

GOVERNOR'S MESSAGES RECEIVED AFTER THE ADJOURNMENT
OF THE LEGISLATURE SINE DIE

Gov. Msg. No. 75 transmitting copies of the cost items for the collective bargaining agreement which has been negotiated with the Fire Fighters, Unit 11, represented by the Hawaii Fire Fighters Association.

Gov. Msg. No. 76 transmitting copies of the Department of Education's audit report of the Kailua High School Flexible Scheduling Project, 1966-1974, which was prepared in response to Conference Committee Report No. 3 of the Seventh Legislature, Regular Session of 1973.

Gov. Msg. No. 77 transmitting copies of a report prepared by the Teacher Education Coordinating Committee pursuant to Section 304-20, Hawaii Revised Statutes.

Gov. Msg. No. 78 transmitting copies of a report prepared by the Hawaii Advisory Commission on Drug Abuse and Controlled Substances, pursuant to Act 10, Session Laws of Hawaii 1972.

Gov. Msg. No. 79 informing the House that on April 9, 1975, he signed the following bills into law:

Senate Bill No. 559 as Act 4, entitled: "RELATING TO WORKMEN'S COMPENSATION";

Senate Bill No. 1345 as Act 5, entitled: "RELATING TO BOARDS AND COMMISSIONS"; and

House Bill No. 373 as Act 6, entitled: "RELATING TO GENERAL OBLIGATION BONDS OF THE STATE OF HAWAII".

Gov. Msg. No. 80 returning House Bill No. 1779 without his approval, together with his statement of objections relating to the measure which reads as follows:

"STATE OF HAWAII
EXECUTIVE CHAMBERS

April 18, 1975

STATEMENT OF OBJECTIONS
TO HOUSE BILL NO. 1779

Honorable Members
Eighth Legislature
State of Hawaii

Pursuant to section 17 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1779, entitled 'A Bill for an Act Relating to Pension and Retirement Benefits.'

House Bill No. 1779 would change the formula for computing the retirement allowance for service as a member of the Legislature.

The subject matter and language of House Bill No. 1779 raises questions concerning its applicability -- to whom and for what periods of legislative service it would apply -- which have been of concern to certain members of the Legislature.

Further, the Governor's office has received a great number of calls and letters from members of the public expressing their concern and disapproval of House Bill No. 1779. Apparently, this concern has also been expressed to members of the Legislature since I am now in receipt of communications from certain legislators requesting that I veto House Bill No. 1779.

I concur in the concerns expressed by the general public and by the members of the Legislature. Accordingly, I am returning House Bill No. 1779 without my approval.

Respectfully,

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor of Hawaii"

"P R O C L A M A T I O N

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. 1779, entitled 'A Bill for an Act Relating to Pension and Retirement Systems,' passed by the legislature, was presented to the Governor within the

aforementioned period; and

WHEREAS, House Bill No. 1779 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, 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. 1779 with my objections thereon to the legislature as provided by said section 17 of Article III of the Constitution.

DONE at State Capitol,
Honolulu, State of Hawaii,
this 18th day of April,
1975.

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor of Hawaii"

Gov. Msg. No. 81 acknowledging receipt of House Concurrent Resolution 49 requesting recommendations for accomplishing resource recovery from solid wastes.

Gov. Msg. No. 82 informing the House that on April 28, 1975, he signed the following bills into law:

Senate Bill No. 335 as Act 7, entitled: "RELATING TO THE UNIVERSITY OF HAWAII AND REPEALING STATUTORY PROVISIONS PROVIDING FOR THE LAND STUDY PROGRAM AND THE ECONOMIC RESEARCH CENTER";

Senate Bill No. 960 as Act 8, entitled: "RELATING TO THE HAWAII INSURANCE LAW";

Senate Bill No. 966 as Act 9, entitled: "RELATING TO THE HAWAII BICENTENNIAL COMMISSION";

Senate Bill No. 1140 as Act 10, entitled: "RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE";

Senate Bill No. 1303 as Act 11, entitled: "RELATING TO THE LIEN ON PERSONALTY FOR WORK DONE AND MATERIALS FURNISHED";

House Bill No. 606 as Act 12, entitled: "RELATING TO PUBLIC OFFICERS OR EMPLOYEES SERVING ON BOARDS OR COMMISSIONS"; and

House Bill No. 849 as Act 13, entitled: "RELATING TO THE RIGHT OF PURCHASER TO RETURN INSURANCE POLICY WITHOUT OBLIGATION".

Gov. Msg. No. 83 informing the House that on April 29, 1975, he signed the following bills into law:

Senate Bill No. 527 as Act 14, entitled: "RELATING TO THE UNIFORM ACT ON STATUS OF CONVICTED PERSONS";

Senate Bill No. 1656 as Act 15, entitled: "RELATING TO THE PUBLIC EMPLOYEES HEALTH FUND";

Senate Bill No. 1676 as Act 16, entitled: "RELATING TO THE UNIVERSITY OF HAWAII";

House Bill No. 424 as Act 17, entitled: "RELATING TO CREDIT DISABILITY INSURANCE";

House Bill No. 428 as Act 18, entitled: "RELATING TO VIOLATIONS OF THE MOTOR CARRIER LAW";

House Bill No. 857 as Act 19, entitled: "RELATING TO THE FUEL TAX LAW AND AMENDING SECTION 243-4, HAWAII REVISED STATUTES"; and

House Bill No. 1851 as Act 20, entitled: "RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL".

