, 122, 127, 143, 190, 191, 192, 210, 233, 242, 255, 275 and 277; H. C. R. Nos. 5, 6, 7, 89, 93, 95 and 100; S. B. Nos. 373, 892, 1179-70, 1183-70, 1188-70 and 1195-700 be placed on file.

On motion by Representative Taira, seconded by Representative Sakima and carried, the report of the Committee was adopted and H. B. Nos. 24, 67, 69, 75, 209, 211, 226, 227, 230, 295, 307, 379, 415, 416, 417, 418, 419, 420, 422, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 581, 624, 667, 823, 939, 953, 963, 973, 976, 1147, 1158, 1159, 1160, 1166, 1247, 1371-70, 1372-70,

1373-70, 1417-70, 1420-70, 1422-70, 1425-70, 1426-70, 1427-70, 1532-70, 1535-70, 1626-70, 1691-70, 1709-70, 1779-70, 1815-70, 1888-70, 1899-70, 1933-70, 1935-70, 1936-70, 1956-70, 1962-70, 2004-70, 2052-70, 2072-70, 2084-70, 2113-70, 2120-70, 2122-70, 2123-70, 2124-70 and 2141-70; H. R. Nos. 19, 25, 30, 39, 44, 46, 52, 59, 60, 94, 113, 122, 127, 143, 190, 191, 192, 210, 233, 242, 255, 275 and 277; H. C. R. Nos. 5, 6, 7, 89, 93, 95 and 100; S. B. Nos. 373, 892, 1179-70, 1183-70, 1188-70 and 1195-70 were placed on file.

Representative Kunimura, for the Select Committee of Kauai Representatives, presented a report (Stand. Com. Rep. No. 842-70) recommending that H. B. Nos. 173, 450, 651, 1099, 1142, 1651-70, 1882-70, 2005-70, 2075-70, 2076-70 and 2101-70; H. R. No. 68 and S. B. No. 781 be placed on file.

On motion by Representative Baptiste, seconded by Representative Kawakami and carried, the report of the Committee was adopted and H. B. Nos. 173, 450, 651, 1099, 1142, 1651-70, 1882-70, 2005-70, 2075-70, 2076-70 and 2101-70; H. R. No. 68 and S. B. No. 781 were placed on file.

Representative Taira, for the Committee on Education, presented a report (Stand. Com. Rep. No. 843-70) approving the intent and purpose of H. R. No. 359 and recommending its adoption.

On motion by Representative Uechi, seconded by Representative Taira and carried, the report of the Committee was adopted and H. R. No. 359 was adopted.

UNFINISHED BUSINESS

Consideration of Conf. Com. Rep. No. 17 on S. B. No. 603, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn, the report of the Committee was adopted and S. B. No. 603, as amended, passed Final Reading by a vote of 49 ayes, with Representatives Kato and Shigemura being excused.

Consideration of Conf. Com. Rep. No. 18 on S. B. No. 1664-70, as amended, which had been deferred to this day.

Representative Wakatsuki moved that the report of the Committee be adopted and S. B. No. 1664-70, as amended, pass Final Reading, seconded by Representative Minn.

Representative Miho rose and stated that he represented certain clients who have claims against the State and asked the Chair for a ruling as to whether or not there was a conflict of interest.

The Chair ruled that there was a conflict of interest and Representative Miho was excused from voting on this measure.

Representative Fong rose and stated that he represented certain clients who have claims against the State and asked the Chair for a ruling as to whether or not there was a conflict of interest.

The Chair ruled that there was a conflict of interest and Representative Fong was excused from voting on this measure.

The motion to adopt the report of the Committee and to pass S. B. No. 1664-70, as amended, on Final Reading was put by the Chair and carried and S. B. No. 1664-70, as amended, passed Final Reading by a vote of 47 ayes, with Representatives Fong, Kato, Miho and Shigemura being excused.

Consideration of Conf. Com. Rep. No. 19 on S. B. No. 1706-70, as amended, which had been deferred to this day.

On motion by Representative

Serizawa, seconded by Representative Pacarro, the report of the Committee was adopted and S. B. No. 1706-70, as amended, passed Final Reading by a vote of 49 ayes, with Representatives Kato and Shigemura being excused.

Consideration of Conf. Com. Rep. No. 20 on H. B. No. 1260-70, as amended, which had been deferred to this day.

Representative Wakatsuki moved that the report of the Committee be adopted and H. B. No. 1260-70, as amended, pass Final Reading, seconded by Representative Minn.

Representative Garcia then spoke in favor of H. B. No. 1260-70, as amended.

The motion to adopt the report of the Committee and to pass H. B. No. 1260-70, as amended, on Final Reading was put by the Chair and carried and H. B. No. 1260-70, as amended, passed Final Reading by a vote of 49 ayes, with Representatives Kato and Shigemura being excused.

The Chair here directed the Clerk to note that H. B. No. 1260-70 and S. B. Nos. 603, 1664-70, and 1706-70 had passed Final Reading at 9:28 o'clock p.m.

At 9:29 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

At 11:08 o'clock p.m., the House of Representatives reconvened.

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

By unanimous consent, H. B. No. 1679-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 1679-70, and that H. B. No. 1679-70, as amended by the Senate, pass Final Reading, seconded by Representative

Minn.

Representative Wakatsuki then explained the changes made by the Senate.

The motion to pass H. B. No. 1679-70, as amended by the Senate, on Final Reading was put by the Chair and carried by a vote of 51 ayes.

At 11:09 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

At 11:10 o'clock p.m., the House of Representatives reconvened.

By unanimous consent, H. B. No. 1754-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 1754-70, and that H. B. No. 1754-70, as amended by the Senate, pass Final Reading, seconded by Representative Minn.

Representative Wakatsuki then explained the changes made by the Senate.

The motion to pass H. B. No. 1754-70, as amended by the Senate, on Final Reading was put by the Chair and carried by a vote of 51 ayes.

By unanimous consent, H. B. No. 1264-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 1264-70, and that H. B. No. 1264-70, as amended by the Senate, pass Final Reading, seconded by Representative Minn.

Representative Wakatsuki then explained the changes made by the

Senate.

The motion to pass H. B. No. 1264-70, as amended by the Senate, on Final Reading was put by the Chair and carried by a vote of 51 ayes.

By unanimous consent, H. B. No. 540, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 540, and that H. B. No. 540, as amended by the Senate, pass Final Reading, seconded by Representative Minn.

Representative Wakatsuki then explained the changes made by the Senate.

The motion to pass H. B. No. 540, as amended by the Senate, on Final Reading was put by the Chair and carried by a vote of 51 ayes.

By unanimous consent, H. B. No. 200 was taken from the Clerk's desk.

On motion by Representative Wakatsuki, seconded by Representative Minn, H. B. No. 200 passed Final Reading by a vote of 51 ayes, in accordance with Article III, Section 16, of the Constitution of the State of Hawaii.

At 11:12 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

At 11:13 o'clock p.m., the House of Representatives reconvened.

By unanimous consent, H. B. No. 2002-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments

proposed by the Senate to H. B. No. 2002-70, and that H. B. No. 2002-70, as amended by the Senate, pass Final Reading, seconded by Representative Minn.

Representative Wakatsuki then explained the changes made by the Senate.

The motion to pass H. B. No. 2002-70, as amended by the Senate, on Final Reading was put by the Chair and carried by a vote of 51 ayes.

By unanimous consent, H. B. No. 1515-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 1515-70, and that H. B. No. 1515-70, as amended by the Senate, pass Final Reading, seconded by Representative Minn.

Representative Wakatsuki then explained the changes made by the Senate.

The motion to pass H. B. No. 1515-70, as amended by the Senate, on Final Reading was put by the Chair and carried by a vote of 51 ayes.

At 11:13 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

At 11:14 o'clock p.m., the House of Representatives reconvened.

By unanimous consent, H. B. No. 1321-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 1321-70, and that H. B. No. 1321-70, as amended by the Senate, pass Final

Reading, seconded by Representative Minn.

Representative Wakatsuki then explained the changes made by the Senate.

The motion to pass H. B. No. 1321-70, as amended by the Senate, on Final Reading was put by the Chair and carried by a vote of 50 ayes to 1 no, with Representative Serizawa voting no.

By unanimous consent, H. B. No. 659, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 659, and that H. B. No. 659, as amended by the Senate, pass Final Reading, seconded by Representative Minn.

Representative Wakatsuki then explained the changes made by the Senate.

The motion to pass H. B. No. 659, as amended by the Senate, on Final Reading was put by the Chair and carried by a vote of 51 ayes.

By unanimous consent, H. B. No. 1602-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 1602-70, and that H. B. No. 1602-70, as amended by the Senate, pass Final Reading, seconded by Representative Minn.

Representative Wakatsuki then explained the changes made by the Senate.

The motion to pass H. B. No. 1602-70, as amended by the Senate, on Final Reading was put by the Chair and carried by a vote of 51 ayes.

By unanimous consent, H. B. No. 1908-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Kato moved that the House agree to the amendments proposed by the Senate to H. B. No. 1908-70, and that H. B. No. 1908-70, as amended by the Senate, pass Final Reading, seconded by Representative Bicoy.

Representative Kato then explained the changes made by the Senate.

The motion to pass H. B. No. 1908-70, as amended by the Senate, on Final Reading was put by the Chair and carried by a vote of 51 ayes.

By unanimous consent, H. B. No. 2162-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Kato moved that the House agree to the amendments proposed by the Senate to H. B. No. 2162-70, and that H. B. No. 2162-70, as amended by the Senate, pass Final Reading, seconded by Representative Bicoy.

Representative Kato then explained the changes made by the Senate.

The motion to pass H. B. No. 2162-70, as amended by the Senate, on Final Reading was put by the Chair and carried by a vote of 51 ayes.

The Chair here directed the Clerk to note that H. B. Nos. 1679-70, 1754-70, 1264-70, 540, 200, 2002-70, 1515-70, 1321-70, 659, 1602-70, 1908-70 and 2162-70 had passed Final Reading at 11:17 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative Morioka, for the Committee on Government Efficiency and Public Employment, presented a report (Stand. Com. Rep. No. 844-70) approving the intent and purpose of H. R. No. 373 and recommending its adoption.

On motion by Representative

Morioka, seconded by Representative Kondo and carried, the report of the Committee was adopted and H. R. No. 373 was adopted.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 845-70) approving the intent and purpose of S. B. No. 327 and recommending its passage on Third Reading.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 327, having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair here directed the Clerk to note that S. B. No. 327 had passed Third Reading at 11:19 o'clock p.m.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 846-70) approving the intent and purpose of S. C. R. No. 79 and recommending its adoption.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. C. R. No. 79 was adopted.

UNFINISHED BUSINESS

Consideration of Stand. Com. Rep. No. 683-70 on S. B. No. 1981-70 which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the majority of the Committee was adopted and S. B. No. 1981-70, having been read throughout, passed Third Reading by a vote of 51 ayes.

Consideration of Stand. Com. Rep. No. 757-70 on S. B. No. 1577-70 which had been deferred to this day.

On motion by Representative

Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1577-70, having been read throughout, passed Third Reading by a vote of 51 ayes.

Consideration of Stand. Com. Rep. No. 758-70 on S. B. No. 1982-70 which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1982-70, having been read throughout, passed Third Reading by a vote of 51 ayes.

The Chair here directed the Clerk to note that S. B. Nos. 1981-70, 1577-70 and 1982-70 had passed Third Reading no earlier than 11:20 o'clock p.m.

At 11:21 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

At 11:34 o'clock p.m., the House of Representatives reconvened.

Consideration of Stand. Com. Rep. No. 798-70 on H. R. No. 353 which had been deferred to this day.

On motion by Representative Heen, seconded by Representative Kunimura and carried, the report of the Committee was adopted and H. R. No. 353 was adopted.

Consideration of Conf. Com. Rep. No. 9 on H. B. No. 397, as amended, which had been deferred to this day.

Representative Uechi moved that the report of the Committee be adopted and that H. B. No. 397, as amended, pass Final Reading, seconded by Representative Kondo.

Representative Bicoy then spoke in favor of the bill, as follows:

"I will vote for this bill because it is a step in a definitive direction towards doing something about our housing crisis.

But in reviewing the language of this bill, I have become increasingly apprehensive over certain portions of it.

And rather than remain silent and to cast an aye vote only, I feel my constituents would want me to communicate my apprehension and to have it inserted in the record of proceedings of this House on this bill.

The purpose clause of this bill speaks of 'providing reasonable-priced housing in Hawaii.' But I am not able to reconcile how, under this bill, we can provide reasonable-priced housing when there is language in the bill which can only be interpreted as an open invitation to the pricing of these housing units beyond the range of reasonableness. Let me explain that.

Firstly, in the construction and sponsorship of housing projects, the Housing Authority is not subject to the competitive bidding laws in its selection of developers and contractors, or in the contracting for any services or materials. I submit that the essence and spirit of our competitive bidding requirements on public projects is on the theory of getting the most mileage for the least cost to the taxpayers. If it is accepted that competitive bidding will tend to serve as a damper on spiraling and pyramiding prices in the housing industry, I submit, then, that this cavalier discarding in this bill of our competitive bidding requirements for housing projects is, I believe, not only unwise but self-defeating in its operational effect. We should give this a second look.

Secondly, the developers and contractors who are chosen to be the partners with the Housing Authority in any housing project will, under this bill, be reimbursed for all costs, including administrative and overhead costs. By that language, are we not in effect giving

those developers and contractors a blank check at the taxpayers' expense. We have recently heard how Congress discovered that the design and construction of the C-5A military transport aircraft cost us, the taxpayers, some \$2 billion in cost over-runs. I would imagine we would have learned a valuable lesson from that.

Unquestionably, these overhead costs will not be negligible. And it is also unquestionable that all cost over-runs will be borne by the taxpaying public, for who else?

Thirdly, this bill provides that these developers and contractors shall be entitled to a guaranteed gross share of not more than 15% of the actual cost of the housing project, less any State subsidies.

Picture this, if you will: the developer would subcontract to the electrician, who will add his 15%, to the plumber, who will add his 15%, to the painter, who will add his 15%, to the cabinet maker, who will add his 15%, to name but a few subs. Then, the developer or contractor would then add his 15% on top of the collective total of the various subcontractors' 15% add on. What have we suggested here but a built-in pyramiding of a cost factor ultimately to reflect an increased price for each unit in the housing project.

In passing, I wish to point out that this guaranteed profit of 15%—and it is guaranteed profit since all overhead costs will be reimbursed to the developer or contractor—seems like a juicy way of milking the public cow. I believe this 15% profit margin ought to be reduced to a figure with less fat in it, and let the taxpaying public enjoy some of that fat.

And speaking of milking the public cow, there is language in this bill in another area which would appear that the proceeds received from housing projects built under this bill would give tax relief to these developers and contractors as the language seems to allow that they may be exempt from payment of general excise or gross income taxes by filing for such exemption with the tax director. If I have

construed that language correctly, we will have lost a revenue-producing base through these housing projects. Might I suggest that it seems only fair and just to exact a quid pro quo exchange, that is, the payment of the general excise tax by the developer or contractor for the privilege of being awarded such guaranteed fat government housing contracts.

In another area in this bill, there is language which expressly calls for the owner to occupy the dwelling unit purchased. It also provides that should the owner die, title to the dwelling unit or the lease may pass to a family member as provided under our laws of descent and distribution of property, provided, of course, as the bill states, such family member would otherwise qualify under the rules and regulations to be established by the Housing Authority. But we know that such rules and regulations would be proscribed by the language of this bill. Therefore, it would seem a surviving wife who is not a declarant alien, at least, could be disqualified and ousted from her dwelling unit—at a time when her housing need would be most critical. This, too, should be looked into.

And this brings me to another point.

To be eligible to participate as a 'qualified resident' and a 'qualified borrower,' that person must either be a U. S. citizen or a declarant alien who has resided in Hawaii for at least five years. I say this is patently discriminatory in its application.

We have amongst us, at our invitation, some 28,000 aliens. Many of these aliens have not declared their intention to become naturalized citizens, for one reason or another, but for whatever reason, we must respect. These are not declarant aliens. But these very aliens have contributed their talents, energies, and labors for the betterment of this community in the many, many years they have lived with us here; and by the inappropriate and injudicious use of the term 'declarant alien,' we will have shut

them out. That borders on ingratitude.

And this brings me to my final point.

From front to back of this bill, there is replete within its pages the explicit direction to the Housing Authority to promulgate rules and regulations for the implementation of this bill.

I shudder to imagine the inevitable morass of such rules and regulations needed to cover a complex housing industry and its supporting complex financial structure behind it—and all without immediate safeguards by the Legislature to inject its constitutional role for the responsibility and obligation to use prudently the public funds for public use.

This permissiveness smacks to me of legislation by rules and regulations in this vast field by the Housing Authority. I wonder aloud if we really intended in this bill for us to abdicate our legislative prerogatives, and whether we are not leaving ourselves open to a taxpayer's challenge on its validity.

In making these comments, I may have risked the silent censure of my distinguished colleagues. But I have done so in the name of my constituents.

And it is hoped that the next session of the Legislature will perform the necessary legislative surgery to refine the language to tighten up those loose ends in those areas I have cited.”

Representative F. Wong then stated:

“Mr. Speaker, I rise to speak in favor of H. B. No. 397.

During the recent statewide Conference on Housing, guest speaker Vic Palmieri kiddingly remarked: ‘Hawaii is the only place where they talk about low-cost housing and you find out they mean housing of \$30,000 and up’.

Unfortunately, this is no laughing matter.

We, as legislators, are here today with the express purpose of gearing up the State to produce, or provide the incentive for the production of less costly housing at a rate of one unit for every two produced by private industry. That represents more than 20,000 units that must be constructed in less than 5 years.

During the housing conference, mainland speakers were enthusiastic about the potential of Operation BREAKTHROUGH. They said that BREAKTHROUGH is not the only answer, but that the project has promise because it addresses itself to all phases that represent costly additions to the production of housing—land, land development, construction, labor, zoning codes and ordinances, and financing.

I have applied this ‘comprehensive yardstick’ to Conference Draft 1, and find that it represents just this: a multi-pronged attack on the housing crisis.

We know, for example, that land and land development represent 40 to 45 per cent of the total cost of a house/lot package in Hawaii; we know that construction represents 35 to 40 per cent of the total cost; and we know that financing and other ‘barriers,’ including government created costs such as the 4 per cent general excise tax, represent the final 10 to 20 per cent. And somewhere, buried in those figures, is profit.

I am not saying—nor does the bill suggest—that all constraints on the housing industry should be done away with—that we should allow ‘instant slums’ to be built for ‘second class citizens’.

Nor am I suggesting that the developer or money lender should not receive a fair return on his investment.

Rather, I believe—and the bill allows—that those costs in the total house/lot package, unnecessary to safe, desirable housing, should be reduced, or, when possible, eliminated.

I did not rise, however, to expound on the details of House Bill 397 as I'm sure you are all familiar with its contents.

Rather, I believe it is more appropriate here to step back and look at what this bill represents.

There has been a great deal of discussion of late, that, for the first time in the history of America—Hawaii inclusive—the time is ripe for a coalition of the poor with the middle class that would provide a power base to make the political system more responsive to their needs. The idea has merit. However, it suggests that the 'system,' as we know it today, cannot now be responsive. This bill is visible evidence that the 'system' can be at times responsive to the community it serves.

It is significant to note that Conference Draft 1 of H. B. No. 397 represents a unique kind of coalition that has never before been explored in Hawaii when trying to solve a critical problem. It includes the poor and the middle class who can't afford housing. But it also draws upon the tremendous resources of private industry and government.

We owe a debt of gratitude to the members of the State Housing Committee who recommended many of the programs in this bill. Chairman Gibson Rietow and members Franklin Sunn, Charles Wade, Bob Niu, Bob Kaya, Walter Kupau, Jack Palk, Blackie Yanagawa, Bill Cooke and the chief executives of each county are all experts in their fields and we are fortunate to have had men of this caliber to give so generously of their time and talents.

These men represent a resource of practical and technical knowledge available only from the industry itself.

If we are serious about improving our environment—upgrading the total quality of life in the Hawaiian Islands—through cleaning up the air, and waters, or whatever other problems we face in, say, agriculture, tourism or

education—I'd like to suggest that we may have initiated a very practical—and successful method of dealing with crisis through this kind of coalition.

I fear, though, that we may spend too much time patting ourselves on the back. We have not yet built house one; not a single laborer who hasn't been able to afford to buy the house can yet buy a home.

The bill addresses itself to these problems. It provides the authority and money to do the job well—including meeting emergency housing needs for students.

But these problems will not be solved in one month; or in a year. It will require the continued commitment of the legislature to meet Hawaii's housing needs in years to come, just as much, if not more so, than is needed today.

I urge fellow members of this body to support this bill acknowledging that the housing problem won't vanish overnight—or, for that matter, over the course of several years; and that we will be doing a great disservice to the people of Hawaii if we lead them to believe that this bill is the panacea of all of our housing problems. For we have, in fact, just begun."

The motion to adopt the report of the Committee and to pass H. B. No. 397, as amended, on Final Reading was put by the Chair and carried and H. B. No. 397, as amended, passed Final Reading by a vote of 51 ayes.

Consideration of Conf. Com. Rep. No. 16 on H. B. No. 1370-70, as amended, which had been deferred to this day.