Gov. Msg. No. 84 informing the House that on May 1, 1975, he signed the following bills into law:

Senate Bill No. 165 as Act 21, entitled: "RELATING TO REGULATION OF MORTUARIES";

Senate Bill No. 330 as Act 22, entitled: "RELATING TO STATEWIDE TRAFFIC CODE";

Senate Bill No. 332 as Act 23, entitled: "RELATING TO EXTERIOR MARKINGS ON VEHICLES USED IN CARRYING HAZARDOUS MATERIALS";

Senate Bill No. 443 as Act 24, entitled: "RELATING TO PENAL PROVISION OUTSIDE THE PENAL CODE; MAKING TECHNICAL AND SUBSTANTIVE AMENDMENTS TO SAID PROVISIONS IN LIGHT OF THE PENAL CODE AND CERTAIN OTHER GENERAL LAWS";

Senate Bill No. 534 as Act 25,
entitled: "RELATING TO SALARY
WITHHELD FOR INDEBTEDNESS
TO THE GOVERNMENT";

Senate Bill No. 1049 as Act 26,
entitled: "RELATING TO DRUG
ABUSE";

Senate Bill No. 1332 as Act 27,
entitled: "RELATING TO CON-
SERVATION";

Senate Bill No. 1618 as Act 28,
entitled: "RELATING TO LICENSES
OF PASSENGER CARRYING VEHI-
CLES"; and

House Bill No. 1528 as Act 29,
entitled: "TO REPEAL CHAPTER
71, HAWAII REVISED STATUTES,
RELATING TO ARTESIAN WELL
CONTROL".

Gov. Msg. No. 85 informing the
House that on May 3, 1975, he
signed the following bills into law:

Senate Bill No. 182 as Act 30,
entitled: "RELATING TO
EMPLOYMENT DISCRIMINATION
AGAINST THE HANDICAPPED";

Senate Bill No. 228 as Act 31,
entitled: "RELATING TO THE
EXCLUSION OF HAWAII PUBLIC
HEALTH FUND BENEFITS FROM
NEGOTIATION";

Senate Bill No. 977 as Act 32,
entitled: "RELATING TO
CRIMINAL TRESPASS";

Senate Bill No. 1139 as Act 33,
entitled: "RELATING TO THE
RESIDENTIAL LANDLORD-TENANT
CODE";

Senate Bill No. 1145 as Act 34,
entitled: "RELATING TO RE-
IMBURSEMENT FOR EXPENSES";

Senate Bill No. 1192 as Act 35,
entitled: "RELATING TO GENERAL
OBLIGATION BONDS OF THE
COUNTIES";

Senate Bill No. 1212 as Act 36,
entitled: "RELATING TO
ELECTIONS";

Senate Bill No. 1213 as Act 37,
entitled: "RELATING TO DUTIES
OF THE HAWAII HOUSING
AUTHORITY WITH RESPECT TO
RENTALS AND TENANT SELEC-
TIONS";

Senate Bill No. 1669 as Act 38,
entitled: "RELATING TO

PETROLEUM PRODUCTS";

Senate Bill No. 1682 as Act 39,
entitled: "RELATING TO OUTDOOR
ADVERTISING";

House Bill No. 259 as Act 40,
entitled: "RELATING TO DAMAGES
FOR TRESPASS OF ANIMALS";

House Bill No. 416 as Act 41,
entitled: "RELATING TO WORKMEN'S
COMPENSATION";

House Bill No. 429 as Act 42,
entitled: "RELATING TO THE
LICENSING OF REAL ESTATE
BROKERS AND SALESMEN";

House Bill No. 445 as Act 43,
entitled: "RELATING TO HIGHWAY
SAFETY";

House Bill No. 1849 as Act 44,
entitled: "RELATING TO THE
CONTROL AND ERADICATION OF
NOXIOUS WEEDS"; and

House Bill No. 1890 as Act 45,
entitled: "RELATING TO THE
UNAUTHORIZED PRACTICE OF
LAW".

Gov. Msg. No. 86 informing the
House that on May 6, 1975, he signed
the following bills into law:

Senate Bill No. 1158 as Act 46,
entitled: "RELATING TO TIME OF
HEARING AND NOTICE OF PETITION
FOR PROBATE OF WILLS OR FOR
LETTERS OF ADMINISTRATION";

Senate Bill No. 1159 as Act 47,
entitled: "RELATING TO JURY
TRIAL IN PROBATE COURT";

Senate Bill No. 1469 as Act 48,
entitled: "RELATING TO JURORS";

House Bill No. 277 as Act 49,
entitled: "RELATING TO HAWAII
NATIONAL GUARD UNIFORM MAIN-
TENANCE ALLOWANCE FOR EN-
LISTED PERSONNEL";

House Bill No. 418 as Act 50,
entitled: "RELATING TO THE
HAWAII OCCUPATIONAL SAFETY
AND HEALTH LAW";

House Bill No. 419 as Act 51,
entitled: "RELATING TO PREPAID
HEALTH CARE";

House Bill No. 442 as Act 52,
entitled: "RELATING TO TAXATION
OF BANKS AND OTHER FINANCIAL
CORPORATIONS";

House Bill No. 856 as Act 53,
entitled: "RELATING TO REAL
PROPERTY TAX RATES"; and

House Bill No. 1218 as Act 54,
entitled: "RELATING TO CON-
VICTED PERSONS".

Gov. Msg. No. 87 informing the
House that on May 7, 1975, he signed
the following bills into law:

Senate Bill No. 607 as Act 55,
entitled: "RELATING TO INTOX-
CATING LIQUOR";

Senate Bill No. 959 as Act 56,
entitled: "RELATING TO TAKE-
OVER BID DISCLOSURES";

Senate Bill No. 1560 as Act 57,
entitled: "RELATING TO THE
POWERS OF THE OFFICE OF
CONSUMER PROTECTION";

Senate Bill No. 1645 as Act 58,
entitled: "MAKING APPROPRIA-
TIONS FOR SALARIES AND OTHER
ADJUSTMENTS, INCLUDING
COST ITEMS OF COLLECTIVE
BARGAINING AGREEMENTS
COVERING PUBLIC EMPLOYEES
AND OFFICERS";

House Bill No. 332 as Act 59,
entitled: "RELATING TO INCON-
SISTENCY BETWEEN CHAPTER 476
OF THE HAWAII REVISED STATUTES
AND FEDERAL LAWS AND REGULA-
TIONS";

House Bill No. 852 as Act 60,
entitled: "RELATING TO THE
REGISTRATION OF TRADEMARKS,
PRINTS, LABELS, AND TRADE
NAMES";

House Bill No. 381 as Act 61.
entitled: "RELATING TO
VARIANCES FROM POLLUTION
CONTROL REQUIREMENTS";

House Bill No. 383 as Act 62,
entitled: "RELATING TO OATHS
IN VITAL STATISTICS REGIS-
TRATION"; and

House Bill No. 1864 as Act 63,
entitled: "RELATING TO STATE
SAFETY INSPECTION OF ELEVA-
TORS, ESCALATORS, ETC.". .

Gov. Msg. No. 88 informing the
House that on May 12, 1975, he
signed the following bills into law:

Senate Bill No. 512 as Act 64,
entitled: "RELATING TO ARRESTS";

Senate Bill No. 1665 as Act 65,

entitled: "RELATING TO THE
CONSERVATION, MANAGEMENT
AND PROTECTION OF ENDANGERED
OR THREATENED SPECIES OF
WILDLIFE OR PLANTS";

House Bill No. 115 as Act 66,
entitled: "RELATING TO THE
UNIFORM PARENTAGE ACT";

House Bill No. 134 as Act 67,
entitled: "RELATING TO IN-
JUNCTION BY ATTORNEY
GENERAL OR THE OFFICE OF
CONSUMER PROTECTION";

House Bill No. 152 as Act 68,
entitled: "RELATING TO
WORKMEN'S COMPENSATION";

House Bill No. 282 as Act 69,
entitled: "RELATING TO PUBLIC
LAND EXCHANGES";

House Bill No. 336 as Act 70,
entitled: "RELATING TO
LIABILITY OF INNKEEPERS";

House Bill No. 369 as Act 71,
entitled: "RELATING TO AUDIT
AND ACCOUNTING";

House Bill No. 370 as Act 72,
entitled: "RELATING TO AUDIT
AND ACCOUNTING";

House Bill No. 371 as Act 73,
entitled: "RELATING TO AUDIT
AND ACCOUNTING";

House Bill No. 384 as Act 74,
entitled: "RELATING TO VITAL
STATISTICS REGISTRATION OF
FETAL DEATHS";

House Bill No. 439 as Act 75,
entitled: "RELATING TO
INTEREST CHARGES ON
DELINQUENT REAL PROPERTY
TAXES";

House Bill No. 481 as Act 76,
entitled: "RELATING TO THE
CIVIL AIR PATROL";

House Bill No. 516 as Act 77,
entitled: "RELATING TO MINORS'
RIGHTS";

House Bill No. 605 as Act 78,
entitled: "RELATING TO AUDIT
AND ACCOUNTING"; and

House Bill No. 1877 as Act 79,
entitled: "RELATING TO THE
DEPARTMENT OF SOCIAL
SERVICES AND HOUSING".