Representative Taira moved that the report of the Committee be adopted and H. B. No. 1370-70, as amended, pass Final Reading, seconded by Representative Kawakami.

Representative Miyake then spoke against the bill as follows:

‘Mr. Speaker, I rise to speak in opposition of this bill.

I think this bill represents such a travesty of the legislative process that it might be laughable if it did not also constitute a serious threat to the competitive bidding statute, a fundamental safeguard on the expenditure of public moneys.

Mr. Speaker, in all good faith and with no malice or deception in our hearts, this honorable body, on March 19 of this year, sent winging on its way across the hall an innocuous bill which would have repealed a \$25 fine for teaching without a certificate. This bill wended its way through the legislative process in the Senate and passed a total of five readings in substantially the same form. On April 16, the Senate Committee on Education, in a laudable exhibition of good sense, recommended that it be placed on the calendar for Third Reading in an unaltered form. However, it was an ill wind which whistled through the Capitol on that night, for the very next day, that same Senate Committee on Education reported the bill out a second time, but this time in a completely unrecognizable form—only the bill number, title, and effective date were unchanged.

Now, Mr. Speaker, earlier this session, we passed a bill which repealed the existing criminal sanctions against the performance of abortions. But there were some safeguards wisely included in that bill by this body: Abortions could only be performed by licensed doctors in accredited hospitals and only upon a non-viable fetus. I would submit that the conduct of our erstwhile colleagues in the Senate on this bill violates all of those safeguards.

First, I know of no medical doctors in the Senate;

Secondly, if the Senate chambers have been accredited as a hospital, I am unaware of it; and

Thirdly, I would submit that H. B. No.

1370—70, H. D. 1, having passed five of the required six readings and having been assured of the Governor’s good graces as midwife since it was an Administrative bill, was a most viable fetus. Thus, Mr. Speaker, I must conclude that, not only did the Senate abort this bill, but they did it in an illegal manner.

But we should not be surprised, for such illegal behavior is most appropriate for a bill which would have the legislature sanction contracts which are patently and admittedly illegal. And, Mr. Speaker, there should be no mistake about this. We know the contracts in question are illegal; the Attorney General has said so. This bill does not attempt to change the general laws so as to make legal, conduct which was once illegal. No sir, Mr. Speaker, this bill recognizes the illegality of the contracts but would have the legislature validate them; the contracts were illegal yesterday and they would still be illegal tomorrow, but for the legislature’s special and magic seal of approval. If laws are to be changed, they should be changed to apply equally to all and not only for a special group.

People talk about law and order. Laws, they say, are made to be obeyed by everyone. But this law must be different—it apparently was made to be broken. What other conclusion can be drawn from a legislature’s violation of its own laws? The young and the minorities should obey laws. Only the lawmakers can break laws.

Mr. Speaker, not only would this bill put the legislature in the untenable position of breaking its own laws, but the law which it would have us break is one which is essential to the orderly and honest conduct of government—the competitive bidding statute. The purpose of requiring competitive bidding on public contracts is to guarantee that public contracts are not used as a means of discharging private obligations. Because the bidding statute serves such a vital function, exceptions should be permitted only in cases of compelling necessity.

Mr. Speaker, there is no such necessity in the case at hand. Both the Senate Education Committee and the House-Senate Conference Committee Reports on this bill describe it as necessary to protect the interests of school bus system operators who, in reliance upon long term contracts for the transportation of school children, 'incurred a substantial expenditure of capital' for 'modernizing or expanding their fleets. . . And extreme hardship and inequity would result were the said contracts put out to bid.' The first question, of course, is whether the legislature should be more concerned with protecting the interests of the bus operators than the interests of the people. But, even assuming in this case that the former should be given priority over the latter, it is not necessary to make exceptions to the competitive bidding statute in order to protect the legitimate interests of the operators.

It would be simple for the State to specify in its bidding requirements that the bus fleets of potential carriers must be of such size and in such state of modernization that the only carriers eligible to bid would be those who did in fact expand and modernize their fleets. The only current carriers who would be disadvantaged would be those whose bus fleets are older and whose charges are higher than those of a competing operator. These are the only interests which would really benefit from this bill. Thus, the result of this bill would be to compel the State to continue expending more money than is necessary for service which is less than the best that is available.

Mr. Speaker, I would submit that these interests are not deserving of the special protection afforded by this bill and do not warrant a special exemption from the bidding statute. In effect, the legislature is being asked to validate the very type of contract that the bidding statute was designed to prevent.

Mr. Speaker, I am offended by the method by which this bill came to the

floor. I resent being asked to 'validate' an illegal contract. And, Mr. Speaker, I am deeply disturbed by the attempt to make an unnecessary and unwarranted exception to the competitive bidding statute. Mr. Speaker, I will vote against this bill and I urge my colleagues to do likewise."

Representative Taira then stated:

"Mr. Speaker, I rise to speak in favor of this Conference Committee Report and H. B. No. 1370-70, as amended.

Whether the present contracts are legal or illegal is not something for any one individual to decide. I think this is something which, in time, should be left to the courts of the State of Hawaii to decide. Why this came up in the form that we have now is that we have a problem.

Back in 1965, when Act 97 was first passed, the State, as you recall, took over school construction, school repair and maintenance and also school bus transportation. At that time, the counties had their own diverse methods of contracting with the carriers of students going to and from school. It has taken the State of Hawaii many years to stabilize this situation and in the process, it became necessary to take care of this problem by working on it directly on a negotiation basis because it was felt and, this was through an informal decision of the Attorney General, that payments for school bus transportation should be considered a subsidy and if we amend the section that has been quoted 'exceptions to the contract by law can be made if these are subsidy payments made for service by public carriers.'

Mr. Speaker, in order to take care of a problem, we have made it so that all of these contracts which are now existing will be validated and any contracts to be made in the future will definitely be under the bidding procedure.

Thank-you very much."

Representative Duponte then rose and stated that he has a contract for the transportation of school children and asked the Chair for a ruling as to whether or not there was a conflict of interest.

The Chair ruled that there was a conflict of interest and Representative Duponte was excused from voting on this measure.

The motion to adopt the report of the Committee and to pass H. B. No. 1370-70, as amended, on Final Reading was put by the Chair and carried, and H. B. No. 1370-70, as amended, passed Final Reading by a vote of 40 ayes to 10 noes, with Representatives Devereux, Heen, Lee, Loo, Menor, Miyake, Serizawa, Wakatsuki, R. Wong and Beppu voting no and Representative Duponte being excused.

Consideration of Conf. Com. Rep. No. 21 on H. B. No. 1267-70, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and H. B. No. 1267-70, as amended, passed Final Reading by a vote of 51 ayes.

Consideration of Conf. Com. Rep. No. 22 on S. B. No. 1131-70, as amended, which had been deferred to this day.

By unanimous consent, consideration of Conf. Com. Rep. No. 22 on S. B. No. 1131-70, as amended, was deferred until tomorrow, May 7, 1970.

Consideration of Conf. Com. Rep. No. 23 on H. B. No. 1922-70, as amended, which had been deferred to this day.

On motion by Representative Baptiste, seconded by Representative Judd and carried, the report of the Committee was adopted and H. B. No. 1922-70, as amended, passed Final Reading by a vote of 51 ayes.

Consideration of Conf. Com. Rep. No. 24 on S. B. No. 1696-70, as amended,

which had been deferred to this day.

On motion by Representative Morioka, seconded by Representative Ho and carried, the report of the Committee was adopted and S. B. No. 1696-70, as amended, passed Final Reading by a vote of 49 ayes to 2 noes, with Representatives Ajifu and Devereux voting no.

Representative Devereux, on a point of personal privilege, stated:

“Mr. Speaker, in twelve years in office, I have consistently sought to champion the rights, the welfare and the programs of the people of this State. It is inconceivable to me to think that anyone can believe that what we have witnessed in this Capitol today represents either mature or responsible behavior.

I have never subscribed to the old, flea-ridden adage that the ‘squeakiest wheel will get the grease.’ That is apparently the theory behind demonstrations here and elsewhere by students, faculty members—and even by our public employees.

Charles Sumner once said: ‘There is the National flag. He must be cold, indeed, who can look upon its folds rippling in the breeze without pride of country.’ This State Capitol building and public buildings throughout the land symbolize—as does our flag—the years of efforts and struggles our forefathers endured to create a land of freedom and opportunity. It would seem to me that our public employees should have a special respect for, and pride in, the premises which house the elected Representatives, Senators and Governor of their State. We must be ‘cold’ indeed, if we have reached an era where such pride and respect is too clearly lacking.

Now, Mr. Speaker, in my opinion, employment in government service is a privilege, not a right. Every employee who applies for a government position has a clear understanding that he or she will be responsible for service to the people in a non-profit

business—also— that he or she must abide by the rules and regulations established by the government. As legislators, we, or at least I, am aware of the fact that we only approve positions in any department which we feel are really needed. After viewing the many public employees visiting the Capitol today, it is apparent that they feel they are not really needed. I believe it is time for us to re-evaluate the present positions we have and reduce them substantially. What we need are competent, loyal, dedicated employees. We have already proven our concern about their welfare, and I'm certain we will continue to do so.

Because of the failure of the public employee organization—and its members—represented in this demonstration here today to exhibit traits of maturity, judgment or responsibility, I feel that this has been a sample of more of the same to come in the future. For this I wish to express my deep concern and sorrow.

Thank you, Mr. Speaker.”

Consideration of Stand. Com. Rep. No. 834-70 on H. R. No. 369, as amended, which had been deferred to this day.

By unanimous consent, Stand. Com. Rep. No. 834-70 and H. R. No. 369, as amended, were recommitted to the Select Committee of Oahu Representatives.

RECONSIDERATION OF ACTION TAKEN BY THE HOUSE

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the House reconsidered its action in disagreeing to the amendments proposed by the Senate to H. B. No. 2092-70 and requesting a conference on the subject matter of said amendments.

The Chair thereupon discharged the Managers who had been appointed and directed the Clerk to notify the Senate of said action.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 2092-70 and that H. B. No. 2092-70, as amended, pass Final Reading, seconded by Representative Minn.

At 11:51 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

At 11:53 o'clock p.m., the House of Representatives reconvened.

The motion to agree to the amendments proposed by the Senate to H. B. No. 2092-70 and to pass H. B. No. 2092-70, as amended, on Final Reading was put by the Chair and carried by a vote of 51 ayes.

The Chair here directed the Clerk to note that H. B. Nos. 397, 1370-70, 1267-70, 1922-70 and 2092-70 and S. B. No. 1696-70 had passed Final Reading at 11:54 o'clock p.m.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 466 to 490) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 466) informing the House of the adoption of the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H. B. No. 1260-70 and that H. B. No. 1260-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 467) informing the House of the adoption of the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H. B. No. 1267-70 and that H. B. No. 1267-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 468) informing the House of the adoption of the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H. B. No. 397 and H. B. No. 397, as amended, this day passed Final Reading in the Senate by not less than two-thirds vote of all the members to which the Senate is entitled, was placed on file.

A communication from the Senate (Sen. Com. No. 469) informing the House of the adoption of the report of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H. B. No. 1922-70 and that H. B. No. 1922-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 470) informing the House of the adoption of the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1664-70 and that S. B. No. 1664-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 471) informing the House of the adoption of the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1706-70 and that S. B. No. 1706-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 472) informing the House that the Senate had reconsidered its action taken on the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1286-70, and upon reconsideration, S. B. No. 1286-70, as amended, this day passed Final Reading

in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 473) informing the House that the Senate had reconsidered its action taken on the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1157-70, and upon reconsideration, S. B. No. 1157-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 474) informing the House of the adoption of the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1696-70 and that S. B. No. 1696-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 475) informing the House that the Senate had reconsidered its action taken in disagreeing to the amendments proposed by the House to S. B. No. 1977-70 and the President had discharged the Managers on the part of the Senate for the consideration of said amendments, and S. B. No. 1977-70, as amended, passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 476) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 986 and S. B. No. 986, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 477) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1007 and S. B. No. 1007, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 478) informing the House

that the Senate had agreed to the amendments proposed by the House to S. B. No. 1255-70 and S. B. No. 1255-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 479) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1583-70 and S. B. No. 1583-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 480) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1550-70 and S. B. No. 1550-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 481) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1132-70 and S. B. No. 1132-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 482) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1134-70 and S. B. No. 1134-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 483) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1975-70 and S. B. No. 1975-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 484) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1675-70 and S. B. No. 1675-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 485) informing the House

that the Senate had agreed to the amendments proposed by the House to S. B. No. 1520-70 and S. B. No. 1520-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 486) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1261-70 and S. B. No. 1261-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 487) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1728-70 and S. B. No. 1728-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 488) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1840-70 and S. B. No. 1840-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 489) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1971-70 and S. B. No. 1971-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 490) returning H. B. No. 1856-70 which this day passed Third Reading in the Senate in an amended form was placed on file.

By unanimous consent, H. B. No. 1856-70, as amended by the Senate, was placed on the Clerk's desk.

GOVERNOR'S MESSAGE

A message from the Governor (Gov. Mess. No. 70) was read by the Clerk as follows:

“STATE OF HAWAII
Executive Chambers
Honolulu

May 6, 1970

Dear Mr. Speaker:

Transmitted herewith is the Executive Order providing for further extension of the 1970 Regular Session of the Fifth Legislature.

Warm personal regards. May the Almighty be with you and yours always.

Sincerely,

/s/ John A. Burns

The Honorable Tadao Beppu, Speaker
House of Representatives
Fifth State Legislature
Regular Session of 1970
State of Hawaii

Enclosure

EXECUTIVE ORDER

WHEREAS, Section 11, Article III of the Constitution of the State of Hawaii provides that an extension of not more than fifteen days of any session may 'be granted by the presiding officers of both houses at the written request of two-thirds of the members to which each house is entitled or may be granted by the governor'; and

WHEREAS, pursuant thereto the Governor extended the 1970 regular session of the Fifth Legislature for a period of 24 hours to 12:00 midnight, April 24, 1970; and

WHEREAS, the 1970 regular session of the Fifth Legislature was thereafter extended by the presiding officers of both houses to May 6, 1970; and

WHEREAS, it appears that a further extension is necessary;

NOW, THEREFORE, I, JOHN A. BURNS, Governor of Hawaii, pursuant to the power vested in me by Section 11, Article III of the Constitution of the State of Hawaii, do hereby further extend the 1970 regular session of the Fifth Legislature of the State of Hawaii for a period of two hours following 12:00 midnight, May 6, 1970.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 6th day of May,
1970.

/s/ John A. Burns
JOHN A. BURNS
Governor of Hawaii

APPROVED:

/s/ Arthur S. K. Fong
Acting Attorney General"

By unanimous consent, Gov. Mess. No. 70 was placed on file.

At 11:59 o'clock p.m., on motion by Representative Ho, seconded by Representative Garcia and carried, the House of Representatives adjourned to 12:01 o'clock a.m. tomorrow, May 7, 1970.

SIXTY-SEVENTH DAY

Thursday, May 7, 1970

The House of Representatives of the Fifth Legislature of the State of Hawaii, Regular Session of 1970, was called to order at 1:55 o'clock a.m.

The Speaker presided.

Roll call of the members of the House of Representatives showed that all members were present.

The Clerk proceeded to read the Journal of the House of Representatives of the Sixty-Sixth Day.

On motion by Representative Ho, seconded by Representative Garcia and carried, reading of the Journal was dispensed with and the Journal of the Sixty-Sixth Day was approved.

GOVERNOR'S MESSAGE

A message from the Governor (Gov. Mess. No. 71) was read by the Clerk as follows:

"STATE OF HAWAII
Executive Chambers
Honolulu

May 7, 1970

Dear Mr. Speaker:

Transmitted herewith is the Executive Order providing for further extension of the 1970 Session of the Fifth Legislature.

Warm personal regards. May the Almighty be with you and yours always.

Sincerely yours,

/s/ John A. Burns
JOHN A. BURNS
Governor of Hawaii

Honorable Tadao Beppu, Speaker
House of Representatives
Fifth State Legislature
Regular Session 1970
State of Hawaii

EXECUTIVE ORDER

WHEREAS, Section 11, Article III of the Constitution of the State of Hawaii provides that an extension of not more than fifteen days of any session may 'be granted by the presiding officers of both houses at the written request of two thirds of the members to which each house is entitled or may be granted by the Governor'; and

WHEREAS, pursuant thereto the Governor extended the 1970 regular session of the Fifth Legislature for a period of 24 hours to 12:00 midnight, April 24, 1970; and

WHEREAS, the 1970 regular session of the Fifth Legislature was thereafter extended by the presiding officers of both houses to May 6, 1970; and

WHEREAS, the 1970 regular session of the Fifth Legislature was thereafter extended by the Governor for a period of two hours following 12:00 midnight, May 6, 1970; and

WHEREAS, it appears that a further extension is necessary;

NOW, THEREFORE, I, JOHN A. BURNS, Governor of Hawaii, pursuant to the power vested in me by Section 11, Article III of the Constitution of the State of Hawaii, do hereby further extend the 1970 regular session of the Fifth Legislature of the State of Hawaii for a period of twenty two hours following 2 a.m., May 7, 1970.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 7th day of May, 1970.

/s/ John A. Burns
JOHN A. BURNS
Governor of Hawaii

APPROVED:

/s/ Arthur S. K. Fong
ARTHUR S. K. FONG
Acting Attorney General"

By unanimous consent, Gov. Mess. No. 71 was placed on file.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 491) informing the House that the Senate had reconsidered its action taken on the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to Senate Bill No. 1696-70, and upon reconsideration, Senate Bill No. 1696-70 this day passed Final Reading in the Senate was read by the Clerk and was placed on file.

MISCELLANEOUS COMMUNICATIONS

The following communications (Misc. Com. Nos. 126 to 132) were read by the Clerk and were disposed of as follows:

A communication from James S. Ushijima, Clerk, County of Maui, (Misc. Com. No. 126) transmitting two resolutions which were adopted by said Council on May 1, 1970 as follows:

RESOLUTION NO. 152, entitled, "Requesting Legislature to amend eligibility requirements for low-cost housing."

RESOLUTION NO. 153, entitled, "Supporting Resolution introduced in the State Legislature requesting the dismissal of certain faculty members and radical student leaders."

was placed on file.

A communication from Mr. A. W. Baxter of Baxter, McDonald and Company (Misc. Com. No. 127) expressing appreciation for assistance rendered to them by this Legislature on behalf of the Citizens Conference on State Legislatures was placed on file.

A communication from Col. Ernest W. Pate, Commander, United States Air Force, (Misc. Com. No. 128) acknowledging receipt of House

Concurrent Resolution No. 3 which was adopted during the Regular Session of 1970 was placed on file.

A communication from Mr. Felipe A. Salas, Acting President of the Trust Territory of the Pacific Islands, (Misc. Com. No. 129) expressing appreciation for the assistance given Mr. Luis Camacho, a legislative observer from Saipan, was placed on file.

A communication from Mr. H. Kenneth Smoot (Misc. Com. No. 130) expressing appreciation for the adoption of House Resolution No. 294 during the Regular Session of 1970 was placed on file.

A communication from Dewey M. Allen, Chief of Police, County of Kauai (Misc. Com. No. 131) acknowledging receipt of House Concurrent Resolution No. 49 which was adopted during the Regular Session of 1970 was placed on file.

A communication from the Board of Directors of the Hawaii Visitors Bureau (Misc. Com. No. 132) urging the Federal government to take immediate action to increase the personnel available to the Federal Inspection Agencies and all such other steps as may alleviate the problem was placed on file.

ORDER OF THE DAY

STANDING COMMITTEE REPORTS

Representative Pule, for the Committee on Printing and Revisions, presented a report (Stand. Com. Rep. No. 847-70) informing the House that House Resolution Nos. 383 and 384 and Standing Committee Report Nos. 841-70 to 846-70 had been printed and distributed.

On motion by Representative Pule, seconded by Representative Oshiro and carried, the report of the Committee was adopted.

Representative Wakatsuki, for the

majority of the Committee on Finance, presented a report (Stand. Com. Rep. No. 848-70) approving the intent and purpose of S. B. No. 1417-70 and recommending its passage on Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 848-70 on S. B. No. 1417-70 was deferred until tomorrow, May 8, 1970.

The Chair here directed the Clerk to note that printed copies of S. B. No. 1417-70 was made available to the members of the House at 1:55 o'clock a.m., in accordance with Article III, Section 16, of the Constitution of the State of Hawaii.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H. R. Nos. 385 to 407) were read by the Clerk and were disposed of as follows:

A resolution (H. R. No. 385) congratulating the Punahou School Track Team for winning the State Track and Field Championship was jointly offered by Representatives Judd, Aduja, Ajifu, Alcon, Baptiste, Bicoy, de la Cruz, Devereux, Duponte, Fong, Garcia, Heen, Ho, Iha, Inaba, Kato, Kawakami, Kimura, Kondo, Kunimura, Lee, Loo, Lum, Menor, Meyer, Miho, Minn, Miyake, Morioka, Nakama, Oda, Oshiro, Pacarro, Poepoe, Pule, Roehrig, Saiki, Sakima, Serizawa, Shigemura, Soares, Suwa, Taira, Takamine, Takitani, Uechi, Ushijima, Wakatsuki, F. Wong, R. Wong and Beppu.

On motion by Representative Judd, seconded by Representative Fong and carried, H. R. No. 385 was adopted.