Gov. Msg. No. 89 informing the
House that on May 13, 1975, he

signed the following bills into law:

Senate Bill No. 1133 as Act 80, entitled: "RELATING TO THE ANATOMICAL GIFT ACT"; and

House Bill No. 1550 as Act 81, entitled: "RELATING TO UNLAWFUL TRANSFER OF SOUND RECORDINGS";

and on May 14, 1975, he signed the following bills into law:

Senate Bill No. 1732 as Act 82, entitled: "RELATING TO THE ESTABLISHMENT OF AN EDUCATIONAL NON-PROFIT PUBLIC CORPORATION TO ADMINISTER AND OPERATE THE CENTER FOR CULTURAL AND TECHNICAL INTERCHANGE BETWEEN EAST AND WEST";

House Bill No. 106 as Act 83, entitled: "RELATING TO EVIDENCE IN RAPE TRIALS";

Senate Bill No. 1188 as Act 84, entitled: "RELATING TO CERTAIN POSITIONS IN THE UNIVERSITY OF HAWAII";

House Bill No. 8 as Act 85, entitled: "RELATING TO THE COMPENSATION OF CERTAIN PERSONS UNDER THE CRIMINAL INJURIES COMPENSATION ACT AND PROVIDING APPROPRIATIONS THEREFOR";

House Bill No. 436 as Act 86, entitled: "RELATING TO THE HAWAII INCOME TAX LAW";

House Bill No. 610 as Act 87, entitled: "RELATING TO STATE PARKS AND RECREATION AREAS";

House Bill No. 1130 as Act 88, entitled: "RELATING TO STATE CHARTERED CREDIT UNIONS";

House Bill No. 1136 as Act 89, entitled: "RELATING TO CRIMES";

House Bill No. 1294 as Act 90, entitled: "REMOVAL OF SALARIES OF STATE PERSONNEL IN CHARGE OF CORRECTIONAL INDUSTRIES PROGRAMS";

House Bill No. 1672 as Act 91, entitled: "RELATING TO FUMIGATION AND PEST CONTROL";

House Bill No. 1853 as Act 92, entitled: "RELATING TO THE

MAXIMUM ALLOWABLE CIVIL PENALTIES FOR VIOLATION OF THE UNFAIR COMPETITION LAW.

House Bill No. 1854 as Act 93, entitled: "RELATING TO THE MAXIMUM ALLOWABLE CIVIL PENALTY FOR VIOLATING AN INJUNCTIVE ORDER TO CEASE AND DESIST FROM VIOLATING THE ANTITRUST LAWS"; and

House Bill No. 1855 as Act 94, entitled: "RELATING TO THE MAXIMUM ALLOWABLE CRIMINAL PENALTIES FOR VIOLATION OF THE ANTITRUST LAWS".

Gov. Msg. No. 90 transmitting his statement of objections to Senate Bill No. 537 which he has returned to the Senate without his approval and which reads as follows:

"STATE OF HAWAII
EXECUTIVE CHAMBERS

May 14, 1975

STATEMENT OF OBJECTIONS
TO SENATE BILL NO. 537

Honorable Members
Eighth Legislature
State of Hawaii

Pursuant to section 17 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 537, entitled 'A Bill for an Act Relating to State Parks and Recreation Areas.'

Senate Bill No. 537 would simplify the procedure for administering of oaths on complaints filed with a public prosecutor by a State park enforcement officer.

However, the legislature has also passed House Bill No. 610 which is identical to Senate Bill No. 537. Since I have already signed House Bill No. 610 into law, Senate Bill No. 537 is not necessary and approval thereof would serve no useful purpose.

For the foregoing reasons, I am returning Senate Bill No. 537 without my approval.

Respectfully,

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor of Hawaii"

P R O C L A M A T I O N

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, Senate Bill No. 537, entitled 'A Bill for an Act Relating to State Parks and Recreation Areas', passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, Senate Bill No. 537 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, 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 Senate Bill No. 537 with my objections thereon to the legislature as provided by said section 17 of Article III of the Constitution.

DONE at State Capitol,
Honolulu, State of Hawaii,
this 14th day of May, 1975.

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor of Hawaii"

Gov. Msg. No. 91 informing the House that on May 16, 1975, he signed the following bills into law:

House Bill No. 142 as Act 95,
entitled: "RELATING TO
DECEPTIVE SALES PRACTICES";

House Bill No. 352 as Act 96,
entitled: "RELATING TO
AGRICULTURAL PARKS";

House Bill No. 643 as Act 97,
entitled: "EXPANDING THE
JURISDICTION OF THE DIS-
TRICT COURTS";

House Bill No. 851 as Act 98,
entitled: "RELATING TO THE
BOND REQUIREMENTS OF
COLLECTION AGENCIES";

House Bill No. 1209 as Act 99,
entitled: "RELATING TO
RESTITUTION IN CASES
FILED BY THE OFFICE OF
CONSUMER PROTECTION";

House Bill No. 1419 as Act 100,
entitled: "RELATING TO THE
SALARY AND PERQUISITES OF
REPORTERS";

House Bill No. 1756 as Act 101,
entitled: "RELATING TO THE
RESIDENTIAL LANDLORD-
TENANT CODE";

House Bill No. 1764 as Act 102,
entitled: "RELATING TO THE
UNIFORM SECURITIES ACT
(MODIFIED); and

House Bill No. 1852 as Act 103,
entitled: "RELATING TO THE
EXPUNGEMENT OF ARREST
RECORDS".

Gov. Msg. No. 92 transmitting copies of a report prepared by the Department of Education in response to Senate Resolution No. 289, requesting the Department of Education to seek out federal funds for use in the implementation of its early childhood education plan.

Gov. Msg. No. 93 informing the House that on May 17, 1975, he signed the following bills into law:

Senate Bill No. 92 as Act 104,
entitled: "RELATING TO THE
RESIDENTIAL LANDLORD-
TENANT CODE";

Senate Bill No. 106 as Act 105
entitled: "RELATING TO
ENVIRONMENTAL QUALITY";

Senate Bill No. 1323 as Act 106,
entitled: "RELATING TO HOUSING";

House Bill No. 158 as Act 107,
entitled: "RELATING TO WORK-
MEN'S COMPENSATION";

House Bill No. 377 as Act 108,
entitled: "RELATING TO USE OF
ARMORIES, MILITARY RESERVA-
TIONS AND OTHER MILITARY
INSTALLATIONS";

House Bill No. 499 as Act 109,
entitled: "RELATING TO DIS-
CRIMINATION DUE TO MARITAL
STATUS";

House Bill No. 549 as Act 110, entitled: "AMENDING SECTION 101-2 OF THE HAWAII REVISED STATUTES, RELATING TO TAKING OF PRIVATE PROPERTY FOR PUBLIC USE AND THE DISPOSAL OF EXCESS PROPERTY";

House Bill No. 611 as Act 111, entitled: "RELATING TO POLICE POWERS OF FORESTERS AND FOREST RANGERS";

House Bill No. 822 as Act 112, entitled: "RELATING TO COSTS AND FEES";

House Bill No. 850 as Act 113, entitled: "RELATING TO THE HAWAII MOTOR VEHICLE ACCIDENT REPARATIONS ACT";

House Bill No. 944 as Act 114, entitled: "RELATING TO MARRIED NAMES";

House Bill No. 1037 as Act 115, entitled: "RELATING TO LEAVES OF ABSENCE OF PUBLIC OFFICERS AND EMPLOYEES";

House Bill No. 1248 as Act 116, entitled: "RELATING TO CONDITIONAL RELEASE CENTERS";

House Bill No. 1783 as Act 117, entitled: "RELATING TO ADOPTION"; and

House Bill No. 1873 as Act 118, entitled: "RELATING TO RENEWAL OF LICENSE FOR PROFESSIONAL AND VOCATIONAL LICENSES".

Gov. Msg. No. 94 informing the House that on May 22, 1975, he signed the following bills into law:

House Bill No. 103 as Act 119, entitled: "RELATING TO PENALTIES FOR PROMOTING HARMFUL DRUGS";

House Bill No. 108 as Act 120, entitled: "RELATING TO THE CONFIDENTIALITY OF LAW ENFORCEMENT RECORDS";

House Bill No. 353 as Act 121, entitled: "RELATING TO USE OF PUBLIC LANDS FOR AGRICULTURAL PURPOSES";

House Bill No. 1408 as Act 122, entitled: RELATING TO THE POWERS AND VENUE OF THE DISTRICT COURTS";

House Bill No. 1412 as Act 123,

entitled: "TO REPEAL SECTION 531-11 RELATING TO FILING COPIES OF CERTAIN RECORDS";

House Bill No. 1417 as Act 124, entitled: "RELATING TO DISTRICT JUDGES";

House Bill No. 1576 as Act 125, entitled: "RELATING TO THE UNIFORM SECURITIES ACT (MODIFIED)"; and

House Bill No. 1848 as Act 126, entitled: RELATING TO THE HAWAII PESTICIDES LAW".

Gov. Msg. No. 95 informing the House that on May 23, 1975, he signed the following bills into law:

Senate Bill No. 1556 as Act 127, entitled: "RELATING TO CONTRACTORS";

House Bill No. 1571 as Act 128, entitled: "RELATING TO CONTRACTORS"; and

House Bill No. 1572 as Act 129, entitled: "RELATING TO CONTRACTORS".

Gov. Msg. No. 96 informing the House that on May 24, 1975, he signed the following bills into law:

Senate Bill No. 717 as Act 130, entitled: "RELATING TO THE RELATIONSHIP BETWEEN THE STATE OF HAWAII AND THE FEDERAL GOVERNMENT";

House Bill No. 1732 as Act 131, entitled: "RELATING TO THE ESTABLISHMENT OF A SPECIAL FUND FOR THE UNIVERSITY OF HAWAII COMMUNITY COLLEGES"; and

House Bill No. 1875 as Act 132, entitled: "RELATING TO HORIZONTAL PROPERTY REGIMES";

and on May 27, 1975, he signed the following bills into law:

Senate Bill No. 1050 as Act 133, entitled: "RELATING TO PROVISIONS FOR FAIR COMPETITIVE PRACTICES IN THE TERMINATION OF GASOLINE DEALERS FRANCHISE AGREEMENTS";

House Bill No. 133 as Act 134, entitled: "RELATING TO INJUNCTION OF VIOLATION OF LAWS AND ORDINANCES";