A resolution (H. R. No. 386) congratulating Kurt Mench for outstanding achievements in track and field was jointly offered by Representatives Ajifu, Aduja, Alcon, Baptiste, Bicoy, de la Cruz, Devereux, Duponte, Fong, Garcia, Heen, Ho, Inaba, Judd, Kato, Kawakami, Kimura, Kondo, Lee, Loo, Lum, Menor, Meyer, Miho,

Minn, Morioka, Nakama, Oda, Oshiro, Pacarro, Poepoe, Pule, Roehrig, Saiki, Sakima, Serizawa, Soares, Suwa, Taira, Takamine, Takitani, Uechi, Ushijima, Wakatsuki, F. Wong, R. Wong and Beppu.

On motion by Representative Ajifu, seconded by Representative Lum and carried, H. R. No. 386 was adopted.

A resolution (H. R. No. 387) requesting the Legislative Auditor to study the desirability and feasibility of establishing boards of trustees to operate and maintain state-county hospitals and related public health and medical facilities was jointly offered by Representatives Beppu, Bicoy, de la Cruz, Duponte, Kondo, Kunimura, Serizawa, Suwa and Takitani.

On motion by Representative Takitani, seconded by Representative de la Cruz and carried, H. R. No. 387 was adopted.

A resolution (H. R. No. 388) requesting the appointment of a House interim committee to study the laws governing public lands was jointly offered by Representatives Serizawa, Baptiste, Bicoy, de la Cruz, Duponte, Ho, Iha, Inaba, Kato, Kawakami, Kimura, Kunimura, Lee, Loo, Menor, Minn, Miyake, Morioka, Pacarro, Pule, Roehrig, Sakima, Shigemura, Suwa, Taira, Takamine, Takitani, Uechi, Ushijima and F. Wong.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, H. R. No. 388 was adopted.

A resolution (H. R. No. 389) supporting a self-propelled water transportation system between the Honolulu International Airport and Waikiki was jointly offered by Representatives Nakama, Alcon, Baptiste, Bicoy, de la Cruz, Kato, Kawakami, Kondo, Loo, Menor, Minn, Pacarro, Pule, Roehrig, Sakima, Serizawa, Taira, Takamine, Uechi, Ushijima, F. Wong and R. Wong.

On motion by Representative Nakama, seconded by Representative Serizawa and carried, H. R. No. 389 was adopted.

A resolution (H. R. No. 390) extending gratitude and thanks to each and every member of the Staff was offered by Representative Beppu.

On motion by Representative Ho, seconded by Representative Garcia and carried, H. R. No. 390 was adopted.

A resolution (H. R. No. 391) expressing appreciation to the Legislative Reference Bureau for its splendid cooperation and service rendered to the House during this session was offered by Representative Beppu.

On motion by Representative Ho, seconded by Representative Garcia and carried, H. R. No. 391 was adopted.

A resolution (H. R. No. 392) expressing appreciation to the Legislative Auditor's Office for its splendid cooperation and service rendered to the House during this session was offered by Representative Beppu.

On motion by Representative Ho, seconded by Representative Garcia and carried, H. R. No. 392 was adopted.

A resolution (H. R. No. 393) expressing deepest appreciation to the members of the Press, Radio Stations and TV Stations for having provided excellent and accurate coverage throughout the session was offered by Representative Beppu.

On motion by Representative Ho, seconded by Representative Garcia and carried, H. R. No. 393 was adopted.

A resolution (H. R. No. 394) commending the Honolulu Advertiser for its outstanding coverage of the activities of the Fifth Legislature, Regular Session of 1970 was offered by Representative Beppu.

On motion by Representative Ho,

seconded by Representative Garcia and carried, H. R. No. 394 was adopted.

A resolution (H. R. No. 395) commending the Honolulu Star-Bulletin for its outstanding coverage of the activities of the Fifth Legislature, Regular Session of 1970 was offered by Representative Beppu.

On motion by Representative Ho, seconded by Representative Garcia and carried, H. R. No. 395 was adopted.

A resolution (H. R. No. 396) commending the Associated Press for its outstanding coverage of the activities of the Fifth Legislature, Regular Session of 1970 was offered by Representative Beppu.

On motion by Representative Ho, seconded by Representative Garcia and carried, H. R. No. 396 was adopted.

A resolution (H. R. No. 397) conveying appreciation and thanks to the University of Hawaii for supplying fresh tropical fruit juice to the House was offered by Representative Beppu.

On motion by Representative Ho, seconded by Representative Garcia and carried, H. R. No. 397 was adopted.

A resolution (H. R. No. 398) conveying appreciation and thanks to the Pineapple Growers Association of Hawaii for supplying fresh pineapple juice to the House was offered by Representative Beppu.

On motion by Representative Ho, seconded by Representative Garcia and carried, H. R. No. 398 was adopted.

A resolution (H. R. No. 399) extending sincere gratitude and thanks to the Honolulu Council of Churches and all of its member churches and to the Catholic Church was offered by Representative Beppu.

On motion by Representative Ho, seconded by Representative Garcia and

carried, H. R. No. 399 was adopted.

A resolution (H. R. No. 400) expressing appreciation to the Capitol Security Force, Department of Defense, for outstanding service provided the House throughout the session was offered by Representative Beppu.

On motion by Representative Ho, seconded by Representative Garcia and carried, H. R. No. 400 was adopted.

A resolution (H.R. No. 401) relating to Standing and Special Committees authorized to conduct hearings during the interim between the adjournment of the Regular Session of 1970 and the convening of the Regular Session of 1971 was offered by Representative Beppu.

On motion by Representative Ho, seconded by Representative Garcia and carried, H. R. No. 401 was adopted.

A resolution (H. R. No. 402) expressing appreciation to the Center Services Division, Department of Accounting and General Services for its fine service to the House of Representatives, Regular Session of 1970 was offered by Representative Beppu.

On motion by Representative Ho, seconded by Representative Garcia and carried, H. R. No. 402 was adopted.

A resolution (H. R. No. 403) expressing appreciation to the Honolulu Police Department for its kind and efficient service rendered to the members of the House during the entire session was offered by Representative Beppu.

On motion by Representative Ho, seconded by Representative Garcia and carried, H. R. No. 403 was adopted.

A resolution (H. R. No. 404) authorizing the Speaker to approve the Journal for the seventieth day was offered by Representative Beppu.

On motion by Representative Ho, seconded by Representative Garcia and

carried, H. R. No. 404 was adopted.

A resolution (H. R. No. 405) providing for the compiling and printing of the Journal of the House of Representatives, Regular Session of 1970 was offered by Representative Beppu.

On motion by Representative Ho, seconded by Representative Garcia and carried, H. R. No. 405 was adopted.

A resolution (H. R. No. 406) authorizing the Speaker of the House to designate which of the employees and officers of the House shall be given additional employment to meet the work after the session was offered by Representative Beppu.

On motion by Representative Ho, seconded by Representative Garcia and carried, H. R. No. 406 was adopted.

A resolution (H. R. No. 407) empowering the Speaker of the House to expend sums to contract or hire or employ such personnel as he sees fit or to do or cause to be done such other duties, all for the purpose of completing the work of the Fifth Legislature, Regular Session of 1970 was offered by Representative Beppu.

On motion by Representative Ho, seconded by Representative Garcia and carried, H. R. No. 407 was adopted.

At 1:59 o'clock a.m., on motion by Representative Ho, seconded by Representative Garcia and carried, the House of Representatives stood in recess until 11:00 o'clock a.m.

The House of Representatives reconvened at 11:00 o'clock a.m.

Representative Pacarro introduced Mr. Ted Kameda and presented him with a certified copy of House Resolution No. 260 commending him for his outstanding service to the youth of our community.

The Chair declared a recess at 11:04 o'clock a.m., subject to the call of the

Chair.

The House of Representatives reconvened at 11:11 o'clock a.m.

At 11:12 o'clock a.m., on motion by Representative Ho, seconded by Representative Garcia and carried, the House of Representatives stood in recess, subject to the call of the Chair.

NIGHT SESSION

The House of Representatives reconvened at 10:56 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative F. Wong, for the majority of the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 849-70) approving the intent and purpose of H. R. No. 376 and recommending its referral to the Committee on Public Health, Youth and General Welfare, with certain amendments.

On motion by Representative F. Wong, seconded by Representative Heen and carried, the report of the majority of the Committee was adopted and H. R. No. 376, as amended, was referred to the Committee on Public Health, Youth and General Welfare.

Representative Heen, for the majority of the Committee on Federal-State-County, presented a report (Stand. Com. Rep. No. 850-70) approving the intent and purpose of H. R. No. 377 and recommending its adoption, with certain amendments.

The Chair declared a recess at 10:57 o'clock p.m., subject to the call of the Chair.

The House of Representatives reconvened at 11:00 o'clock p.m.

By unanimous consent, Stand. Com. Rep. No. 850-70 on H. R. No. 377, as amended, was deferred to the end of the calendar.

Representative Kato, for the

Committee on Judiciary, presented a report (Stand. Com. Rep. No. 851-70) approving the intent and purpose of S. C. R. No. 54 and recommending its adoption.

Representative Kato moved that the report of the Committee be adopted and S. C. R. No. 54 be adopted, seconded by Representative Oshiro.

Representative Garcia spoke against the resolution and Representative Kato spoke in favor thereof.

The motion to adopt the report of the Committee and adopt S.C.R. No. 54 was put by the Chair and carried by a vote of 31 ayes to 19 noes, with Representatives Ajifu, Devereux, Fong, Garcia, Judd, Kunimura, Lee, Loo, Lum, Meyer, Oda, Pacarro, Poepoe, Roehrig, Saiki, Serizawa, Soares, Suwa and Takitani voting no and Representative Wakatsuki being excused.

Representative Devereux introduced to the members of the House Mrs. John Hayes, the former president of the National Congress of Parent-Teachers Association, who was in the audience.

The Chair declared a recess at 11:13 o'clock p.m., subject to the call of the Chair.

The House of Representatives reconvened at 11:27 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Heen, seconded by Representative Kunimura and carried unanimously, the rules were suspended for the purpose of considering a matter which had been deferred to the end of the calendar.

DEFERRED MATTER

Consideration of Stand. Com. Rep. No. 850-70 on H. R. No. 377, as amended, which had been deferred to the end of the calendar.

Representative Heen moved that the report of the majority of the Committee

be adopted and H. R. No. 377, as amended, be adopted, seconded by Representative Kunimura.

Representative Judd moved that Stand. Com. Rep. No. 850-70 and H. R. No. 377, as amended, be recommitted to the Committee on Federal-State-County, seconded by Representative Soares.

The motion was put by the Chair and, roll call being requested, was lost by a vote of 14 ayes to 34 noes, with Representatives Alcon, Baptiste, Bicoy, de la Cruz, Duponte, Heen, Ho, Iha, Inaba, Katō, Kawakami, Kimura, Kondo, Kunimura, Loo, Menor, Minn, Miyake, Morioka, Nakama, Oshiro, Roehrig, Sakima, Serizawa, Shigemura, Suwa, Taira, Takamine, Takitani, Uechi, Ushijima, F. Wong, R. Wong and Beppu voting no, and Representatives Lee, Pacarro and Wakatsuki being excused.

Representative Heen moved for the previous question, seconded by Representative Kunimura.

The Chair declared a recess at 11:32 o'clock p.m., subject to the call of the Chair.

The House of Representatives reconvened at 11:55 o'clock p.m.

Representative Heen withdrew both of his motions and Representative Kunimura, the seconds.

By unanimous consent, consideration of Stand. Com. Rep. No. 850-70 on H. R. No. 377, as amended, was deferred until tomorrow, May 8, 1970.

UNFINISHED BUSINESS

Consideration of Conf. Com. Rep. No. 22 on S. B. No. 1131-70, as amended, which had been deferred to this day.

By unanimous consent, consideration of Conf. Com. Rep. No. 22 on S. B. No. 1131-70, as amended, was deferred until tomorrow, May 8, 1970.

GOVERNOR'S MESSAGE

A message from the Governor (Gov. Mess. No. 72) was read by the Clerk as follows:

“STATE OF HAWAII
Executive Chambers
Honolulu

May 8, 1970

Dear Mr. Speaker:

Transmitted herewith is the Executive Order providing for further extension of the 1970 Session of the Fifth Legislature.

Warm personal regards. May the Almighty be with you and yours always.

Sincerely,

/s/ John A. Burns
JOHN A. BURNS
Governor of Hawaii

Honorable Tadao Beppu, Speaker
House of Representatives
Fifth State Legislature
Regular Session 1970
State of Hawaii

EXECUTIVE ORDER

WHEREAS, Section 11, Article III of the Constitution of the State of Hawaii provides that an extension of not more than fifteen days of any session may be granted by the presiding officers of both houses at the written request of two-thirds of the members to which each house is entitled or may be granted by the governor; and

WHEREAS, pursuant thereto the Governor extended the 1970 regular session of the Fifth Legislature for a period of 24 hours to 12:00 midnight, April 24, 1970; and

WHEREAS, the 1970 regular session of the Fifth Legislature was thereafter extended by the presiding officers of both houses to May 6, 1970; and

WHEREAS, the 1970 regular session of the Fifth Legislature was thereafter extended by the Governor for a period of two hours following 12:00 midnight, May 6, 1970, and then to 12:00 midnight, May 7, 1970; and

WHEREAS, it appears that a further extension is necessary;

NOW, THEREFORE, I, JOHN A. BURNS, Governor of Hawaii, pursuant to the power vested in me by Section 11, Article III, of the Constitution of the State of Hawaii, do hereby further extend the 1970 regular session of the Fifth Legislature of the State of Hawaii for a period of two hours following 12:00 midnight, May 7, 1970.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 7th day of May, 1970

/s/ John A. Burns
JOHN A. BURNS
Governor of Hawaii

APPROVED AS TO FORM:

/s/ Arthur S. K. Fong
ARTHUR S. K. FONG
Acting Attorney General”

By unanimous consent, Gov. Mess. No. 72 was placed on file.

At 11:58 o'clock p.m., on motion by Representative Ho, seconded by Representative Garcia and carried, the House of Representatives adjourned to 12:01 o'clock a.m., tomorrow, May 8, 1970.

SIXTY-EIGHTH DAY

Friday, May 8, 1970

The House of Representatives of the Fifth Legislature of the State of Hawaii, Regular Session of 1970, was called to order at 12:12 o'clock a.m.

The Speaker presided.

The Divine Blessing was invoked by Elder Akira Sakima.

Roll call of the members of the House of Representatives showed that all members were present, with the exception of Representatives Lee and Takamine, who were excused.

The Clerk proceeded to read the Journal of the House of Representatives of the Sixty-Seventh Day.

On motion by Representative Ho, seconded by Representative Garcia and carried, reading of the Journal was dispensed with and the Journal of the Sixty-Seventh Day was approved.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 492 and 493) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 492) informing the House that on May 7 it had reconsidered its action taken in requesting the return of House Bill No. 629 to the Senate and is now returning said bill was placed on file.

A communication from the Senate (Sen. Com. No. 493) returning House Concurrent Resolution No. 94 which was adopted by the Senate on May 7, 1970 in an amended form entitled, "House Concurrent Resolution request the withdrawal of authorization for project under Act 68, Session Laws of Hawaii 1968", was placed on file.

By unanimous consent, H. C. R. No. 94, as amended by the Senate, was placed on the Clerk's desk.

The Chair here directed the Clerk to note that printed copies of H.B. No. 629, H.D.1, S.D.1, were made available to the members of the House at 12:01 o'clock a.m., in accordance with Article III, Section 16, of the Constitution of the State of Hawaii.

ORDER OF THE DAY

STANDING COMMITTEE REPORTS

Representative Pule, for the Committee on Printing and Revisions, presented a report (Stand. Com. Rep. No. 852-70) informing the House that House Resolution Nos. 385 to 403 and Standing Committee Report Nos. 848-70 to 851-70 had been printed and distributed.

On motion by Representative Pule, seconded by Representative Heen and carried, the report of the Committee was adopted.

The Chair here directed the Clerk to note the presence of Representatives Lee and Takamine.

The Chair declared a recess at 12:17 o'clock a.m., subject to the call of the Chair.

The House of Representatives reconvened at 12:19 o'clock a.m.

UNFINISHED BUSINESS

Consideration of Stand. Com. Rep. No. 850-70 on H. R. No. 377, as amended, which had been deferred to this day.

Representative Heen moved that the report of the majority of the Committee be adopted and H. R. No. 377, as amended, be adopted, seconded by Representative Kunimura.

The Vice-Speaker here assumed the rostrum.

Representatives Poepoe, Judd, Soares, Meyer, Lum, Garcia and Fong spoke

against the resolution and Representatives R. Wong, Heen and Bicoy spoke in favor thereof.

The motion to adopt the report of the majority of the Committee and to adopt H. R. No. 377, as amended, was put by the Chair and carried by a vote of 34 ayes to 16 noes, with Representatives Aduja, Devereux, Fong, Garcia, Judd, Loo, Lum, Meyer, Miho, Oda, Oshiro, Poepoe, Pule, Saiki, Soares and Takitani voting no and Representative Wakatsuki being excused.

The Chair declared a recess at 1:06 o'clock a.m., subject to the call of the Chair.

The House of Representatives reconvened at 1:55 o'clock a.m.

The Speaker here resumed the rostrum.

GOVERNOR'S MESSAGE

A message from the Governor (Gov. Mess. No. 73) was read by the Clerk as follows:

“STATE OF HAWAII
Executive Chambers
Honolulu

May 8, 1970

Dear Mr. Speaker:

Transmitted herewith is the Executive Order providing for further extension of the 1970 Session of the Fifth Legislature.

Warm personal regards. May the Almighty be with you and yours always.

Sincerely,

/s/ John A. Burns
JOHN A. BURNS
Governor of Hawaii

Honorable Tadao Beppu, Speaker
House of Representatives
Fifth State Legislature
Regular Session 1970
State of Hawaii

EXECUTIVE ORDER

WHEREAS, Section 11, Article III of the Constitution of the State of Hawaii provides that an extension of not more than fifteen days of any session may be granted by the presiding officers of both houses at the written request of two-thirds of the members to which each house is entitled or may be granted by the governor; and

WHEREAS, pursuant thereto the Governor extended the 1970 regular session of the Fifth Legislature for a period of 24 hours to 12:00 midnight, April 24, 1970; and

WHEREAS, the 1970 regular session of the Fifth Legislature was thereafter extended by the presiding officers of both houses to May 6, 1970; and

WHEREAS, the 1970 regular session of the Fifth Legislature was thereafter extended by the Governor for a period of two hours following 12:00 midnight, May 6, 1970, then to 12:00 midnight, May 7, 1970, and then for a period of two hours following 12:00 midnight, May 7, 1970; and

WHEREAS, it appears that a further extension is necessary;

NOW, THEREFORE, I, JOHN A. BURNS, Governor of Hawaii, pursuant to the power vested in me by Section 11, Article III of the Constitution of the State of Hawaii, do hereby further extend the 1970 regular session of the Fifth Legislature of the State of Hawaii for a period of two hours following 2:00 o'clock a.m., May 8, 1970.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 8th day of May, 1970

/s/ John A. Burns
JOHN A. BURNS
Governor of Hawaii

APPROVED AS TO FORM:

/s/ Arthur S. K. Fong
ARTHUR S. K. FONG
Acting Attorney General”

By unanimous consent, Gov. Mess. No. 73 was placed on file.

ORDER OF THE DAY

STANDING COMMITTEE REPORT

Representative Serizawa, for the majority of the Committee on Lands, presented a report (Stand. Com. Rep. No. 853-70) approving the intent and purpose of S.C.R. No. 56 and recommending its adoption, with certain amendments.

Representative Serizawa moved that the report of the majority of the Committee be adopted and that S.C.R. No. 56, as amended, be adopted, seconded by Representative Kawakami.

Representative Garcia inquired of the Chairman of the Committee on Lands the titles of the projects authorized by S.C.R. Nos. 63, 64, 75 and 76 of the Regular Session of 1969 which have been withdrawn from S.C.R. No. 56.

Representative Serizawa replied as follows:

“The titles of the projects authorized by S.C.R. Nos. 63, 64, 75 and 76 of the Regular Session of 1969 are Magic Island, Phase III, Waimanalo, Kuliouou and Kealakehe. These last three mentioned are the residential subdivision developments and because of the high development costs, there have been no takers so far.”

The motion to adopt the report of the majority of the Committee and to adopt S.C.R. No. 56, as amended, was put by the Chair and carried by a vote of 30 ayes to 15 noes, with Representatives Aduja, Ajifu, Devereux, Fong, Garcia, Inaba, Judd, Lum, Meyer, Miho, Oda, Poepoe, Saiki, Soares and Takamine voting no,

and Representatives Kato, Kimura, Shigemura, Taira, Wakatsuki and F. Wong being excused.

The Chair declared a recess at 2:01 o'clock a.m., subject to the call of the Chair.

The House of Representatives reconvened at 3:53 o'clock a.m.

GOVERNOR'S MESSAGE

A message from the Governor (Gov. Mess. No. 74) was read by the Clerk as follows:

“STATE OF HAWAII
Executive Chambers
Honolulu

May 8, 1970

Dear Mr. Speaker:

Transmitted herewith is the Executive Order providing for further extension of the 1970 Session of the Fifth Legislature.

Warm personal regards. May the Almighty be with you and yours always.

Sincerely,

/s/ John A. Burns
JOHN A. BURNS
Governor of Hawaii

Honorable Tadao Beppu, Speaker
House of Representatives
Fifth State Legislature
Regular Session 1970
State of Hawaii

EXECUTIVE ORDER

WHEREAS, Section 11, Article III of the Constitution of the State of Hawaii provides that an extension of not more than fifteen days of any session may 'be granted by the presiding officers of both houses at the written request of two-thirds of the members to which each house is entitled or may be granted by the governor'; and

WHEREAS, pursuant thereto the Governor extended the 1970 regular session of the Fifth Legislature for a period of 24 hours to 12:00 midnight, April 24, 1970; and

WHEREAS, the 1970 regular session of the Fifth Legislature was thereafter extended by the presiding officers of both houses to May 6, 1970; and

WHEREAS, the 1970 regular session of the Fifth Legislature was thereafter extended by the Governor for a period of two hours following 12:00 midnight, May 6, 1970, then to 12:00 midnight, May 7, 1970, then for a period of two hours following 12:00 midnight, May 7, 1970, and then for a period of two hours till 4:00 a.m., May 8, 1970; and

WHEREAS, it appears that a further extension is necessary;

NOW, THEREFORE, I, JOHN A. BURNS, Governor of Hawaii, pursuant to the power vested in me by Section 11, Article III of the Constitution of the State of Hawaii, do hereby further extend the 1970 regular session of the Fifth Legislature of the State of Hawaii till 12:00 midnight, May 12, 1970.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 8th day of May, 1970

/s/ John A. Burns
JOHN A. BURNS
Governor of Hawaii

APPROVED AS TO FORM:

/s/ Hiromu Suzawa
Deputy Attorney General
for ARTHUR S. K. FONG
Acting Attorney General"

By unanimous consent, Gov. Mess. No. 74 was placed on file.

SUSPENSION OF RULES

On motion by Representative Ho, seconded by Representative Garcia and

carried unanimously, the rules were suspended for the purpose of receiving all bills on Third and Final Readings and making available a printed copy thereof on each member's desk, in compliance with Article III, Section 16, of the Constitution of the State of Hawaii.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 494 to 497) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 494) informing the House that the Senate had disagreed to the amendments proposed by the House to Senate Concurrent Resolution No. 56 and had requested a conference on the subject matter of said amendments, in consequence of which Senators Lanham, Chairman, Yoshinaga and Henderson had been appointed as Managers on the part of the Senate at such conference was placed on file.

A communication from the Senate (Sen. Com. No. 495) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 174 and the request for a conference on the subject matter of said amendments, Senators Hulten, Chairman, Kawasaki, Ching, Fernandes, Hara, Nishimura, Yamasaki, Yoshinaga, Anderson, Yee, Mirikitani and Rohlfing had been appointed as Managers on the part of the Senate at such conference was placed on file.

A communication from the Senate (Sen. Com. No. 496) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 1342-70 and the request for a conference on the subject matter of said amendments, Senators Hulten, Chairman, Kawasaki, Ching, Fernandes, Hara, Nishimura, Yamasaki, Yoshinaga, Anderson, Yee, Mirikitani and Rohlfing had been appointed as Managers on the part of the Senate at such conference was placed on

file.

A communication from the Senate (Sen. Com. No. 497) informing the House that pursuant to the disagreement of the Senate to the amendments proposed by the House to Senate Bill No. 1405-70 and the request for a conference on the subject matter of said amendments, Senators Hulten, Chairman, Kawasaki, Ching, Fernandes, Hara, Nishimura, Yamasaki, Yoshinaga, Anderson, Yee, Mirikitani and Rohlfing had been appointed as Managers on the part of the Senate at such conference was placed on file.

STANDING COMMITTEE REPORTS

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 854-70) approving the intent and purpose of S. B. No. 1810-70 and recommending its passage on Third Reading, with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 854-70 on S. B. No. 1810-70, as amended, was deferred until Monday, May 11, 1970.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 855-70) approving the intent and purpose of S.B. No. 1136-70 and recommending its passage on Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 855-70 on S. B. No. 1136-70 was deferred until Monday, May 11, 1970.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 856-70) approving the intent and purpose of S. B. No. 1865-70 and recommending its passage on Third Reading, with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 856-70 on S. B. No. 1865-70, as amended, was deferred until Monday, May 11, 1970.

Representative Serizawa, for the Committee on Lands, presented a report (Stand. Com. Rep. No. 857-70) approving the intent and purpose of S. B. No. 1910-70 and recommending its passage on Third Reading, with certain amendments.

By unanimous consent, consideration of Stand. Com. Rep. No. 857-70 on S. B. No. 1910-70, as amended, was deferred until Monday, May 11, 1970.

The Chair directed the Clerk to note that printed copies of S. B. Nos. 1810-70, H.D.1, 1136-70, 1865-70, S.D.1, H.D.1, and 1910-70, S.D.3, H.D.1, were made available to the members of the House not later than midnight, May 8, 1970, in accordance with Article III, Section 16, of the Constitution of the State of Hawaii.

At 3:55 o'clock a.m., on motion by Representative Ho, seconded by Representative Garcia and carried, the House of Representatives adjourned to 11:00 o'clock a.m., Monday, May 11, 1970.

SIXTY-NINTH DAY

Monday, May 11, 1970

The House of Representatives of the Fifth Legislature of the State of Hawaii, Regular Session of 1970, was called to order at 11:00 o'clock a.m.

The Speaker presided.

The Divine Blessing was invoked by The Reverend Al Collins of the Episcopal Church in Hawaii.

Roll call of the members of the House of Representatives showed that all members were present.

The Clerk proceeded to read the Journal of the House of Representatives of the Sixty-Eighth Day.

On motion by Representative Ho, seconded by Representative Garcia and carried, reading of the Journal was dispensed with and the Journal of the Sixty-Eighth Day was approved.

DEPARTMENTAL COMMUNICATIONS

A communication from Mr. Sunao Kido, Chairman of the Board of Land and Natural Resources, (Dept. Com. No. 33) acknowledging receipt of copies of House Resolution No. 180 and House Concurrent Resolution No. 47, which were adopted during the Regular Session of 1970 was read by the Clerk and was placed on file.

MISCELLANEOUS COMMUNICATIONS

The following communications (Misc. Com. Nos. 133 to 136) were read by the Clerk and were disposed of as follows:

A communication from the Honorable Patsy T. Mink, Member of Congress, (Misc. Com. No. 133) acknowledging receipt of a copy of House Concurrent Resolution No. 104, adopted during the Regular Session of 1970 was placed on file.

A communication from the Honorable Patsy T. Mink, Member of Congress,

(Misc. Com. No. 134) acknowledging receipt of a copy of House Resolution No. 302, adopted during the Regular Session of 1970 was placed on file.

A communication from Mr. J. W. Hartley, Jr., Vice President of the Pineapple Growers Association of Hawaii (Misc. Com. No. 135) acknowledging receipt of a copy of House Resolution No. 294, adopted during the Regular Session of 1970 was placed on file.

A communication from Mr. Kenneth E. Grant, Administrator, Soil Conservation Service of the United States Department of Agriculture, (Misc. Com. No. 136) expressing appreciation for the adoption of House Resolution No. 333 during the Regular Session of 1970 was placed on file.

ORDER OF THE DAY

COMMITTEE REASSIGNMENT

S. B. No. 1910-70, S.D.3, which had been referred to the Committee on Lands and then to the Committee on Finance on March 24, 1970 was referred solely to the Committee on Lands.

STANDING COMMITTEE REPORT

Representative Pule, for the Committee on Printing and Revisions, presented a report (Stand. Com. Rep. No. 858-70) informing the House that Standing Committee Report Nos. 853-70 to 857-70 had been printed and distributed.

On motion by Representative Pule, seconded by Representative Oshiro and carried, the report of the Committee was adopted.

SUSPENSION OF RULES

On motion by Representative Ho, seconded by Representative Garcia and carried unanimously, the rules were suspended for the purpose of taking up bills on Third and Final Readings on the basis of a modified consent calendar.

UNFINISHED BUSINESS

Consideration of Stand. Com. Rep. No. 848-70 on S. B. No. 1417-70 which had been deferred to this day.

Representative Wakatsuki moved that the report of the majority of the Committee be adopted and that S. B. No. 1417-70, having been read throughout, pass Third Reading, seconded by Representative Minn.

Representatives Judd and Lum spoke against the bill and Representative Takamine spoke in favor.

The motion to adopt the report of the majority of the Committee and pass S. B. No. 1417-70 on Third Reading was put by the Chair and carried by a vote of 43 ayes to 8 noes, with Representatives Ajifu, Devereux, Garcia, Judd, Lum, Poepoe, Saiki and Soares voting no.

Consideration of Stand. Com. Rep. No. 854-70 on S. B. No. 1810-70, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1810-70, as amended, having been read throughout, passed Third Reading by a vote of 51 ayes.

Consideration of Stand. Com. Rep. No. 855-70 on S. B. No. 1136-70 which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1136-70, having been read throughout, passed Third Reading by a vote of 51 ayes.

Consideration of Stand. Com. Rep. No. 856-70 on S. B. No. 1865-70, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and S. B. No. 1865-70, as amended, having been read throughout, passed Third Reading by a vote of 51 ayes, which was not less than two-thirds of all the members to which the House is entitled.

Consideration of Stand. Com. Rep. No. 857-70 on S. B. No. 1910-70, as amended, which had been deferred to this day.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, the report of the Committee was adopted and S. B. No. 1910-70, as amended, having been read throughout, passed Third Reading by a vote of 51 ayes, which was not less than two-thirds of all the members to which the House is entitled.

The Chair directed the Clerk to note that S. B. Nos. 1417-70, 1810-70, 1136-70, 1856-70 and 1910-70 had passed Third Reading no earlier than 11:15 o'clock a.m.

The Chair declared a recess at 11:16 o'clock a.m., subject to the call of the Chair.

The House of Representatives reconvened at 11:30 o'clock a.m.

Representative Serizawa introduced to the members of the House Assemblyman Frank Young from Nevada, his wife, Mrs. Young and their son, Rick.

The Chair declared a recess at 11:31 o'clock a.m., subject to the call of the Chair.

The House of Representatives reconvened at 11:47 o'clock a.m.

SUSPENSION OF RULES

On motion by Representative Ho, seconded by Representative Garcia and

carried unanimously, the rules were suspended for the purpose of receiving all bills on Third and Final Readings and making available a printed copy thereof on each member's desk, in compliance with Article III, Section 16, of the Constitution of the State of Hawaii.

DISPOSITION OF MATTERS PLACED ON CLERK'S DESK

By unanimous consent, H. C. R. No. 94, as amended by the Senate, was taken from the Clerk's desk.

On motion by Representative Serizawa, seconded by Representative Kawakami and carried, the House disagreed to the amendments proposed by the Senate to H. C. R. No. 94.

In consequence therewith, the Chair appointed Representatives Serizawa, Chairman, Kawakami and Aduja as Managers on the part of the House for the consideration of said amendments.

APPOINTMENT OF CONFERENCE COMMITTEES

In accordance with the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1342-70 and the request for a conference on the subject matter thereof, Representatives Wakatsuki, Chairman, Minn, Kondo, Kunimura, Lee, Pacarro, Sakima, Suwa, Ushijima, R. Wong, Ajifu, Devereux and Lum were appointed as Managers on the part of the House at such conference.

In accordance with the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1405-70 and the request for a conference on the subject matter thereof, Representatives Wakatsuki, Chairman, Minn, Kondo, Kunimura, Lee, Pacarro, Sakima, Suwa, Ushijima, R. Wong, Ajifu, Devereux and Lum were appointed as Managers on the part of the House at such conference.

In accordance with the disagreeing

vote of the Senate to the amendments proposed by the House to S. B. No. 174 and the request for a conference on the subject matter thereof, Representatives Wakatsuki, Chairman, Minn, Kondo, Kunimura, Lee, Pacarro, Sakima, Suwa, Ushijima, R. Wong, Ajifu, Devereux and Lum were appointed as Managers on the part of the House at such conference.

In accordance with the disagreeing vote of the Senate to the amendments proposed by the House to S. C. R. No. 56 and the request for a conference on the subject matter thereof, Representatives Serizawa, Chairman, Kawakami and Aduja were appointed as Managers on the part of the House at such conference.

The Chair declared a recess at 11:52 o'clock a.m., subject to the call of the Chair.

The House of Representatives reconvened at 11:56 o'clock a.m.

DISCHARGE OF CONFERENCE COMMITTEE

The Chair, at this time, discharged Representatives Suwa, Chairman, Nakama and Lum as Managers on the part of the House at the conference for the consideration of the amendments proposed by the Senate to H. B. No. 65.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 498 and 499) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 498) returning House Bill No. 1870-70 which passed Third Reading in the Senate on May 11, 1970 in an amended form was placed on file.

A communication from the Senate (Sen. Com. No. 499) returning House Bill No. 1265-70 which passed Third Reading in the Senate on May 11, 1970 in an amended form by not less than two-thirds vote of all the members to

which the Senate is entitled was placed on file.

By unanimous consent, H. B. Nos. 1870-70 and 1265-70, as amended by the Senate, were placed on the Clerk's desk.

The Chair directed the Clerk to note that printed copies of H.B. Nos. 1870-70, H.D.1, S.D.3, and 1265-70, H.D.1, S.D.2, were made available to the members of the House at 11:55 o'clock a.m., in accordance with Article III, Section 16 of the Constitution of the State of Hawaii.

Representative Ushijima introduced to the members of the House, Mr. Bob Sinclair, a former football star with the San Francisco 49'ers, a former Mayor of Daly City, and now the Chairman of the Board of Supervisors of San Mateo County, California.

At 11:58 o'clock a.m., on motion by Representative Ho, seconded by Representative Garcia and carried, the House of Representatives stood in recess, subject to the call of the Chair.

NIGHT SESSION

The House of Representatives reconvened at 6:55 o'clock p.m.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 500 to 502) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 500) informing the House that the Senate had reconsidered its action in disagreeing to the amendments proposed by the House to Senate Bill No. 815 and agreed to the amendments and Senate Bill No. 815 passed Final Reading in the Senate on May 7, 1970 was placed on file.

A communication from the Senate

(Sen. Com. No. 501) informing the House that the Senate had reconsidered its action taken in requesting the return of House Bill No. 1273-70, as amended by the Senate, and is now returning said bill was placed on file.

A communication from the Senate (Sen. Com. No. 502) informing the House that pursuant to the disagreement of the House to the amendments proposed by the Senate to House Concurrent Resolution No. 94 and the request for a conference on the subject matter of said amendments, Senators Lanham, Chairman, Yoshinaga and Henderson had been appointed as Managers on the part of the Senate at such conference was placed on file.

UNFINISHED BUSINESS

Consideration of Conf. Com. Rep. No. 22 on S. B. No. 1131-70, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, Conf. Com. Rep. No. 22 and S. B. No. 1131-70, as amended, were recommitted to the Committee on Conference.

CONFERENCE COMMITTEE REPORTS

Representative Wakatsuki, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 174, presented a report (Conf. Com. Rep. No. 25) recommending to their respective Houses the final passage of the bill, with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 25 on S. B. No. 174, as amended, was deferred until tomorrow, May 12, 1970.

Representative Wakatsuki, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1342-70, presented a report

(Conf. Com. Rep. No. 26) recommending to their respective Houses the final passage of the bill, with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 26 on S. B. No. 1342-70, as amended, was deferred until tomorrow, May 12, 1970.

Representative Wakatsuki, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1405-70, presented a report (Conf. Com. Rep. No. 27) recommending to their respective Houses the final passage of the bill, with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 27 on S. B. No. 1405-70, as amended, was deferred until tomorrow, May 12, 1970.

Representative F. Wong, for the majority of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 189, presented a report (Conf. Com. Rep. No. 28) recommending to their respective Houses the final passage of the bill, with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 28 on S. B. No. 189, as amended, was deferred until tomorrow, May 12, 1970.

Representative Wakatsuki, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1131-70, presented a report (Conf. Com. Rep. No. 29) recommending to their respective Houses the final passage of the bill, with certain amendments.

By unanimous consent, consideration of Conf. Com. Rep. No. 29 on S. B. No. 1131-70, as amended, was deferred until tomorrow, May 12, 1970.

The Clerk here directed the Clerk to note that printed copies were made available to the members of the House, in accordance with Article III, Section 16, of the Constitution of the State of Hawaii as follows: S. B. No. 174, S.D.2, H.D.1, C.D.1, S. B. No. 1342-70, S.D.1, H.D.1, C.D.1, S. B. No. 1405-70, H.D.1, C.D.1, and S. B. No. 189, H.D.2, C.D.1 no earlier than 5:00 o'clock p.m.; and S. B. No. 1131-70, S.D.2, H.D.1, C.D.2 at 7:15 o'clock p.m.

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

By unanimous consent, H. B. No. 629, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 629, and that H. B. No. 629, as amended by the Senate, pass Final Reading, seconded by Representative Minn.

Representative Wakatsuki then explained the changes made by the Senate.

The motion to agree to the amendments proposed by the Senate to H. B. No. 629 and to pass H. B. No. 629, as amended, on Final Reading was put by the Chair and carried by a vote of 47 ayes, with Representatives Ho, Loo, Menor and Sakima being excused.

By unanimous consent, H. B. No. 1274-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 1274-70, and H. B. No. 1274-70, as amended, pass Final Reading, seconded by Representative Minn.

Representative Wakatsuki then explained the amendments made by the Senate.

The motion to agree to the amendments proposed by the Senate to H. B. No. 1274-70 and to pass H. B. No. 1274-70, as amended, on Final Reading was put by the Chair and carried by a vote of 47 ayes, with Representatives Ho, Loo, Menor and Sakima being excused.

By unanimous consent, H. B. No. 65, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 65, and H. B. No. 65, as amended, pass Final Reading, seconded by Representative Minn.

Representative Wakatsuki then explained the amendments made by the Senate.

The motion to agree to the amendments proposed by the Senate to H. B. No. 65 and to pass H. B. No. 65, as amended, on Final Reading was put by the Chair and carried by a vote of 47 ayes, with Representatives Ho, Loo, Menor and Sakima being excused.

By unanimous consent, H. B. No. 1380-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 1380-70, and H. B. No. 1380-70, as amended, pass Final Reading, seconded by Representative Minn.

Representative Wakatsuki then explained the amendments made by the Senate.

The motion to agree to the amendments proposed by the Senate to H. B. No. 1380-70 and to pass H. B. No. 1380-70, as amended, on Final Reading was put by the Chair and carried by a vote of 47 ayes, with Representatives Ho,

Loo, Menor and Sakima being excused.

The Chair here directed the Clerk to note that H. B. Nos. 629, 1274-70, 65, and 1380-70 passed Final Reading no earlier than 7:00 o'clock p.m.

The Chair declared a recess at 7:00 o'clock p.m., subject to the call of the Chair.

The House of Representatives reconvened at 7:35 o'clock p.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H. R. Nos. 408 and 409) were referred to the Committee on Printing and Revisions and further action was deferred until tomorrow, May 12, 1970:

A resolution (H. R. No. 408) relating to no-fault liability insurance was jointly offered by Representatives Uechi, Heen, Lee, Loo, Morioka and Takitani.

A resolution (H. R. No. 409) requesting the Speaker to appoint an interim committee to study the possibility of entering into the Western Interstate Nuclear Compact was jointly offered by Representatives Kawakami, Aduja, Ajifu, Alcon, Baptiste, Bicoy, de la Cruz, Devereux, Duponte, Fong, Garcia, Ho, Iha, Inaba, Judd, Kato, Kimura, Kondo, Kunimura, Lee, Lum, Meyer, Miho, Minn, Miyake, Morioka, Nakama, Oda, Pacarro, Poepoe, Pule, Roehrig, Saiki, Serizawa, Shigemura, Soares, Suwa, Taira, Takamine, Takitani, Uechi, Ushijima, F. Wong and R. Wong.

At 7:36 o'clock p.m., on motion by Representative Ho, seconded by Representative Garcia and carried, the House of Representatives stood in recess for the remainder of this legislative day for the purpose of receiving bills on Third and Final Readings, and at midnight adjourned to 8:00 o'clock p.m., tomorrow, May 12, 1970.

SEVENTIETH DAY

Tuesday, May 12, 1970

The House of Representatives of the Fifth Legislature of the State of Hawaii, Regular Session of 1970, was called to order at 8:58 o'clock p.m.

The Speaker presided.

The Divine Blessing was invoked by The Reverend Phil Iofi of Aldersgate United Methodist Church.

Roll call of the members of the House of Representatives showed that all members were present.

The Clerk proceeded to read the Journal of the House of Representatives of the Sixty-Ninth Day.

On motion by Representative Ho, seconded by Representative Garcia and carried, reading of the Journal was dispensed with and the Journal of the Sixty-Ninth Day was approved.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 503 to 511) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 503) returning House Bill No. 657 which this day passed Third Reading in the Senate by not less than two-thirds vote of all the members to which the Senate is entitled, was placed on file.