House Bill No. 354 as Act 135,

entitled: "RELATING TO ELIGIBILITY OF APPLICANTS FOR FARM LOANS AND FARM LOTS";

House Bill No. 363 as Act 136, entitled: "RELATING TO THE LICENSING OF TRAVEL AGENCIES";

House Bill No. 430 as Act 137, entitled: "RELATING TO PUBLIC ASSISTANCE";

House Bill No. 612 as Act 138, entitled: "RELATING TO THE CRIMINAL INJURIES COMPENSATION LAW";

House Bill No. 931 as Act 139, entitled: "RELATING TO MOTOR VEHICLES";

House Bill No. 1410 as Act 140, entitled: "RELATING TO FACSIMILE SIGNATURE OF REGISTRAR OF THE LAND COURT";

House Bill No. 1842 as Act 141, entitled: "RELATING TO AQUARIUM ADMISSION FEES"; and

House Bill No. 1900 as Act 142, entitled: "RELATING TO EXPERIMENTAL AND DEMONSTRATION HOUSING PROJECTS".

Gov. Msg. No. 97 informing the House that on May 27, 1975, he signed the following bills into law:

Senate Bill No. 91 as Act 143, entitled: "RELATING TO AUTOMOTIVE REPAIR DEALERS";

Senate Bill No. 608 as Act 144, entitled: "RELATING TO FIREARMS AND AMMUNITION";

House Bill No. 35 as Act 145, entitled: "RELATING TO PUBLIC ASSISTANCE";

House Bill No. 327 as Act 146, entitled: "RELATING TO CAMPAIGN CONTRIBUTIONS AND EXPENDITURES"; and

House Bill No. 946 as Act 147, entitled: "RELATING TO CHILD ABUSE AND NEGLECT".

Gov. Msg. No. 98 acknowledging receipt of House Resolution No. 572, requesting recommendations for accomplishing resource recovery from solid wastes.

Gov. Msg. No. 99 informing the

House that on May 29, 1975, he signed the following bills into law:

House Bill No. 161 as Act 148, entitled: "RELATING TO A REORGANIZATION COMMISSION";

House Bill No. 360 as Act 149, entitled: "RELATING TO THE OFFICE OF CONSUMER PROTECTION";

House Bill No. 1240 as Act 150, entitled: "RELATING TO PUBLIC SERVICE"; and

House Bill No. 1742 as Act 151, entitled: "RELATING TO UNEMPLOYMENT".

Gov. Msg. No. 100 informing the House that on May 30, 1975, he signed the following bills into law:

Senate Bill No. 1304 as Act 152, entitled: "RELATING TO COMPARATIVE NEGLIGENCE";

House Bill No. 7 as Act 153, entitled: "RELATING TO THE RELIEF OF CERTAIN PERSONS' CLAIMS AGAINST THE STATE AND PROVIDING APPROPRIATIONS THEREFOR";

Senate Bill No. 830 as Act 154, entitled: "RELATING TO CRIMINAL LITTERING";

House Bill No. 121 as Act 155, entitled: "RELATING TO GARNISHMENT";

House Bill No. 132 as Act 156, entitled: "RELATING TO CIVIL PENALTIES COLLECTED BY THE OFFICE OF CONSUMER PROTECTION";

House Bill No. 904 as Act 157, entitled: "RELATING TO REAL PROPERTY TAX DUE DATES";

House Bill No. 927 as Act 158, entitled: "RELATING TO THEFT";

House Bill No. 999 as Act 159, entitled: "RELATING TO HEALTH PLANNING";

House Bill No. 127 as Act 160, entitled: "RELATING TO THE REGISTRATION OF LOBBYISTS"; and

House Bill No. 1876 as Act 161, entitled: "RELATING TO MEDICAL MALPRACTICE INSURANCE".

Gov. Msg. No. 101 returning House Bill No. 929 without his approval, together with his statement of objec-

tions relating to the measure which reads as follows:

"STATE OF HAWAII
EXECUTIVE CHAMBERS

May 30, 1975

STATEMENT OF OBJECTIONS
TO HOUSE BILL NO. 929

Honorable Members
Eighth Legislature
State of Hawaii

Pursuant to Section 17 of Article III of the Constitution of the State of Hawaii, I am returning herewith without my approval, House Bill No. 929, entitled 'A Bill for an Act Relating to Criminal Trespass.'

House Bill No. 929 expands the offense of Criminal Trespass in the First Degree by providing that a person also commits the offense of Criminal Trespass in the First Degree if he knowingly enters or remains unlawfully in or upon premises which are enclosed in a manner designed to exclude intruders or are fenced and has a firearm in his possession at the time of such intrusion.

However, the legislature has also passed Senate Bill No. 977 which is substantially the same as House Bill No. 929. Since I have already signed Senate Bill No. 977 into law, House Bill No. 929 is not necessary and approval thereof would serve no useful purpose.

For the foregoing reasons, I am returning House Bill No. 929 without my approval.

Respectfully,

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor of Hawaii"

"P R O C L A M A T I O N

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. 929 entitled 'A Bill for an Act Relating to Criminal Trespass,' passed by the legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 929 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, 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 plans to return House Bill No. 929 with my objections thereon to the legislature as provided by said section 17 of Article III of the Constitution.

DONE at State Capitol,
Honolulu, State of Hawaii,
this 30th day of May, 1975.

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor of Hawaii"

Gov. Msg. No. 102 returning House Bill No. 452 without his approval, together with his statement of objections relating to the measure which reads as follows:

"STATE OF HAWAII
EXECUTIVE CHAMBERS

May 30, 1975

STATEMENT OF OBJECTIONS
TO HOUSE BILL NO. 452

Honorable Members
Eighth Legislature
State of Hawaii

Pursuant to section 17 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 452, entitled 'A Bill for an Act Relating to the University of Hawaii and Repealing Statutory Provisions Providing for the Land Study Program and the Economic Research Center.'

House Bill No. 452 would repeal statutory provisions providing for the Land Study Bureau and the Economic Research Center.

However, the legislature has also passed Senate Bill No. 335 which is identical to House Bill No. 452. Since I have already signed Senate Bill No.

335 into law (Act 7), House Bill No. 452 is not necessary and approval thereof would serve no useful purpose.

For the foregoing reasons, I am returning House Bill No. 452 without my approval.

Respectfully,

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor of Hawaii"

"P R O C L A M A T I O N

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. 452, entitled 'A Bill for an Act Relating to the University of Hawaii and Repealing Statutory Provisions Providing for the Land Study Program and the Economic Research Center', passed by the legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 452 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, 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. 452 with my objections thereon to the legislature as provided by said section 17 of Article III of the Constitution.

DONE at State Capitol,
Honolulu, State of Hawaii,
this 30th day of May, 1975.

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor of Hawaii"

Gov. Msg. No. 103 informing the House that on June 2, 1975, he signed the following bills into law:

Senate Bill No. 115 as Act 162, entitled: "RELATING TO COLLECTIVE BARGAINING";

Senate Bill No. 516 as Act 163, entitled: "RELATING TO THE HAWAII PENAL CODE";

Senate Bill No. 846 as Act 164, entitled: "RELATING TO ANNUAL SALARY INCREMENT AND LONGEVITY PAY INCREASES AND AMENDING CHAPTER 89, HAWAII REVISED STATUTES";

Senate Bill No. 1326 as Act 165, entitled: "RELATING TO THE OFFICE OF COLLECTIVE BARGAINING";

House Bill No. 126 as Act 166, entitled: "RELATING TO PUBLIC AGENCY MEETINGS AND RECORDS";

House Bill No. 372 as Act 167, entitled: "RELATING TO EXPENDITURE OF PUBLIC MONEY AND PUBLIC CONTRACTS";

House Bill No. 374 as Act 168, entitled: "RELATING TO PUBLIC EMPLOYEES HEALTH FUND";

House Bill No. 376 as Act 169, entitled: "RELATING TO TRAVELING EXPENSES OF STATE OFFICIALS";

House Bill No. 518 as Act 170, entitled: "RELATING TO DISCOVERY PROCEEDINGS AND RECORDS";

House Bill No. 619 as Act 171, entitled: "RELATING TO THE TREATMENT OF VENEREAL DISEASE FOR MINORS";

House Bill No. 814 as Act 172, entitled: "RELATING TO THE STADIUM AUTHORITY";

House Bill No. 1117 as Act 173, entitled: "RELATING TO 'THE SPIRIT OF LILIUOKALANI' ";

House Bill No. 1184 as Act 174, entitled: "RELATING TO THE HAWAII INSURANCE LAW";

House Bill No. 1884 as Act 175, entitled: "RELATING TO CIVIL SERVICE AND EXEMPTIONS";

Senate Bill No. 42 as Act 176, entitled: "RELATING TO ENVIRONMENTAL SHORELINE PROTECTION";

Senate Bill No. 142 as Act 177, entitled: "RELATING TO SICK LEAVE BENEFITS FOR PUBLIC OFFICERS

AND EMPLOYEES AND MAKING
AN APPROPRIATION THEREFOR";

Senate Bill No. 637 as Act 178,
entitled: "RELATING TO THE
EMPLOYEES RETIREMENT SYSTEM
OF THE STATE OF HAWAII";

Senate Bill No. 1214 as Act 179,
entitled: "RELATING TO ESTABLISH-
MENT OF A STATEWIDE TRANSPORTA-
TION COUNCIL AND A STATEWIDE
TRANSPORTATION PLANNING
PROGRAM";

Senate Bill No. 1215 as Act 180,
entitled: "RELATING TO
ESTABLISHMENT OF AN OAHU
METROPOLITAN PLANNING
ORGANIZATION AND POLICY
COMMITTEE";

House Bill No. 141 as Act 181,
entitled: "RELATING TO
MECHANIC'S AND MATERIALMEN'S
LIEN";

House Bill No. 826 as Act 182,
entitled: "RELATING TO DIAMOND
HEAD STATE MONUMENT";

House Bill No. 1874 as Act 183,
entitled: "RELATING TO THE
CONTRACTORS RECOVERY FUND";