A communication from the Senate (Sen. Com. No. 504) informing the House of the adoption of the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 174 and that S. B. No. 174 this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 505) informing the House of the adoption of the report of the

Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1342-70 and that S. B. No. 1342-70 this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 506) informing the House of the adoption of the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1405-70 and that S. B. No. 1405-70 this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 507) informing the House that the Senate had reconsidered its action taken on the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. B. No. 1131-70, and upon reconsideration, S. B. No. 1131-70, as amended, this day passed Final Reading in the Senate by not less than two-thirds vote of all the members to which the Senate is entitled, was placed on file.

A communication from the Senate (Sen. Com. No. 508) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1417-70 and S. B. No. 1417-70, as amended, this day passed Final Reading in the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 509) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1810-70 and S. B. No. 1810-70, as amended, this day passed Final Reading in the Senate by not less than two-thirds vote of all the members to which the Senate is entitled, was placed on file.

A communication from the Senate (Sen. Com. No. 510) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1865-70 and S. B. No. 1865-70,

as amended, this day passed Final Reading in the Senate by not less than two-thirds vote of all the members to which the Senate is entitled, was placed on file.

A communication from the Senate (Sen. Com. No. 511) informing the House that the Senate had agreed to the amendments proposed by the House to S. B. No. 1910-70 and S. B. No. 1910-70, as amended, this day passed Final Reading in the Senate by not less than two-thirds vote of all the members to which the Senate is entitled, was placed on file.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 34 to 37) were read by the Clerk and were disposed of as follows:

A communication from Herbert H. Aptekar, Dean, School of Social Work, University of Hawaii, (Dept. Com. No. 34) acknowledging receipt of a certified copy of House Resolution No. 90 which was adopted during the Regular Session of 1970, was placed on file.

A communication from KeNam Kim, State Comptroller (Dept. Com. No. 35) acknowledging receipt of a certified copy of House Resolution No. 317 which was adopted during the Regular Session of 1970, was placed on file.

A communication from Richard E. Ando, M. D., Chairman, Board of Education (Dept. Com. No. 36) acknowledging receipt of a certified copy of House Concurrent Resolution No. 99 which was adopted during the Regular Session of 1970, was placed on file.

A communication from Richard E. Ando, M. D., Chairman, Board of Education (Dept. Com. No. 37) acknowledging receipt of a certified copy of House Resolution No. 317 which was adopted during the Regular Session of 1970, was placed on file.

MISCELLANEOUS COMMUNICATIONS

The following communications (Misc.

Com. Nos. 137 to 162) were read by the Clerk and were disposed of as follows:

A communication from the Honorable Daniel K. Inouye, United States Senator (Misc. Com. No. 137) acknowledging receipt of a certified copy of House Concurrent Resolution No. 104 which was adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Daniel K. Inouye, United States Senator (Misc. Com. No. 138) acknowledging receipt of a certified copy of House Concurrent Resolution No. 110 which was adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Patsy T. Mink, United States Representative (Misc. Com. No. 139) acknowledging receipt of a copy of Senate Concurrent Resolution No. 6 which was adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Patsy T. Mink, United States Representative (Misc. Com. No. 140) acknowledging receipt of a certified copy of Senate Concurrent Resolution No. 27 which was adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Spark Matsunaga, United States Representative (Misc. Com. No. 141) acknowledging receipt of a certified copy of House Concurrent Resolution No. 51 which was adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Spark Matsunaga, United States Representative (Misc. Com. No. 142) acknowledging receipt of a certified copy of House Concurrent Resolution No. 104 which was adopted during the Regular Session of 1970, was placed on file.

A communication from David S. Nahm, Staff Executive for the Honorable Spark Matsunaga (Misc. Com. No. 143) acknowledging receipt of a certified copy of House Concurrent Resolution No. 97 which was adopted during the Regular

Session of 1970, was placed on file.

A communication from Howard K. Nakamura, Planning Director (Misc. Com. No. 144) acknowledging receipt of a certified copy of House Concurrent Resolution No. 53 which was adopted during the Regular Session of 1970, was placed on file.

A communication from Edward J. Sheridan, Deputy Assistant Secretary of Defense (Misc. Com. No. 145) acknowledging receipt of a certified copy of House Concurrent Resolution No. 3 which was adopted during the Regular Session of 1970, was placed on file.

A communication from Philip M. Roedel, Director, United States Department of Interior (Misc. Com. No. 146) acknowledging receipt of a certified copy of House Concurrent Resolution No. 66 which was adopted during the Regular Session of 1970, was placed on file.

A communication from Donald E. Crabill, Director, Natural Resources Programs Division (Misc. Com. No. 147) acknowledging receipt of a certified copy of House Concurrent Resolution No. 104 which was adopted during the Regular Session of 1970, was placed on file.

A communication from Kenneth E. Grant, Administrator, United States Department of Agriculture, Soil Conservation Service (Misc. Com. No. 148) acknowledging receipt of a certified copy of House Resolution No. 137 which was adopted during the Regular Session of 1970, was placed on file.

A communication from Shunichi Kimura, Mayor of the County of Hawaii (Misc. Com. No. 149) acknowledging receipt of certified copies of House Resolution Nos. 162, 287 and 341 which were adopted during the Regular Session of 1970, was placed on file.

A communication from Tadashi Suzuki, County Clerk (Misc. Com. No. 150) acknowledging a certified copy of

House Resolution No. 162 which was adopted during the Regular Session of 1970, was placed on file.

A communication from H. Wayne Pritchard, Director, Soil Conservation Society of America (Misc. Com. No. 151) acknowledging receipt of a certified copy of House Resolution No. 333 which was adopted during the Regular Session of 1970, was placed on file.

A communication from Gerald D. Dorman, M. D., President, American Medical Association (Misc. Com. No. 152) expressing appreciation for the privilege of having been presented to the Fifth State legislature, was placed on file.

A communication from Walter W. Ross, III, of Beta Sigma Phi (Misc. Com. No. 153) acknowledging receipt of a certified copy of House Resolution No. 339 which was adopted during the Regular Session of 1970, was placed on file.

A communication from John F. Teehan, Legislative Liaison (Misc. Com. No. 154) expressing appreciation for the wonderful cooperation extended during the Regular Session of 1970, was placed on file.

A communication from Dewey M. Allen, Chief of Police for the County of Kauai (Misc. Com. No. 155) acknowledging receipt of a certified copy of House Resolution No. 350 which was adopted during the Regular Session of 1970, was placed on file.

A communication from Norman A. Berg, Acting Administrator, United States Department of Agriculture, Soil Conservation Service (Misc. Com. No. 156) acknowledging receipt of a certified copy of House Concurrent Resolution No. 47 which was adopted during the Regular Session of 1970, was placed on file.

A communication from Roy T. Englert, Acting General Counsel of the Treasury (Misc. Com. No. 157)

acknowledging receipt of a certified copy of House Resolution No. 338 which was adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Patsy T. Mink, United States Representative (Misc. Com. No. 158) acknowledging receipt of a certified copy of House Concurrent Resolution No. 110 which was adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Patsy T. Mink, United States Representative (Misc. Com. No. 159) acknowledging receipt of a certified copy of Senate Concurrent Resolution No. 59 which was adopted during the Regular Session of 1970, was placed on file.

A communication from the Honorable Eureka Forbes (Misc. Com. No. 160) expressing appreciation for the Concurrent Resolution congratulating her on being named as Hawaii's Mother of the Year which was adopted during the Regular Session of 1970, was placed on file.

A communication from Elwill M. Shanahan, Secretary of State for the State of Kansas (Misc. Com. No. 161) transmitting a copy of House Concurrent Resolution No. 1081 rescinding the action of the legislature of the State of Kansas memorializing Congress to call conventions for the purpose of proposing amendments to the Constitution of the United States which was adopted during the 1970 legislative session, was placed on file.

A communication from Philip Onga, Chairman of the Police Commission of the County of Hawaii (Misc. Com. No. 162) acknowledging receipt of a certified copy of House Resolution No. 341 which was adopted during the Regular Session of 1970, was placed on file.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following bills (H. B. Nos. 920,

1688-70 and 1856-70) were disposed of as follows:

H. B. No. 920 was referred to the Committee on Housing and Consumer Protection and after consideration by it, the Committee was instructed to refer the bill to the Committee on Finance.

H. B. No. 1688-70 was referred jointly to the Select Committees of Hawaii Representatives, Kauai Representatives, Maui Representatives and Oahu Representatives and after consideration by it, the joint Committee was instructed to refer the bill to the Committee on Finance.

H. B. No. 1856-70 was referred to the Committee on Education and after consideration by it, the Committee was instructed to refer the bill to the Committee on Finance.

DEFERRED RESOLUTIONS

The following resolutions (H. R. Nos. 408 and 409) were disposed of as follows:

H. R. No. 408 was read by the Clerk.

On motion by Representative Loo, seconded by Representative Takitani and carried, H. R. No. 408 was adopted.

H. R. No. 409 was read by the Clerk.

On motion by Representative Kawakami, seconded by Representative Serizawa and carried, H. R. No. 409 was adopted.

STANDING COMMITTEE REPORTS

Representative Pule, for the Committee on Printing and Revisions, presented a report (Stand. Com. Rep. No. 859-70) informing the House that House Resolution Nos. 408 and 409, Standing Committee Report No. 860-70, Conference Committee Report No. 25, Re: S.B. No. 174, S.D. 2, H.D. 1, Conference Committee Report No. 26, Re: S.B. No. 1342-70, S.D. 1, H.D. 1, Conference Committee Report No. 27,

Re: S.B. No. 1405-70, H.D. 1, Conference Committee Report No. 28, Re: S.B. No. 189, H.D. 1, H.D. 2, C.D. 1, and Conference Committee Report No. 29, Re: S.B. No. 1131-70, S.D. 2, H. D. 1, C.D. 2 had been printed and distributed.

On motion by Representative Pule, seconded by Representative Oshiro and carried, the report of the Committee was adopted.

Representative Wakatsuki, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 860-70) approving the intent and purpose of H. R. No. 370 and recommending its adoption.

On motion by Representative Wakatsuki, seconded by Representative Minn and carried, the report of the Committee was adopted and H. R. No. 370 was adopted.

SUSPENSION OF RULES

On motion by Representative Ho, seconded by Representative Garcia and carried unanimously, the rules were suspended for the purpose of taking up bills on Final Reading on the basis of a modified consent calendar.

UNFINISHED BUSINESS

Consideration of Conf. Com. Rep. No. 25 on S. B. No. 174, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn, the report of the Committee was adopted and S. B. No. 174, as amended, passed Final Reading by a vote of 51 ayes.

Consideration of Conf. Com. Rep. No. 26 on S. B. No. 1342-70, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn, the report of the Committee was adopted and S. B. No. 1342-70, as

amended, passed Final Reading by a vote of 51 ayes.

Consideration of Conf. Com. Rep. No. 27 on S. B. No. 1405-70, as amended, which had been deferred to this day.

On motion by Representative Wakatsuki, seconded by Representative Minn, the report of the Committee was adopted and S. B. No. 1405-70, as amended, passed Final Reading by a vote of 51 ayes.

Consideration of Conf. Com. Rep. No. 28 on S. B. No. 189, as amended, which had been deferred to this day.

By unanimous consent, Conf. Com. Rep. No. 28 and S. B. No. 189, H. D. 2, C. D. 1 were recommitted to the Committee on Conference.

At 9:06 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

At 9:09 o'clock p.m., the House of Representatives reconvened.

Consideration of Conf. Com. Rep. No. 29 on S. B. No. 1131-70, as amended, which had been deferred to this day.

Representative Wakatsuki moved that the report of the Committee be adopted and S. B. No. 1131-70, as amended, pass Final Reading, seconded by Representative Minn.

Representative Takamine then spoke in favor of the bill, as follows:

“Mr. Speaker, I think that it is important for members of this body to remember that this bill, together with several other projects bills, is truly representative of the needs and programs of the people of this State. Also, this bill, together with several of those key bills of this session, would have been aborted except for the patience and understanding of one great man, our Governor. I feel it would not be fitting to speak of this bill without recognizing the

debt we all owe him.

The bill is before us now. But a few days ago, it seemed as if this would not happen. It seemed as if we were going to waste approximately four months of hard work by this legislative session. More important, the time and effort that went into the formulation of proposals and projects in this bill, the time given by hundreds of individuals and organizations in communities throughout the State, might have been sacrificed. The past few days have meant the difference of \$12,000,000 for projects on the Island of Hawaii alone.

I believe almost everyone here tonight feels much more satisfied, that these last few trying days made the difference between a successful, if not monumental session, and a dismal failure. I feel also that the majority party members have been satisfied; and that even the minority party members would admit that together we have accomplished much, and they have played an important role in our session's accomplishments.

Yes, Mr. Speaker, this is an enlarged bill. I know that there are millions of dollars in projects that cannot be floated in one year, perhaps even two. But we all know that we have a responsive and responsible Governor who is authorized to implement immediately projects he considers of high priority and meaningful to the State. I am satisfied that the will of the people will be served by the administration. I believe that this bill contains measures representative of the goals enumerated by you, Mr. Speaker, by the President of the Senate, and by our Governor himself at the opening of this session.

Although I do not frequently agree with the representative from Kauai, Representative Kunimura, I must agree this time with him that we have kept the Governor 'waiting in the wings,' night after night. It is to his everlasting credit that he has had the patience, the courage, the foresight, the dedication to the people of this State and to each member

of this legislature to have kept this session together. It is because of him that we are bringing this session to a successful end. We are ending on a bright note, for we have helped plant the seeds for the beginning of a new decade of challenge for the people of this State.

I should also like to insert in the record that there was another individual who played a major role in bringing out these bills. I know this because he sometimes drops in to my office—I don't have to introduce him to you—you know him as Mr. DeMello.

Mr. Speaker, I have checked your opening day speech as well as those of the President of the Senate and the Governor. I have also checked the statements of the dailies regarding their expectations and those of our people on January 21, 1970. I believe we have lived up to these expectations.

I thank you, Mr. Speaker, for your patience during this session. And to you, my colleagues in the House, may the voters agree that we have done a good job and may those of us not aspiring to higher office meet again next January.

Thank you very much."

Representative Soares then spoke in support of the bill as follows:

"Mr. Speaker, I would like to agree with the previous speaker that the minority had played a very important part in this session. I would like to mention here and be consistent with my statement when the House CIP passed this House, Mr. Speaker, and that is with regards to the purchase of the Kaiser Estate by the State. Although we changed the wording somewhat, I am still very concerned and very suspicious that this purchase of the Kaiser Estate is a worthy one for the State. I have talked to a lot of people, both in the executive, as well as the trustees, and I am not convinced by no matter or means that the State is buying a building in a site that will be adequate for conventions.

As far as I am concerned, I will vote for the CIP because of the part we have in it, the work it has taken to do the job, but I am very concerned and I want it in the record that this is, I think, a real bad purchase.

Thank you, Mr. Speaker."

Representative Wakatsuki, in speaking in favor of the bill, pointed out that there was a typographical error in Paragraph 2 of Page 2 of Conference Committee Report No. 29 and that the paragraph should read as follows:

"Conference Center. In authorizing funds for the purchase of the Conference Center as reflected on Page 69, it is our intent that the University of Hawaii may utilize either operating budget funds or indirect funds received in order to provide maintenance on the property."

The Chair here directed the Clerk to have the record reflect the proper language.

The motion to adopt the report of the Committee and to pass S. B. No. 1131-70, as amended, on Final Reading was put by the Chair and carried, and S. B. No. 1131-70, as amended, passed Final Reading by a vote of 51 ayes which is not less than two-thirds vote of all the members to which the House is entitled.

The Chair here directed the Clerk to note that S. B. Nos. 174, 1342-70, 1405-70 and 1131-70 had passed Final Reading at 9:17 o'clock p.m.

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

At 9:21 o'clock p.m., the House of Representatives reconvened.

STANDING COMMITTEE REPORT

Representative Heen, for the Committee on Federal-State-County, presented a report (Stand. Com. Rep. No. 861-70) approving the intent and

purpose of H. R. No. 371 and recommending its adoption with certain amendments.

On motion by Representative Heen, seconded by Representative Kunimura and carried, the report of the Committee was adopted and H. R. No. 371, as amended, was adopted.

CONFERENCE COMMITTEE REPORT

Representative Serizawa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. C. R. No. 56, presented a report (Conf. Com. Rep. No. 30) recommending to their respective Houses the final adoption of the resolution with certain amendments.

Representative Serizawa moved that the report of the Committee be adopted and S. C. R. No. 56, as amended, be adopted, seconded by Representative Kawakami.

Representative Garcia then spoke in favor of the adoption of the resolution.

The motion to adopt the report of the Committee and S. C. R. No. 56, as amended, was put by the Chair and carried and the report of the Committee was adopted and S. C. R. No. 56, as amended, was Finally adopted.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H. R. Nos. 410 to 412) were read by the Clerk and were disposed of as follows:

A resolution (H. R. No. 410) extending congratulations to Koichi Iida was jointly offered by Representatives Fong, Aduja, Ajifu, Alcon, Baptiste, de la Cruz, Devereux, Duponte, Garcia, Heen, Ho, Iha, Judd, Kimura, Kunimura, Lee, Loo, Lum, Menor, Meyer, Miho, Miyake, Morioka, Nakama, Oda, Oshiro, Pacarro, Poepoe, Pule, Roehrig, Saiki, Sakima, Serizawa, Soares, Suwa, Taira, Takamine, Takitani, Uechi, Wakatsuki, F. Wong and

Beppu.

On motion by Representative Fong, seconded by Representative Garcia and carried, H. R. No. 410 was adopted.

A resolution (H. R. No. 411) honoring the memory of the late Walter P. Reuther and expressing sorrow upon his tragic death was jointly offered by Representatives Uechi, Aduja, Ajifu, Alcon, Baptiste, Bicoy, de la Cruz, Devereux, Duponte, Fong, Garcia, Heen, Ho, Iha, Inaba, Judd, Kato, Kawakami, Kimura, Kondo, Kunimura, Lee, Loo, Lum, Menor, Meyer, Miho, Minn, Miyake, Morioka, Nakama, Oda, Oshiro, Pacarro, Poepoe, Pule, Roehrig, Saiki, Sakima, Serizawa, Shigemura, Soares, Suwa, Taira, Takamine, Takitani, Ushijima, Wakatsuki, F. Wong, R. Wong and Beppu.

On motion by Representative Takamine, seconded by Representative Judd and carried, H. R. No. 411 was adopted.

A resolution (H. R. No. 412) conveying condolences to the family of Sook Moon was jointly offered by Representatives Heen, Alcon, Baptiste, Bicoy, de la Cruz, Duponte, Iha, Kato, Kawakami, Kimura, Kondo, Lee, Loo, Minn, Miyake, Nakama, Oshiro, Roehrig, Takamine, Takitani, Ushijima and Wakatsuki.

On motion by Representative Heen, seconded by Representative Kato and carried, H. R. No. 412 was adopted.

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

By unanimous consent, H. B. No. 1265-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 1265-70, and that H. B. No. 1265-70, as amended by the Senate, pass Final Reading, seconded by Representative Minn.

Representative Wakatsuki then explained the changes made by the Senate.

The motion to pass H. B. No. 1265-70, as amended by the Senate, on Final Reading was put by the Chair and carried by a vote of 51 ayes.

By unanimous consent, H. B. No. 1870-70, as amended by the Senate, was taken from the Clerk's desk.

Representative Wakatsuki moved that the House agree to the amendments proposed by the Senate to H. B. No. 1870-70, and that H. B. No. 1870-70, as amended by the Senate, pass Final Reading, seconded by Representative Minn.

Representative Devereux then stated:

"Mr. Speaker, I rise to speak in favor of House Bill No. 1870-70, H.D. 1, S.D. 3, but I have grave reservations about what portions of this bill will do. For example, on Page 2, Paragraph 1, this bill provides that if prevailing wages in this State for a class is insufficient, reasonable wage data of other areas which has pertinency to this State may be used. This, in effect, means that wage data obtained from the State of California with respect to, for example, cafeteria managers, helpers and others, may be presumed to be applicable as 'pertinent wage data' to the State of Hawaii.

This bill does not prescribe the manner in which the judgment for 'pertinency' shall be attained, nor the criteria to be used, by whom it is to be judged, and above all, the interest to be served by such judgment. In short, how is 'pertinency' to be determined?

Mr. Speaker, I also bring to your attention, Page 3, subparagraph 3(a), where this bill provides that the implementation of the Wage Board salary schedule, shall be through the Public Employees Compensation Appeals Board.

I respectfully ask this body to consider

how the Public Employees Compensation Appeals Board is to remain in existence, the Civil Service Commission to remain in existence, when responsibilities of these two appointive boards are in direct conflict with the responsibilities of the newly created Hawaii Public Employees Relations Board provided for in the collective bargaining bill, Section 5, Page 9 of Senate Bill No. 1696-70, S.D. 1, H.D. 3, C.D. 1.

I am voting for this bill, Mr. Speaker, because I believe in the rights of all public employees to have an adequate wage base and I have long championed various efforts designed towards this end. I must caution you all, however, that this bill we are voting on tonight may have extremely serious and long lasting implications to our system of public employment.

I believe that Hawaii as a young State, young not only in terms of statehood, but in terms of sophistication in public management affairs, may take the leadership throughout the nation in issues such as abortion, but should wait for leadership from mature counsel from other states before destroying the merit system of our State and, in effect, returning to the spoils system.

Mr. Speaker, my heart is full at this moment, with pride in the majority of our public employees, and because of this pride, I cannot refrain from pointing out the dangers to our merit system which has served and protected our public employees well in the past.

Mr. Speaker, in the light of what I have said, I do believe a serious analysis of the entire method by which we are now granting legislative pay approval without adequate knowledge, adequate preparation and adequate forethought of what it will mean to the future of this State is vitally needed.

Thank you, Mr. Speaker.”

At 9:29 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

At 9:35 o'clock p.m., the House of Representatives reconvened.

Representative Baptiste then spoke in favor of the bill as follows:

“With all of the work both the House and Senate has done to this measure, to all the conferees who worked so hard in finalizing this measure, I speak individually congratulating them and thanking them for the work well done.

In speaking in favor of this bill, the most important and primary reason why I would vote for this bill is because in my life as a legislator and an official in other branches of government, I have found today that the segments of labor, made up of leaders and their members, the segments of management and their understudy, have proved to me that they are very very much more responsible than ever today than in the past and I am confident that all concerned shall take care of all the problems in the future. I think the guidelines that brought about this measure have come from many many sources.

This is a piece of landmark legislation that is well needed and I ask that every member of this House vote for this bill.

Thank you.”

The motion to pass H. B. No. 1870-70, as amended by the Senate, on Final Reading was put by the Chair and carried by a vote of 51 ayes.

The Chair here directed the Clerk to note that H. B. Nos. 1265-70 and 1870-70 had passed Final Reading at 9:37 o'clock p.m.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 512 and 513) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 512) informing the House

of the adoption of the report of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S. C. R. No. 56 and S. C. R. No. 56, as amended, this day was Finally adopted by the Senate, was placed on file.

A communication from the Senate (Sen. Com. No. 513) informing the House that the Senate had this day completed its business and is ready to adjourn sine die, was placed on file.

STANDING COMMITTEE REPORT

Representative Pule, for the Committee on Printing and Revisions, presented a report (Stand. Com. Rep. No. 862-70) informing the House that House Resolution Nos. 410 to 412, Standing Committee Report No. 861-70, and Conference Committee Report No. 30, Re: S.C.R. No. 56, S.D. 1, H.D. 1, have been printed and distributed.

On motion by Representative Pule, seconded by Representative Oshiro and carried, the report of the Committee was adopted.

At this time, Representative Taira, on a point of personal privilege, stated:

“Mr. Speaker and members of the House. Tonight, I am finishing 8 years of service in this House and in all probability, I shall not be back to join the good company and gain the friendship and your assistance and cooperation. I would like, therefore, before we adjourn, to tell you, Mr. Speaker, and to you of the majority and the minority, that I appreciate very much and I am very thankful for the very fine assistance, cooperation and your mature fellowship that I have received from you all these years.

I have benefitted greatly from our association and I hope that in some way I have contributed to your gaining a little knowledge of legislative work and work among friends and as I make this short speech, Mr. Speaker, I would just like to

say to all of you, good luck and best wishes in your future endeavors, whatever they may be.

Thank you, Mr. Speaker.”

The Chair then replied:

“I am sure the Chair expresses the sentiment of the members of this House, Representative Taira, that we appreciate your work as Vice Chairman of the Finance Committee and Chairman of the Education Committee. The Chair expresses good luck to you in your future endeavors.”

Representative Miho, on a point of personal privilege, stated:

“Mr. Speaker and members of the House. I too, would like to rise to speak on a point of personal privilege.

I would like to say that May 12 has a special significance in my life for some 14 years ago tonight, I entered into a new chapter of my life which made Mr. Koichi Iida, whose resolution we passed earlier this evening the future grandfather of my children. So, May 12 has great significance in my life and tonight, I also terminate 11 years of service in the House of Representatives since Statehood, and, as a minority member, I feel that these 11 years have been part of my most important period of my life. Although I may be withdrawing from the House of Representatives, that does not necessarily mean that I do intend to retire from politics, as such, because as most of you recall, there is an announcement coming forth from the hallway across that one of the Senators who happens to come from my Senatorial district is aspiring for higher office, which leaves a vacancy in the Sixth Senatorial district as well as the recently created single-member council which has some significance and interest to me.

Before the night is over, I would be remiss if I did not get up and say that these 11 years have been meaningful years for me and that I have enjoyed

every minute of it, not because of the trials and tribulations of a minority member, but I think I should give the majority members forewarning and all of you realize that this year particularly, under the leadership of our minority leader and the majority floor leader, the group effort of the minority has been something to behold and which should be a warning to the majority members that the House will not continue to remain, say 13 minority members.

Before I leave, I do want to say and express my personal gratitude to all thy members of the House, especially to the members of the majority who have been tolerant in my individual activities as a minority member, and to all the staff members for all the courtesies extended to me all these years and I do want to express to each and every one of you, the best of everything in the years to come.

Thank you.”

The Chair replied:

“Representative Miho, in behalf of the members of the House, the Chair thanks you as a member of the loyal opposition, especially from the majority side, and wish you well.”

Representative Bicoy then stated:

“I rise to speak on a point of personal privilege.

To adjourn Sine Die—to this day have we looked forward—and yet, these words carry a ring of sadness about them...

Sine Die, for we have now concluded the transaction of the public business.

But it is most difficult to ignore the fact that in the stresses and strains of conducting the public business, I have been most moved and persuaded by the many strong personalities amongst my distinguished colleagues.

We have had our many differences.

But then, it has been through these differences that the public has derived their most benefit. But when strong personalities achieve the reconciliation of differences, I am humbled by admiration for their ability to rise above the mediocre.

During the course of these past two sessions, through my own ignorance, I have had to turn to many of my colleagues for counsel and assistance. These were given to me without reservation and with a great deal of understanding. And to those of my colleagues whom I had not sought personal counsel, they, too, have influenced my personal development. For whatever I may be, both as a legislator and as a person, I certainly owe much to my distinguished colleagues.

They have indulged me over my characteristically long-windedness; they have given me personal counsel; they have given me personal encouragement.

Indeed, it is not often in the course of a man's life when, in retrospect, he can honestly say to himself that he has given less of himself than he has received. And this has been the case of my personal relationship with my respected colleagues, and for which I can only give my pitifully inadequate but a profoundly sincere THANK YOU.”

Representative Ho then stated:

“It has been a custom on the final day of a session that members attempt to summarize the events and accomplishments of the long days preceding. This is fitting. The American legislative process requires that ideas be examined in parts before being welded onto the whole of a legislature's accomplishment. So it is that while this legislature has busied itself with the task of marshalling literally thousands of ideas into a legislative program, it has not been until the past few days that the product of our efforts, for better or for worse, has begun to assume definite shape and form.

It has become fashionable to describe

political programs as being 'meaningful' or 'progressive'. Perhaps some programs are; these words mean many things to many people. However, I prefer simply to think and hope that what we have done during the last four months will, in some lasting way, relieve the human condition from the stresses which come from living in an increasingly over-crowded and increasingly impersonal community. Whether as a state or as a nation, our people are looking more and more to their governmental institutions to balance the relationship between the individual citizen and a collectivized society in which the average citizen's dignity and desires frequently become a side issue.

Mr. Speaker, I believe that this legislature has helped to balance the scales.

We have done this in ways too numerous to mention in these brief remarks, but I think that several bills can be given as illustrative examples.

At the outset of the session we knew that adequate and decent housing was unavailable to the greater number of lower and average-income families for lack of reasonable financing. We have made a start in meeting this need through the \$60 million housing bill, which will provide low-interest financing to these families and allow government to initiate residential development in the absence of private developer interest.

Recognizing that the high cost of materials and labor was also an element contributing to the housing gap, we also passed factory-built housing and demonstration housing legislation to promote more efficient building methods in light of the most recent technological advances in materials and construction technique.

Recognizing also that we must come to terms with the environment about us if we are to survive, we have tightened our air pollution laws, established a State-wide waste management program, and taken steps to abate the noise

problem. Recognizing further that disorderly urban development threatens the integrity of our limited open spaces we have provided money to both develop a State-wide open space plan and develop four new State parks.

The list of major items goes on and on: a more humane abortion law; planning money for mass transit system on Oahu; a tax reform law which increases personal exemptions, grants tax credits to renters, and eliminates tax-pyramiding to a substantial extent; a law which modernizes the organization of our district courts; a new collective bargaining bill for public employees; a stricter ethics law for legislators and public employees; a law aimed at rehabilitation of narcotics users and a law authorizing a methadone program; an election reform law; and a \$16 million building program for our community college system. And, yes, the House got tired of everyone playing games with the stadium issue and pushed through a \$10 million authorization to build it.

This session has been a long and difficult one. But in terms of solid accomplishment, it has also been a good one. We can, not only look upon it with a sense of satisfaction but also, I believe, with a sense of curiosity. Many of the measures which we adopted are novel and untested by any national standard or experience. But then so were the problems they were designed to resolve difficult and wanting of imaginative and forceful decision.

In short, Mr. Speaker, we came to do a job and we can go home knowing that we did it.

And now, Mr. Speaker, I ask the indulgence of the Chair to allow me to use my time for a personal aside. For the past two years, it has been my privilege to serve the Chair and the majority members of the House as floor leader. I will not be returning to the House next year, and I want to take this opportunity to express my farewell and thanks to each member of the House. I shall remember each of

you and the days and years we have spent together with fondness and deep affection.”

The Chair replied:

“Representative Ho, in behalf of the members of the House, the Chair bids you farewell and I am sure I express the sentiments of all the members in wishing you well and success. The Chair personally appreciates your work as the majority floor leader, especially in the areas of major legislation.

Thank you very much.”

Representative Garcia, on a point of personal privilege, stated:

“Mr. Speaker, the ending of this legislative session, compared to one year ago, is as different as day is from night. I recall last year when the majority members presented me with a toupee. They wanted to hide the glare from my bald head and I must confess quite candidly, they made a tremendous mistake. The toupee was defective because it has dandruff. I sent it to a hairdresser and it suffered from falling hair. As a consequence, I could not use it tonight. But I would like to say, Mr. Speaker, that the marked contrast between tonight and a year ago is so tremendous that I could not resist the temptation of speaking in behalf of the minority members and telling you what we think the session has been about and what has happened.

If we had permitted the CIP to pass as the Governor intended, the collective bargaining bill would have been dead, the housing measure would have been dead, the government employees measure would have died and all of the significant legislation that have passed this legislative body would have been for naught. As Representative Takamine earlier pointed out, we would have wasted 66 days here on the floor of this chamber. But, all good things come to an end. And, I say all good things come to an end because this legislative session has been productive

and I believe the majority members concede that the 13 minority members on this side of the aisle contributed their share, not only as the loyal opposition, and they could have been more vociferous had they so desired, but they were vociferous only to contribute to the passage of many of the measures that have passed this session.

I want to say on behalf of the minority members that it has been a great deal of fun working with all of you. It has been a great deal of fun for us to have done our best to help keep Hawaii a better place in which to work and to live.

To you, Representative Ho, I say in behalf of all the minority members, that we extend to you our sincerest congratulations for the dignified manner in which you served as the majority floor leader. You are a young man who has served with dignity and you are the kind of an individual who has made politics in Hawaii the thing that it is today—a distinguished and an honorable profession. Wherever you go, the minority members join me in extending to you our best wishes for your future undertaking.

To you, Mr. Speaker, in behalf of the minority members, congratulations for a job well done.

And I say to all of you, it has been a lot of fun working with you and when you meet here in 1971, may the future of Hawaii again rest in capable hands.

Thank you.”

Representative Judd then requested Representative Pule to lead the House in the singing of Aloha Oe upon the final fall of the gavel on adjournment on Sine Die.

The Chair then stated:

“I guess all the speeches signify that the smoking lamp is almost out for the 1970 session. We may not have succeeded in all that we set out to do but at least we

have made a start in the right direction in those areas we considered 'Unfinished Business.'

Walter Lippmann once said, 'Where all think alike, no one thinks very much'. I do not have to tell you 50 members of the House that you do not think alike but we have worked together to try to achieve a common goal where we have enacted major legislation to cope with some of our urgent and basic problems. I will not go into the areas of legislation enacted because most of your speeches have covered these areas but I would like to point out that I think we have benefitted from the committee work during the interim and I hope that between now and the 1971 session that even more work will be done in this area.

Midway during the session, I said that this was a heavyweight session with all the issues and problems before us, but in the process, we discovered amongst our midst potential candidates to the State Senate and some candidates for the City Council. The Chair could go on and on with regard to what you have done and, at this time, the Chair would like to simply express his personal appreciation to all of you for your sustained effort, particularly during the trying closing days of this session.

The Chair appreciates the cooperation of the minority and the minority leadership. Our relationship has always been above board and where we can see the grain. Also, the Chair would like to thank all of the staff members on behalf of the 51 members—the attorneys, clerks, secretaries, the printshop personnel and the floor staff. I think it is only proper that the Chair will take the time to single out one individual staff member who did, I believe, a marvelous job. That person is Mr. George Takane, who filled in temporarily as the Chief Clerk of the House when the Chief Clerk was taken ill. And to you, George, our sincere thanks, and to all of you, thanks again.

Mahalo."

Representative Soares, on a point of personal privilege, stated:

"As the leader of the minority, it would be remiss on my part if I did not have a few words to say in closing here this evening. I believe that the minority floor leader covered it well, however, I thought I would mention that on opening day, I stated that the minority would provide meaningful alternatives, will cooperate whenever necessary and would rebuke and argue whenever that was necessary. I think we have done that. We have spent hours during the interim providing alternatives in housing and mass transit and the tax program. We finally passed the 4% tax relief on drugs. We also had crimes and other matters, Mr. Speaker. But, I believe in calling a spade a spade—we could have done the job a lot sooner. We cannot go on in the future with the kind of bickering between both houses. I feel that it has to be solved somehow in the next session and I am confident that it can be solved because I will see, not only 13 minority members, but I will see 20 and plus. But in saying that, Mr. Speaker, I do want to say that my minority members are grateful to the Chairmen of the various Committees for the courtesies extended to them. The dialogue allowed in the Committee hearings made them feel that they were a part and parcel of the Committee.

I do want to say also as minority leader that I feel that Representative Ho has done an outstanding job as your floor leader. I have known him a long time. I think very highly of him. Between you, Mr. Speaker, your leadership and Representative Ho, I feel that we have been able to communicate and illustrate the kind of relationship that is so necessary in this body.

Mr. Speaker, I think we leave tonight with a feeling of accomplishment—a feeling for one another that although we can fight and argue on the floor of the House, we are all individually here for the purpose of doing the best we possibly can.

Mr. Speaker, on behalf of the minority, I thank you very much for our association.”

The Chair then thanked Representative Soares.

The Chair appointed Representatives Ho, Pule, Taira and Miho as a committee to inform the Senate that the House had completed its business and is ready to adjourn sine dine.

At 10:01 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

At 10:09 o'clock p.m., the House of Representatives reconvened.

At this time, the committee reported that the Senate had been duly informed that the House had completed its business and is ready to adjourn sine die and that the Senate had informed the committee that they are ready to do likewise.

At 10:10 o'clock p.m., on motion by Representative Ho, seconded by Representative Garcia and carried, the House of Representatives adjourned sine die.

**GOVERNOR'S MESSAGES RECEIVED
AFTER THE ADJOURNMENT OF THE
LEGISLATURE SINE DIE**

Gov. Mess. No. 75 from John A. Burns, Governor of Hawaii, informing the House that he had signed the following bills on May 8, 1970: **House Bill No. 1369-70** as Act 7, **House Bill No. 1416-70** as Act 8, **House Bill No. 1806-70** as Act 9, **House Bill No. 1813-70** as Act 10 and **House Bill No. 1970-70** as Act 11.

Gov. Mess. No. 76 from John A. Burns, Governor of Hawaii, informing the House that he had signed the following bills on May 14, 1970: **House Bill No. 1598-70** as Act 12, **House Bill No. 1809-70** as Act 13 and **House Bill No. 2042-70** as Act 14.

Gov. Mess. No. 77 from John A. Burns, Governor of Hawaii, informing the House that he had signed the following bills on May 19, 1970: **House Bill No. 1436-70** as Act 15, **House Bill No. 1459-70** as Act 16, **House Bill No. 1801-70** as Act 17 and **House Bill No. 1811-70** as Act 18.

Gov. Mess. No. 78 from John A. Burns, Governor of Hawaii, informing the House that he had signed the following bills on May 26, 1970: **Senate Bill No. 1194-70** as Act 19, **Senate Bill No. 1237-70** as Act 20, **House Bill No. 1348-70** as Act 21, **House Bill No. 1368-70** as Act 22, **House Bill No. 1421-70** as Act 23, **House Bill No. 1803-70** as Act 24 and **House Bill No. 1807-70** as Act 25.

Gov. Mess. No. 79 from John A. Burns, Governor of Hawaii, informing the House that he had signed the following bills on May 28, 1970: **House Bill No. 752** as Act 26, **Senate Bill No. 391** as Act 27, **Senate Bill No. 1168-70** as Act 28, **Senate Bill No. 1200-70** as Act 29, **House Bill No. 1224** as Act 30, **House Bill No. 1601-70** as Act 31, **House Bill No. 1907-70** as Act 32 and **House Bill No. 2151-70** as Act 33.

Gov. Mess. No. 80 from John A. Burns, Governor of Hawaii, informing the House that he had signed **Senate Bill No. 1203-70** as Act 34 on June 1, 1970 and the following bills on June 4, 1970: **House Bill No. 894**

as Act 35, **House Bill No. 1439-70** as Act 36, **Senate Bill No. 1177-70** as Act 37, **Senate Bill No. 1228-70** as Act 38 and **Senate Bill No. 1239-70** as Act 39.

Gov. Mess. No. 81 from John A. Burns, Governor of Hawaii, informing the House that he had signed **Senate Bill No. 1222-70** as Act 40 on June 4, 1970 and the following bills on June 5, 1970: **House Bill No. 43** as Act 41, **House Bill No. 1202** as Act 42, **House Bill No. 1304-70** as Act 43, **House Bill No. 1406-70** as Act 44, **House Bill No. 1423-70** as Act 45, **House Bill No. 1621-70** as Act 46, **House Bill No. 1879-70** as Act 47, **House Bill No. 1388-70** as Act 48, **Senate Bill No. 136** as Act 49, **Senate Bill No. 855** as Act 50, **Senate Bill No. 1665-70** as Act 51 and **Senate Bill No. 1827-70** as Act 52, and the following bills on June 6, 1970: **House Bill No. 275** as Act 53, **House Bill No. 528** as Act 54, **House Bill No. 1028** as Act 55, **House Bill No. 1332-70** as Act 56, **House Bill No. 1687-70** as Act 57, **Senate Bill No. 266** as Act 58, **Senate Bill No. 1230-70** as Act 59, **Senate Bill No. 1574-70** as Act 60, **Senate Bill No. 1983-70** as Act 61 and **Senate Bill No. 2002-70** as Act 62.

Gov. Mess. No. 82 from John A. Burns, Governor of Hawaii, informing the House that he had signed the following bills on June 12, 1970: **House Bill No. 659** as Act 63, **House Bill No. 741** as Act 64, **House Bill No. 1264-70** as Act 65, **House Bill No. 1314-70** as Act 66, **House Bill No. 1934-70** as Act 67, **House Bill No. 2115-70** as Act 68, **Senate Bill No. 457** as Act 69, **Senate Bill No. 1252-70** as Act 70, **Senate Bill No. 1584-70** as Act 71, **Senate Bill No. 1699-70** as Act 72, **Senate Bill No. 1743-70** as Act 73, **Senate Bill No. 1982-70** as Act 74 and **Senate Bill No. 1991-70** as Act 75 and the following bills on June 13, 1970: **Senate Bill No. 1664-70** as Act 76, **Senate Bill No. 1836-70** as Act 77, **House Bill No. 1370-70** as Act 78, **House Bill No. 1424-70** as Act 79, **House Bill No. 1603-70** as Act 80, **House Bill No. 1798-70** as Act 81, **House Bill No. 2146-70** as Act 82, **Senate Bill No. 1196-70** as Act 83 and **Senate Bill No. 1670-70** as Act 84.

Gov. Mess. No. 83 from John A. Burns, Governor of Hawaii, informing the House that he had signed the following bills on June 15, 1970: **House Bill No. 1924-70** as Act 85, **House Bill No. 2067-70** as Act 86, **House Bill No. 2112-70** as Act 87 and **House Bill No. 1444-70** as Act 88.

Gov. Mess. No. 84 from John A. Burns, Governor of Hawaii, informing the House that he had signed the following bills on June 16, 1970: **Senate Bill No. 1410-70** as Act 89, **House Bill No. 1754-70** as Act 90, **Senate Bill No. 408** as Act 91, **Senate Bill No. 1134-70** as Act 92, **Senate Bill No. 1550-70** as Act 93, **House Bill No. 2002-70** as Act 94, **Senate Bill No. 1169-70** as Act 95, **Senate Bill No. 1286-70** as Act 96, **Senate Bill No. 1810-70** as Act 97, **Senate Bill No. 1975-70** as Act 98 and **Senate Bill No. 1583-70** as Act 99.

Gov. Mess. No. 85 from John A. Burns, Governor of Hawaii, informing the House that he had signed the following bills on June 18, 1970: **House Bill No. 273** as Act 100, **House Bill No. 974** as Act 101, **House Bill No. 1411-70** as Act 102 and **Senate Bill No. 1992-70** as Act 103.

Gov. Mess. No. 86 from John A. Burns, Governor of Hawaii, as follows:

“State of Hawaii
Executive Chambers
Honolulu

June 19, 1970

Statement of Objections to
House Bill No. 1930-70

Honorable Members
Fifth Legislature
State of Hawaii

Pursuant to Section 17, Article III of the Constitution of the State of Hawaii, I am returning herewith without my approval, **House Bill No. 1930-70**, entitled ‘A BILL FOR AN ACT RELATING TO IMPROVEMENTS BY ASSESSMENTS.’

This bill was intended to amend Chapter

67, Hawaii Revised Statutes, to correct deficiencies in the existing laws relating to improvements by assessments, and to grant discretionary powers to the county councils which, if utilized, can increase the marketability of improvement district bonds. The bill, however, is constitutionally defective as it is in violation of Section 1, Article VII of the Constitution of the State of Hawaii.

Section 1, Article VII of the Hawaii Constitution provides, in pertinent part, that: ‘Each political subdivision shall have and exercise such powers as shall be conferred under general laws.’

This bill relates to improvements by assessments in the Counties of Hawaii, Maui, and Kauai. However, the bill does not apply to the City and County of Honolulu. Legislation which purports to confer powers on a particular county or counties, but not to all, is a special law and would be in violation of Section 1, Article VII of the Hawaii Constitution.

Furthermore, this bill affects the issuance and marketability of improvement district bonds. Any question concerning the legality of the issuance of such bonds will adversely affect their marketability. Hence, the validity of a bill authorizing their issuance should be clear and unquestioned.

For the foregoing reasons, I am returning **House Bill No. 1930-70** without my approval.

However, it is my view that the purpose of the bill has merit and therefore suggest further consideration thereof during the next legislative session to insure the enactment of a valid bill relating to improvements by assessments undertaken by the counties.

Respectfully,

/s/ John A. Burns

JOHN A. BURNS
Governor of Hawaii”

“PROCLAMATION

WHEREAS, under Section 17 of Article III of the Constitution of the State of Hawaii the governor is required to give notice, by a proclamation, of his disapproval of any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine die of the legislature; and

WHEREAS, **House Bill No. 1930-70**, entitled ‘A BILL FOR AN ACT RELATING TO IMPROVEMENTS BY ASSESSMENTS’, passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, **House Bill No. 1930-70** is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, JOHN A. BURNS, Governor of the State of Hawaii, hereby issue this proclamation pursuant to the provisions of Section 17 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return **House Bill No. 1930-70** with my objections thereon to the legislature as provided by said Section 17 of Article III of the Constitution of the State of Hawaii.

Done at Hawaii State Capitol,
Honolulu, State of Hawaii,
this 19th day of June, 1970.

/s/ John A. Burns

JOHN A. BURNS
Governor of Hawaii”

Gov. Mess. No. 87 from John A. Burns, Governor of Hawaii, informing the House that he had signed the following bills on June 19, 1970: **House Bill No. 1380-70** as Act 104, **House Bill No. 397** as Act 105, **House Bill No. 1274-70** as Act 106, **Senate Bill No. 1140-70** as Act 107, **Senate Bill No. 1153-70** as Act 108, **Senate Bill No. 1626-70** as Act 109, **Senate Bill No. 1910-70** as Act 110, **House Bill No. 1773-70** as Act 111 and **House Bill No. 1922-70** as Act 112.

Gov. Mess. No. 88 from John A. Burns, Governor of Hawaii, informing the House

that he had signed the following bills on June 19, 1970: **House Bill No. 540** as Act 113, **House Bill No. 1405-70** as Act 114, **House Bill No. 1457-70** as Act 115, **House Bill No. 1795-70** as Act 116, **House Bill No. 1857-70** as Act 117, **House Bill No. 1870-70** as Act 118, **House Bill No. 2105-70** as Act 119, **House Bill No. 2114-70** as Act 120, **House Bill No. 2142-70** as Act 121, **Senate Bill No. 215** as Act 122, **Senate Bill No. 1221-70** as Act 123, **Senate Bill No. 1342-70** as Act 124, **Senate Bill No. 1344-70** as Act 125, **Senate Bill No. 1417-70** as Act 126, **Senate Bill No. 1520-70** as Act 127, **Senate Bill No. 1577-70** as Act 128, **Senate Bill No. 1676-70** as Act 129, **Senate Bill No. 1728-70** as Act 130 and **Senate Bill No. 1840-70** as Act 131.

Gov. Mess. No. 89 from John A. Burns, Governor of Hawaii, informing the House that he had signed the following bills on June 22, 1970: **Senate Bill No. 1132-70** as Act 132, **Senate Bill No. 986** as Act 133, **Senate Bill No. 1007** as Act 134, **Senate Bill No. 1136-70** as Act 135, **Senate Bill No. 1139-70** as Act 136, **Senate Bill No. 1157-70** as Act 137, **Senate Bill No. 1405-70** as Act 138, **Senate Bill No. 1971-70** as Act 139, **Senate Bill No. 1745-70** as Act 140, **House Bill No. 340** as Act 141, **House Bill No. 629** as Act 142, **House Bill No. 1291-70** as Act 143, **House Bill No. 1293-70** as Act 144, **House Bill No. 1515-70** as Act 145, **House Bill No. 1900-70** as Act 146 and **House Bill No. 2046-70** as Act 147.

Gov. Mess. No. 90 from John A. Burns, Governor of Hawaii, as follows:

“State of Hawaii
Executive Chambers
Honolulu

June 22, 1970

Statement of Objections to
House Bill No. 2023-70

Honorable Members
Fifth Legislature
State of Hawaii

Pursuant to Section 17, Article III of the Constitution of the State of Hawaii,

I am returning herewith without my approval **House Bill No. 2023-70** entitled, 'A BILL FOR AN ACT RELATING TO THE COUNTY OF HAWAII'.

This bill proposes to repeal Parts II and III of Chapter 64, Hawaii Revised Statutes, relating to disposal of property and the purchasing of materials, supplies and equipment by the County of Hawaii. **House Bill No. 2023-70** also adds a new section to Part I of Chapter 64, Hawaii Revised Statutes, granting to the director of finance of the County of Hawaii responsibility for procuring all materials, supplies, equipment and services required by the county.

I have been informed by the Attorney General that since **House Bill No. 2023-70** specifically applies only to the County of Hawaii, it is a special or local law in violation of the general laws provision of Section I of Article VII of the State Constitution, which provides that:

'The legislature shall create counties, and may create other political subdivisions within the State, and provide for the government thereof. Each political subdivision shall have and exercise such powers as shall be conferred under general laws.'

The legislative committee reports indicate that a purpose of the bill was to conform the Hawaii Revised Statutes to conflicting provisions in the Hawaii County Charter. However, pursuant to section 50-10, Hawaii Revised Statutes, provisions in the Hawaii County Charter supersede conflicting statutory provisions such as Chapter 64, Hawaii Revised Statutes. Therefore, repeal of such statutory provisions is not legally necessary.

For the reasons stated above, I am returning **House Bill No. 2023-70** without my approval.

Respectfully,

/s/ John A. Burns

JOHN A. BURNS
Governor of Hawaii''

“PROCLAMATION

WHEREAS, under Section 17 of Article III of the Constitution of the State of Hawaii, The Governor is required to give notice, by a proclamation, of his plan to return with his objections any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine die of the legislature; and

WHEREAS, **House Bill No. 2023-70**, entitled 'A BILL FOR AN ACT RELATING TO THE COUNTY OF HAWAII', passed by the legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, **House Bill No. 2023-70** is unacceptable for the reasons set forth in my Statement of Objections;

NOW, THEREFORE, I JOHN A. BURNS, Governor of the State of Hawaii, hereby issue this proclamation pursuant to the provisions of Section 17 of Article III of the Constitution, giving notice of my plan to return **House Bill No. 2023-70** with my objections thereon to the legislature as provided by said Section 17 of Article III of the Constitution.

Done at the Hawaii State Capitol,
Honolulu, Hawaii, this
29th day of June, 1970.

/s/ John A. Burns

JOHN A. BURNS
Governor of Hawaii''

Gov. Mess. No. 91 from John A. Burns,
Governor of Hawaii, as follows:

“State of Hawaii
Executive Chambers
Honolulu

June 23, 1970

Statement of Objections to
Senate Bill No. 1217-70

Honorable Members
Fifth Legislature
State of Hawaii

Pursuant to Section 17, Article III of the Constitution of the State of Hawaii, I am returning herewith without my approval, **Senate Bill No. 1217-70**, entitled 'A BILL FOR AN ACT RELATING TO NONRESIDENT TUITION AT THE UNIVERSITY OF HAWAII.'

This bill amends the law relating to tuition fees at the University of Hawaii. The nonresident tuition law enacted during the 1969 session exempts employees of the University, their spouses and dependents from the nonresident tuition. This bill would grant, in addition, an exemption to all full-time State employees.

This bill originated as an Administration measure and as originally drafted exempted all State employees and their spouses and dependents from the nonresident tuition.

I am unable to approve this bill as amended for the following reasons:

a. The bill would not fully accomplish the result for which it was intended. The nonresident tuition law enacted a year ago has the effect of discouraging a prospective nonresident employee from accepting a job with the State because he, his spouse, and dependents will have to pay the nonresident tuition at the University of Hawaii. Granting an exemption only to the employee, as this bill does, would not solve the situation, since in many instances it is the employee's spouse or dependent who would be attending the University and they would be subject to the nonresident tuition.

b. The bill would continue the discriminatory practice wherein the resident tuition would be applied to the spouse and dependents of Employee A who works for the University and the nonresident tuition would be applied to the spouse and dependents of Employee B who works for any other State department, even though both employees do not satisfy the one-year residency requirement. I can see no justification for the difference in treatment in the examples cited above. Eliminating the discrimination as it applies to the employee himself does not, in my mind, go far enough.

For the foregoing reasons, I am returning **Senate Bill No. 1217-70** without my approval.

Respectfully,

/s/ John A. Burns

JOHN A. BURNS
Governor of Hawaii''

“PROCLAMATION

WHEREAS, under section 17 of Article III of the Constitution of the State of Hawaii the governor is required to give notice, by a proclamation, of his disapproval of any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine die of the legislature; and

WHEREAS, **Senate Bill No. 1217-70**, entitled 'A BILL FOR AN ACT RELATING TO NONRESIDENT TUITION AT THE UNIVERSITY OF HAWAII', passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, **Senate Bill No. 1217-70** is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, JOHN A. BURNS, Governor of the State of Hawaii, hereby issue this proclamation pursuant to the provisions of section 17 of Article III of the Constitution, giving notice of my plan to return **Senate Bill No. 1217-70** with my objections thereon to the legislature as provided by said section 17 of Article III of the Constitution of the State of Hawaii.

Done at Hawaii State Capitol,
Honolulu, State of Hawaii,
this 2nd day of July, 1970.

/s/ John A. Burns

JOHN A. BURNS
Governor of Hawaii''

Gov. Mess. No. 92 from John A. Burns,

Governor of Hawaii, informing the House that he signed the following bills on June 23, 1970: **House Bill No. 1308-70** as Act 148, **House Bill No. 1321-70** as Act 149, **House Bill No. 1521-70** as Act 150, **House Bill No. 1596-70** as Act 151, **House Bill No. 1735-70** as Act 152, **Senate Bill No. 1255-70** as Act 153, **Senate Bill No. 1261-70** as Act 154, **Senate Bill No. 1911-70** as Act 155, **House Bill No. 200** as Act 156, **House Bill No. 657** as Act 157, **House Bill No. 1440-70** as Act 158, **House Bill No. 1453-70** as Act 159, **House Bill No. 1679-70** as Act 160, **Senate Bill No. 327** as Act 161, **Senate Bill No. 1244-70** as Act 162, **Senate Bill No. 1675-70** as Act 163 and **Senate Bill No. 1793-70** as Act 164.

Gov. Mess. No. 93 from John A. Burns, Governor of Hawaii, informing the House that he signed the following bills on June 25, 1970: **House Bill No. 1597-70** as Act 165 and **Senate Bill No. 1977-70** as Act 166.

Gov. Mess. No. 94 from John A. Burns, Governor of Hawaii, informing the House that he signed the following bills on June 29, 1970: **Senate Bill No. 1865-70** as Act 167, **Senate Bill No. 1650-70** as Act 168, **House Bill No. 1925-70** as Act 169 and **Senate Bill No. 1283-70** as Act 170.

Gov. Mess. No. 95 from John A. Burns, Governor of Hawaii, as follows:

"State of Hawaii
Executive Chambers
Honolulu

July 2, 1970

Statement of Objections to
House Bill No. 1931-70

Honorable Members
Fifth Legislature
State of Hawaii

Pursuant to section 17, Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, **House Bill No. 1931-70**, entitled 'A BILL FOR AN ACT RELATING TO INJURIES SUSTAINED IN TAXICABS.'

The purpose of said bill is to require

drivers of taxicabs in counties with a population in excess of 100,000 to deliver to any person, who sustains or complains of injury to his person or property while a passenger, a written statement setting forth the names and addresses of the driver and the registered owner of the taxicab. If the driver fails to provide such written statement, this bill imposes criminal sanctions of a \$1,000 fine and/or imprisonment of not more than one year, on both the driver and the registered owner. Administration and enforcement of the bill are made the responsibility of the Public Utilities Commission.

Presently, the Taxi Control Bureau of the Honolulu Police Department administers and regulates taxicab operations. Under such regulation, a taxicab operator must display an identification card, clearly visible, in the vehicle naming the driver and owner. This information is also readily available at the Honolulu Police Department through license plate numbers, cab identification numbers, etc.

Furthermore, I am advised that the civil doctrine that a principal is bound by the acts of his agent has no application to criminal law because the requisite criminal intent cannot be imputed to a principal through an agent unless directed or authorized by the principal. This bill, however, would impute such intent to the owner regardless of whether the driver acted under his direction or not.

Inasmuch as enactment of this bill (1) would result in a duplication of services by the Honolulu Police Department and the Public Utilities Commission and impose administrative burdens without corresponding public benefits, and (2) would impute criminal intent under circumstances which cannot be legally sustained, I am returning **House Bill No. 1931-70** without my approval.

Respectfully,

/s/ John A. Burns

JOHN A. BURNS
Governor of Hawaii"

“PROCLAMATION

WHEREAS, under Section 17 of Article III of the Constitution of the State of Hawaii, the governor is required to give notice, by a proclamation, of his plan to return with his objections any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine die of the legislature; and

WHEREAS, **House Bill No. 1931-70** entitled ‘A BILL FOR AN ACT RELATING TO INJURIES SUSTAINED IN TAXICABS,’ passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, **House Bill No. 1931-70** is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, JOHN A. BURNS, Governor of the State of Hawaii, hereby issue this proclamation pursuant to the provisions of Section 17 of Article III of the Constitution, giving notice of my plan to return **House Bill No. 1931-70** with my objections thereon to the legislature as provided by said Section 17 of Article III of the Constitution of the State of Hawaii.

Done at Hawaii State Capitol,
Honolulu, State of Hawaii,
this 2nd day of July, 1970.

/s/ John A. Burns

JOHN A. BURNS
Governor of Hawaii”

Gov. Mess. No. 96 from John A. Burns,
Governor of Hawaii, as follows:

“State of Hawaii
Executive Chambers
Honolulu

July 1, 1970

Statement of Objections to
House Bill No. 111

Honorable Members
Fifth Legislature
State of Hawaii

Pursuant to Section 17, Article III of the Constitution of the State of Hawaii, I am returning herewith without my approval, **House Bill No. 111**, entitled ‘A BILL FOR AN ACT RELATING TO THE STANDARDS OF CONDUCT FOR STATE LEGISLATORS AND EMPLOYEES.’

This bill seeks to strengthen the State Ethics law, enacted in 1967, regarding transactions involving the State and, in particular, with respect to appearances by employees and legislators acting on behalf of private interests before State agencies.

Under the present law, only employees are prohibited from appearing on behalf of private interests before State agencies, and only where such employees would receive compensation that is contingent upon action of the State agency.

House Bill No. 111 expands the standards of conduct to include legislators and their associates with reference to appearances before State agencies. The bill also prohibits an employee from assisting any person on matters in which he participated as an employee, or from assisting any person in a representative capacity for a fee or other consideration on any matter before the State agency of which he is an employee where it can be reasonably inferred that his status as an employee would give him an undue advantage. Further, appearances by a former employee or legislator before agencies with which such employee or legislator had served, within one year subsequent to the termination of service, on behalf of a private interest for a fee or other consideration, would be prohibited where it can be inferred that the former status would give him an undue advantage. Violation of this latter provision is made a misdemeanor.

Under **House Bill No. 111** what constitutes an ‘undue advantage’ is not defined. I have been informed by the Attorney General that generally to meet the due process requirements of the Constitution, a criminal statute must be sufficiently definite and certain to inform the citizen of the acts prohibited. In the instant case the lack of standards in determining

'undue advantage' under **House Bill No. 111** objectionable on the ground of vagueness.

Moreover, it is noted that under Chapter 84, Hawaii Revised Statutes, an employee is defined as:

'. . . any nominated, appointed, or elected officer or employee of the State, including members of boards, commissions, and committees, and employees under contract to the State, but excluding legislators, justices, judges, and magistrates.'

I feel that all employees whether members of boards and commissions, contractual employees or otherwise are entitled to know specifically what acts are prohibited under **House Bill No. 111**, without the necessity of having to guess at the prohibited acts and taking the chance that they could have been wrong.

In addition, the prohibition against appearing before the State agency with which they had served seems to apply even to employees and legislators who may have left government service prior to the enactment of **H. B. No. 111**. If that is the intent, not only would **H. B. No. 111** be patently unfair to such individuals but there would be serious questions regarding the validity of the bill.

For the foregoing reasons, I am returning **House Bill No. 111** without my approval.

Respectfully,

/s/ John A. Burns

JOHN A. BURNS
Governor of Hawaii"

"PROCLAMATION

WHEREAS, under Section 17 of Article III of the Constitution of the State of Hawaii, the governor is required to give notice, by a proclamation, of his disapproval of any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine

die of the legislature; and

WHEREAS, **House Bill No. 111**, entitled 'A BILL FOR AN ACT RELATING TO THE STANDARDS OF CONDUCT FOR STATE LEGISLATORS AND EMPLOYEES', passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, **House Bill No. 111** is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, JOHN A. BURNS, Governor of the State of Hawaii, hereby issue this proclamation pursuant to the provisions of Section 17 of Article III of the Constitution, giving notice of my plan to return **House Bill No. 111** with my objections thereon to the legislature as provided by said Section 17 of Article III of the Constitution of the State of Hawaii.

Done at Hawaii State Capitol,
Honolulu, State of Hawaii,
this 2nd day of July, 1970.

/s/ John A. Burns

JOHN A. BURNS
Governor of Hawaii"

Gov. Mess. No. 97 from John A. Burns, Governor of Hawaii, as follows:

"State of Hawaii
Executive Chambers
Honolulu

June 29, 1970

Statement of Objections to
House Bill No. 1944-70

Honorable Members
Fifth Legislature
State of Hawaii

Pursuant to Section 17, Article III of the Constitution of the State of Hawaii, I am returning herewith without my approval. **H. B. No. 1944-70**, entitled 'A

BILL FOR AN ACT RELATING TO A CLASSIFICATION COMMITTEE FOR HAWAII STATE CORRECTIONAL FACILITIES.'

The purpose of this bill is to provide for the establishment and composition of a classification committee for the Hawaii State correctional facilities to classify inmates for purposes of the various correctional programs.

It is my belief that the establishment of a classification committee for the purpose of classifying inmates within the State's correctional system is basically an administrative function. This view is borne out by the fact that the Department of Social Services and Housing has had such a committee in each of the facilities in the Correction Division for a number of years. Moreover, these committees have been effectively performing the very function contemplated by **H. B. No. 1944-70**.

In establishing the classification committee, **H. B. No. 1944-70** provides for a fixed composition of membership and that the committee's classification of inmates shall be final. However, it is noted that the responsibility and accountability for the correctional program is vested in the Director of the Department of Social Services and Housing. Making the committee's classification final is contrary to the concept of responsibility and accountability vested in the Director and undermines the administration of the correctional program. Furthermore, changing correctional philosophy and diverse needs of inmates make it imperative that there be administrative flexibility in this area of discipline and rehabilitation of inmates.

For the foregoing reasons, I am returning **H. B. No. 1944-70** without my approval.

Respectfully,

/s/ John A. Burns

JOHN A. BURNS
Governor of Hawaii"

“**PROCLAMATION**

WHEREAS, under Section 17 of Article

III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of his disapproval of any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine die of the legislature; and

WHEREAS, **House Bill No. 1944-70**, entitled 'A BILL FOR AN ACT RELATING TO A CLASSIFICATION COMMITTEE FOR HAWAII STATE CORRECTIONAL FACILITIES', passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, **House Bill No. 1944-70** is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, JOHN A. BURNS, Governor of the State of Hawaii, hereby issue this proclamation pursuant to the provisions of Section 17 of Article III of the Constitution, giving notice of my plan to return **House Bill No. 1944-70** with my objections thereon to the legislature as provided by said Section 17 of Article III of the Constitution of the State of Hawaii.

Done at Hawaii State Capitol,
Honolulu, State of Hawaii,
this 2nd day of July, 1970.

/s/ John A. Burns

JOHN A. BURNS
Governor of Hawaii"

Gov. Mess. No. 98 from John A. Burns, Governor of Hawaii, as follows:

“State of Hawaii
Executive Chambers
Honolulu

July 2, 1970

Statement of Objections to
House Bill No. 2162-70

Honorable Members
Fifth Legislature
State of Hawaii

Pursuant to Section 17, Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, **House Bill No. 2162-70**, entitled 'A BILL FOR AN ACT AMENDING CHAPTER 46, HAWAII REVISED STATUTES, BY PROVIDING PROCEDURES FOR THE AMENDMENT OF THE GENERAL PLAN AND ZONING ORDINANCES OF ALL COUNTIES AND DISSEMINATION OF INFORMATION IN RESPECT THERETO.'

The primary purpose of this bill is to provide a uniform statutory procedure by which amendments to the general plans and zoning ordinances of the several counties may be validly made. As you are well aware, confusion exists as to the precise procedures necessary to assure the validity of amendments made to county general plans as a result of a recent Supreme Court decision, commonly known as the Dalton case. **House Bill No. 2162-70** sets out in detail these necessary precise procedures.

Among other matters, the bill provides that either the planning director, the council or any interested person may initiate a proposed amendment to a county general plan. Council initiated amendments are to be referred to the planning commission which is then required to hold a public hearing upon the matter and to submit its written recommendations through the mayor to the council within 30 days after the close of the public hearing. If the council desires any change or addition to the proposed amendment, it is required to refer the matter back to the planning commission which is then required to submit its further recommendations thereon within a period of 30 days following reference. As to amendments submitted by any interested person, the planning director is required to refer the same with his recommendations to the planning commission for consideration within 60 days following the receipt of the proposed amendment.

I have received many communications both for and against the enactment of **House Bill No. 2162-70**. A major criticism of the bill from many sources, including

the mayors and planning directors of all counties, is that the 30-day and 60-day periods for the planning commission and the planning director to gather data, to prepare necessary studies, to obtain public reactions, and to submit their respective recommendations as required by the bill, will be unreasonably burdensome in many cases where large and complicated amendments to the general plan are under consideration.

Although the 30-day and 60-day periods within which action must be taken by the planning commission and the planning director might be burdensome in certain cases, I do believe that the imposition of time limits within which a governmental agency should take action on matters pending before it has merit.

The bill and the committee reports suggest that there is frustration and dissatisfaction with the time required in processing general plan amendments and in the disposition by the planning director of requests made to him for initiation of general plan amendments. This bill appears in part to be a reaction thereto. These frustrations and dissatisfactions might be met by imposing reasonable time limits on actions by the director and commission and by requiring full and periodic disclosures by the planning director of disposition of requests made to him and the reasons therefor.

Another complaint about **H. B. No. 2162-70** which I believe merits the reconsideration of the Legislature is the inclusion of landowners and lessees among those having the legal right to initiate general plan amendments. It may be that this is contrary to a point implicit in the county charters that planning is a professional discipline requiring knowledge and application of physical, economic, social, cultural, aesthetic and other factors, and may allow political and other pressures to play too heavy a role in planning the future of our communities.

In spite of the criticisms stated above and other minor apparent imperfections in **H. B. No. 2162-70**, I might have been persuaded to allow the bill to be enacted into

law in view of the considerable distress currently existing among those seeking to build because of the confusion in the precise procedures necessary for the valid adoption of amendments to county general plans.

I appreciate the intent of this particular piece of legislation as it affects our many thousands of small landowners. It is most regrettable that this measure has been misnamed the 'developer's bill' by the press.

The so-called 'big developers' have less to gain from this measure than the many owners of small parcels of land who do not have the economic resources for a comprehensive review of their holdings. They are the ones who really suffer from delays in getting approval for county general plan amendments. They cannot afford heavy legal fees to cut through the mass of red tape that so frequently frustrates the small landowner.

However, I have been assured by the mayors of all the counties within the State that they will expeditiously initiate action to formulate procedures at the county level to alleviate the existing confusion.

It may be that in attempting to meet current dissatisfaction with the situation existing on Oahu as a result of the Dalton decision, **H. B. No. 2162-70** may constitute an over-reaction to Oahu's problem, as to which reconsideration by the Legislature may be in order.

For the foregoing reasons, I am returning **House Bill No. 2162-70** without my approval.

Respectfully,

/s/ John A. Burns

JOHN A. BURNS
Governor of Hawaii"

"PROCLAMATION

WHEREAS, under Section 17 of Article III of the Constitution of the State of Hawaii, the governor is required to give

notice, by a proclamation, of his plan to return with his objections any bill presented to him less than ten days before adjournment sine die or presented to him after adjournment sine die of the legislature; and

WHEREAS, **House Bill No. 2162-70**, entitled 'A BILL FOR AN ACT AMENDING CHAPTER 46, HAWAII REVISED STATUTES, BY PROVIDING PROCEDURES FOR THE AMENDMENT OF THE GENERAL PLAN AND ZONING ORDINANCES OF ALL COUNTIES AND DISSEMINATION OF INFORMATION IN RESPECT THERETO', passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, **House Bill No. 2162-70** is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, JOHN A. BURNS, Governor of the State of Hawaii, hereby issue this proclamation pursuant to the provisions of Section 17 of Article III of the Constitution, giving notice of my plan to return **House Bill No. 2162-70** with my objections thereon to the legislature as provided by said Section 17 of Article III of the Constitution of the State of Hawaii.

Done at Hawaii State Capitol,
Honolulu, State of Hawaii,
this 2nd day of July, 1970.

/s/ John A. Burns

JOHN A. BURNS
Governor of Hawaii"

Gov. Mess. No. 99 from John A. Burns, Governor of Hawaii, informing the House that he had signed the following bills on June 30, 1970: **Senate Bill No. 1696-70** as Act 171, **House Bill No. 1265-70** as Act 172, **House Bill No. 2103-70** as Act 173, **House Bill No. 1908-70** as Act 174, **House Bill No. 1260-70** as Act 175, **House Bill No. 1026** as Act 176, **Senate Bill No. 1981-70** as Act 177, **Senate Bill No. 1772-70** as Act 178, **House Bill No. 1979-70** as Act 179, **House Bill No. 1267-70** as Act 180, **House Bill No.**

1817-70 as Act 181, **House Bill No. 13** as Act 182, **Senate Bill No. 1282-70** as Act 183, **Senate Bill No. 1706-70** as Act 184, **House Bill No. 1829-70** as Act 185, **House Bill No. 1916-70** as Act 186, **Senate Bill No. 1131-70** as Act 187, **Senate Bill No. 603** as Act 188 and **Senate Bill No. 1774-70** as Act 189, and the following bills on July 2, 1970: **Senate Bill No. 174** as Act 190, **Senate Bill No. 815** as Act 191, **Senate Bill No. 1170-70** as Act 192, **Senate Bill No. 1262-70** as Act 193, **Senate Bill No. 1329-70** as Act 194, **Senate Bill No. 1566-70** as Act 195, **Senate Bill No. 1920-70** as Act 196, **Senate Bill No. 1921-70** as Act 197, **House Bill No. 65** as Act 198, **House Bill No. 436** as Act 199, **House Bill No. 449** as Act 200, **House Bill No. 1446-70** as Act 201, **House Bill No. 2093-70** as Act 202, **House Bill No. 1569-70** as Act 203, **House Bill No. 1791-70** as Act 204, **House Bill No. 1800-70** as Act 205, **House Bill No. 1993-70** as Act 206 and **House Bill No. 2003-70** as Act 207.

Gov. Mess. No. 100 from John A. Burns,

Governor of Hawaii, informing the House that he had signed **Senate Bill No. 1746-70** as Act 208 on July 9, 1970.

Gov. Mess. No. 101 from John A. Burns, Governor of Hawaii, informing the House that he had signed **House Bill No. 1602-70** as Act 209, **House Bill No. 1926-70** as Act 210 and **House Bill No. 2092-70** as Act 211 on July 11, 1970, and **House Bill No. 1664-70** as Act 212 on July 12, 1970.

Gov. Mess. No. 102 from John A. Burns, Governor of Hawaii, informing the House that he had signed **Senate Bill No. 1559-70** as Act 213 on July 16, 1970.

Gov. Mess. No. 103 from John A. Burns, Governor of Hawaii informing the House that **House Bill No. 653** automatically became Act 214 without his signature on July 17, 1970, pursuant to the provisions of Article III, Section 17 of the Hawaii State Constitution.

**DEPARTMENTAL COMMUNICATIONS RECEIVED
AFTER THE ADJOURNMENT OF THE
LEGISLATURE SINE DIE**

Dept. Com. No. 38 from Sunao Kido, Chairman and Member, Department of Land and Natural Resources, acknowledging receipt of **House Resolution No. 144**.

Dept. Com. No. 39 from KeNam Kim, State Comptroller, acknowledging receipt of a certified copy of **House Resolution No. 368**.

Dept. Com. No. 40 from Sunao Kido, Chairman and Member, Department of Land and Natural Resources, acknowledging receipt of **House Resolutions Nos. 12, 171, 187 and 354**.

Dept. Com. No. 41 from Richard E. Ando, M.D., Chairman, Board of Educa-

tion, acknowledging receipt of a certified copy of **House Resolution No. 359**.

Dept. Com. No. 42 from Leonard D. Tuthill, Provost, Leeward Community College, expressing appreciation for the support given to the community colleges, specifically Leeward, during the Regular Session of 1970.

Dept. Com. No. 43 from Edwin H. Honda, Director, Department of Regulatory Agencies, acknowledging receipt of **House Resolution No. 408**.

Dept. Com. No. 44 from KeNam Kim, State Comptroller, acknowledging receipt of a certified copy of **House Resolution No. 402**.

**MISCELLANEOUS COMMUNICATIONS RECEIVED
AFTER THE ADJOURNMENT OF THE
LEGISLATURE SINE DIE**

Misc. Com. No. 163 from Spark Matsunaga, Member of Congress, acknowledging receipt of a certified copy of **House Concurrent Resolution No. 25.**

Misc. Com. No. 164 from Patsy T. Mink, Member of Congress, acknowledging receipt of a copy of **House Concurrent Resolution No. 25.**

Misc. Com. No. 165 from Patsy T. Mink, Member of Congress, acknowledging receipt of a copy of **Senate Concurrent Resolution No. 23.**

Misc. Com. No. 166 from Patsy T. Mink, Member of Congress, acknowledging receipt of a copy of **House Concurrent Resolution No. 24.**

Misc. Com. No. 167 from Patsy T. Mink, Member of Congress, acknowledging receipt of a copy of **House Resolution No. 115.**

Misc. Com. No. 168 from Patsy T. Mink, Member of Congress, acknowledging receipt of a copy of **Senate Concurrent Resolution No. 16.**

Misc. Com. No. 169 from Patsy T. Mink, Member of Congress, acknowledging receipt of **House Resolution No. 232.**

Misc. Com. No. 170 from Spark Matsunaga, Member of Congress, transmitting a copy of letter from Edward J. Sheridan, Deputy Assistant Secretary of Defense, relating to providing more housing on Federal properties in Hawaii for its service personnel and dependents.

Misc. Com. No. 171 from Patsy T. Mink, Member of Congress, acknowledging receipt of a copy of **House Concurrent Resolution No. 33.**

Misc. Com. No. 172 from Hiram L. Fong, United States Senator, acknowledging receipt of a certified copy of **House Concurrent Resolution No. 110.**

Misc. Com. No. 173 from Noble M. Melencamp, Staff Assistant to the President, acknowledging receipt of a certified copy of **House Resolution No. 382.**

Misc. Com. No. 174 from John W. McCormack, Speaker of the United States House of Representatives, acknowledging receipt of a certified copy of **House Resolution No. 45.**

Misc. Com. No. 175 from Hiram L. Fong, United States Senator, acknowledging receipt of a copy of **House Concurrent Resolution No. 124.**

Misc. Com. No. 176 from Eileen K. Lota, City Clerk, City and County of Honolulu, acknowledging receipt of a certified copy of **House Resolution No. 381.**

Misc. Com. No. 177 from Noble M. Melencamp, Staff Assistant to the President, acknowledging receipt of a certified copy of **House Concurrent Resolution No. 124.**

Misc. Com. No. 178 from Harold F. Wolin, Executive Secretary, National Conference on Weights and Measures, acknowledging receipt of a certified copy of **House Concurrent Resolution No. 121.**

Misc. Com. No. 179 from Francis Keala, Chief of Police, City and County of Honolulu, acknowledging receipt of a certified copy of **House Resolution No. 350.**

Misc. Com. No. 180 from David S. Nahm, Staff Executive for Spark M. Matsunaga, Member of Congress, acknowledging receipt of a copy of **House Resolution No. 45.**

Misc. Com. No. 181 from Fred R. Harris, United States Senator, acknowledging receipt of a copy of **House Concurrent Resolution No. 110.**

Misc. Com. No. 182 from Patsy T. Mink, Member of Congress, acknowledging

receipt of a copy of **Senate Concurrent Resolution No. 25**.

Misc. Com. No. 183 from Patsy T. Mink, Member of Congress, acknowledging receipt of a copy of **Senate Concurrent Resolution No. 26**.

Misc. Com. No. 184 from Patsy T. Mink, Member of Congress, acknowledging receipt of a copy of **House Resolution No. 45**.

Misc. Com. No. 185 from Patsy T. Mink, Member of Congress, acknowledging receipt of a copy of **Senate Concurrent Resolution No. 20**.

Misc. Com. No. 186 from Noble M. Melencamp, Staff Assistant to the President, acknowledging receipt of a certified copy of **House Resolution No. 45**.

Misc. Com. No. 187 from the family of the late Pedro V. Estomago, Sr., expressing appreciation for the adoption of **House Resolution No. 293**.

Misc. Com. No. 188 from W. J. Mullahey, Director, Hawaii, Central and South Pacific, Pan American World Airways, expressing appreciation for the adoption of **House Resolution No. 380**.

Misc. Com. No. 189 from Spark Matsunaga, Member of Congress, transmitting a copy of letter from G. E. Miller, Rear Admiral, USN, Acting Deputy Chief of Naval Operations (Air) relating to the Kauna Point Range.

Misc. Com. No. 190 from Spark Matsunaga, Member of Congress, acknowledging receipt of a copy of **House Concurrent Resolution No. 110**.

Misc. Com. No. 191 from David S. Nahm, Staff Executive for Spark M. Matsunaga, Member of Congress, acknowledging receipt of a copy of **House Concurrent Resolution No. 124**.

Misc. Com. No. 192 from Shunichi Kimura, Mayor, County of Hawaii, acknowledging receipt of **House Resolution No. 350**.

Misc. Com. No. 193 from Noble M. Melencamp, Staff Assistant to the President, acknowledging receipt of a certified copy of **House Resolution No. 144**.

Misc. Com. No. 194 from Daniel K. Inouye, United States Senator, acknowledging receipt of a copy of **House Concurrent Resolution No. 124**.

Misc. Com. No. 195 from Daniel K. Inouye, United States Senator, acknowledging receipt of a copy of **House Resolution No. 144**.

Misc. Com. No. 196 from Daniel K. Inouye, United States Senator, acknowledging receipt of a copy of **House Resolution No. 45**.

Misc. Com. No. 197 from Hiram L. Fong, United States Senator, acknowledging receipt of a copy of **House Resolution No. 45**.

Misc. Com. No. 198 from Spark Matsunaga, Member of Congress, transmitting a copy of letter from Robert C. Moot, Assistant Secretary of Defense, relating to Federal assistance to the State of Hawaii in caring for the pets of military personnel during the entry quarantine period.

Misc. Com. No. 199 from John A. Hughes, Colonel, Corps of Engineers, District Engineer, Department of the Army, acknowledging receipt of a copy of **House Resolution No. 286**.

Misc. Com. No. 200 from Noble M. Melencamp, Staff Assistant to the President, acknowledging receipt of a copy of House Resolution adopted during the Regular Session of 1970.

Misc. Com. No. 201 from Patsy T. Mink, Member of Congress, acknowledging receipt of a copy of **House Concurrent Resolution No. 124**.

Misc. Com. No. 202 from Patsy T. Mink, Member of Congress, acknowledging receipt of a copy of **State Concurrent Resolution No. 39**.

Misc. Com. No. 203 from Spark Matsunaga,

naga, Member of Congress, acknowledging receipt of a copy of **House Resolution No. 114**.

Misc. Com. No. 204 from Frank F. Fasi, Mayor, City and County of Honolulu, transmitting a report from the City's Traffic Department in response to **House Resolution No. 278**.

Misc. Com. No. 205 from Hiram L. Fong, United States Senator, acknowledging receipt of a certified copy of **House Resolution No. 144**.

Misc. Com. No. 206 from Ferdinand E. Marcos, President of the Philippine Islands, acknowledging receipt of **House Resolution No. 337**.

Misc. Com. No. 207 from N. E. Halaby, President, Pan American World Airways, acknowledging receipt of a copy of **House Resolution No. 259**.

Misc. Com. No. 208 from Shunichi Kimura, Mayor, County of Hawaii, acknowledging receipt of a certified copy of **House Resolution No. 387**.

Misc. Com. No. 209 from Robert E. Jordan, III, Special Assistant to the Secretary of the Army (Civil Functions) acknowledging receipt of a copy of **House Concurrent Resolution No. 104**.

Misc. Com. No. 210 from Sunao Kido, Chairman and Member, Department of Land and Natural Resources, acknowledging receipt of **House Resolutions Nos. 170 and 389**.

Misc. Com. No. 211 from Yoshikazu Matsui, Chairman, Planning Commission, County of Maui, transmitting a copy of a resolution which was adopted by the Planning Commission on May 20, 1970 relative to requesting the Governor to veto **House Bill No. 2162-70**.

Misc. Com. No. 212 from Patsy T. Mink, Member of Congress, acknowledging receipt of a copy of **House Resolution No. 144**.

Misc. Com. No. 213 from Hiram L.

Fong, United States Senator, acknowledging receipt of **House Resolution No. 375**.

Misc. Com. No. 214 from Hiram L. Fong, United States Senator, acknowledging receipt of **House Concurrent Resolution No. 51**.

Misc. Com. No. 215 from N. E. Halaby, President, Pan American World Airways, acknowledging receipt of a certified copy of **House Resolution No. 380**.

Misc. Com. No. 216 from Patsy T. Mink, Member of Congress, acknowledging receipt of a copy of **Senate Concurrent Resolution No. 54**.

Misc. Com. No. 217 from James A. Lovell, Jr., Captain, USN, NASA Astronaut, acknowledging receipt of a copy of **House Resolution No. 112**.

Misc. Com. No. 218 from Hiram L. Fong, United States Senator, transmitting copies of letters from Ned D. Bayley, Director of Science and Education, Department of Agriculture and Robert C. Moot, Assistant Secretary of Defense, relating to the Federal assistance to care for pets of military personnel during the entry quarantine period.

Misc. Com. No. 219 from Spark Matsunaga, Member of Congress, transmitting a copy of letter from Harry L. Phillips, Director, Division of State Agency Cooperation, relating to **House Resolution No. 45**.

Misc. Com. No. 220 from Hiram L. Fong, United States Senator, transmitting a copy of letter from David J. Sencer, M.D., Assistant Surgeon General, Director, Public Health Service, relating to **House Resolution No. 232**.

Misc. Com. No. 221 from Clinton R. Boo, Acting Director, Subsidized Mortgage Insurance Division, acknowledging receipt of **House Concurrent Resolution No. 124**.

Misc. Com. No. 222 from Kenneth K. Yamamoto, County Clerk, County of Kauai, acknowledging receipt of a copy

of **House Resolution No. 387**.

Misc. Com. No. 223 from James S. Ushijima, County Clerk, County of Maui, transmitting a copy of **Resolution No. 153** which was adopted by the Council of the County of Maui on May 1, 1970.

Misc. Com. No. 224 from Spark Matsunaga, Member of Congress, transmitting a copy of letter from Molly Newington, Assistant for Congressional Relations, relating to **House Concurrent Resolution No. 124**.

Misc. Com. No. 225 from Caspar W. Weinberger, Chairman, Federal Trade Commission, acknowledging receipt of a copy of **House Resolution No. 82**.

Misc. Com. No. 226 from Noble M. Melencamp, Staff Assistant to the President, acknowledging receipt of a certified copy of **House Resolution No. 377**.

Misc. Com. No. 227 from Elizabeth S. Hight, Acting Administrator, Food and Nutrition Service, acknowledging receipt

of a copy of **House Concurrent Resolution No. 11**.

Misc. Com. No. 228 from George H. Fallon, Member of Congress, acknowledging receipt of a copy of **House Concurrent Resolution No. 104**.

Misc. Com. No. 229 from Tadashi Suzuki, County Clerk, County of Hawaii, transmitting a certified copy of **Resolution No. 260** which was adopted by the Hawaii County Council on July 1, 1970.

Misc. Com. No. 230 from J. W. Bullock, President, Keehi Sport Fishing Club, requesting improvement of facilities at Keehi Boat Harbor.

Misc. Com. No. 231 from W. Clegg Cole, Clerk, Louisiana House of Representatives, transmitting **House Concurrent Resolution No. 270** which was adopted during the Regular Session of 1970.

Misc. Com. No. 232 from Claude Pepper, Member of Congress, transmitting copies of the Report on Marihuana.