Senate Bill No. 1200 as Act 184,
entitled: "RELATING TO RESIDEN-
TIAL LEASEHOLDS";

House Bill No. 55 as Act 185,
entitled: "RELATING TO THE
HAWAII LEASE RENT RENEGOTIA-
TION RELIEF ACT";

Senate Bill No. 1543 as Act 186,
entitled: "RELATING TO RESIDEN-
TIAL LEASEHOLDS AND THE
ACQUISITION BY THE STATE
THROUGH CONDEMNATION OF LANDS
IN FEE SIMPLE AND THE DISPOSITION
THEREOF";

Senate Bill No. 950 as Act 187,
entitled: "RELATING TO BICYCLES";

Senate Bill No. 1624 as Act 188,
entitled: "RELATING TO THE
APPLICATION OF THE HAWAII PENAL

CODE TO PERSONS SENTENCED
PRIOR TO ITS EFFECTIVE DATE";

House Bill No. 677 as Act 189,
entitled: "RELATING TO A STATE
PLANNING POLICY";

House Bill No. 990 as Act 190,
entitled: "RELATING TO SUBSTANCE
ABUSE";

House Bill No. 1713 as Act 191,
entitled: "RELATING TO ART IN
STATE BUILDINGS";

House Bill No. 1784 as Act 192,
entitled: "RELATING TO THE
SHERIFF";

House Bill No. 1870 as Act 193,
entitled: "RELATING TO THE
LAND USE COMMISSION";

Senate Bill No. 327 as Act 194,
entitled: "RELATING TO DRIVER'S
LICENSE RENEWAL REQUIREMENTS";

Senate Bill No. 535 as Act 195,
entitled: "RELATING TO THE
STATE BUDGET";

Senate Bill No. 1046 as Act 196,
entitled: "RELATING TO DENTAL
FEE SCHEDULES UNDER PUBLIC
ASSISTANCE PROGRAMS";

Senate Bill No. 1281 as Act 197,
entitled: "MAKING APPROPRIA-
TIONS TO THE JUDICIARY FOR
FISCAL BIENNIUM JULY 1, 1975,
TO JUNE 30, 1977 AND AUTHORIZ-
ING THE ISSUANCE OF BONDS";

Senate Bill No. 1628 as Act 198,
entitled: "RELATING TO
COORDINATION OF SERVICES FOR
THE DEVELOPMENTALLY DISABLED";
and

House Bill No. 688 as Act 199,
entitled: "RELATING TO THE
EMPLOYEES' RETIREMENT SYSTEM".

Gov. Msg. No. 104 transmitting his
statement of objections to Senate Bill
No. 535 which he has returned to the
Senate without his approval and which
reads as follows:

"STATE OF HAWAII
EXECUTIVE CHAMBERS

June 2, 1975

STATEMENT OF OBJECTIONS
TO SENATE BILL NO. 535

Honorable Members
Eighth Legislature
State of Hawaii

Pursuant to Section 17 of Article III of the Constitution of the State of Hawaii, I am returning herewith Senate Bill No. 535, entitled 'A Bill for an Act Relating to the State Budget.'

The purposes of this bill are to appropriate funds for operating expenditures of the various departments and agencies in the Executive Branch for the 1975-1977 fiscal biennium, for other government programs, and for capital investment projects.

Although the purpose and intent have merit, I find that certain items in Senate Bill No. 535 are in violation of the requirement of Article III, Section 15 of the Constitution of the State of Hawaii that 'e(e)ach law shall embrace but one subject which shall be expressed in its title.'

The bill is, as indicated by Section 1, a general appropriations bill.

Provisions in a general appropriations act that are incidental to and necessary regulations of the expenditure of money appropriated may be included without violating the single subject requirement. However, provisions in such an act which conflict with general law, attempt to repeal or amend general law, or which establish permanent policy constitute a separate subject and would be in violation of the single subject requirement.

Because of constitutional difficulties, I find the following items unacceptable:

	FY <u>1975-76</u>	FY <u>1976-77</u>	Total Biennium <u>1975-1977</u>
(1) "To provide funds for the Governor's Agricultural Coordinating Committee for improving the organization and coordination of agricultural programs. The administrative director to the Governor shall be the chairman of the Agricultural Coordinating Committee which shall be established by the Governor; provided that the Agricultural Coordinating Committee shall include the Director of Planning and Economic Development, the chairperson of the Board of Agriculture, the chairperson of the Board of Land and Natural Resources, the Director of Transportation, the chairperson of the Hawaiian Homes Commission, the Dean of the College of Tropical Agriculture at the University of Hawaii, and two persons from the public; provided further that the Agricultural Coordinating Committee shall prepare and propose to the Governor, a State agricultural policy which, upon approval of the Governor, shall serve as a guide for agricultural development in the State; coordinate and monitor all State agencies in duties and responsibilities relating to agricultural generally; review allocations for agricultural programs; conduct studies which may include contracting for such services; and recommend to the Governor programs which represent the most effective allocation of resources; provided further the chairman of the Agricultural Coordinating Committee may hire necessary staff without regard to State personnel laws. (GOV 102)", Part V, Section 89, at page 38.	147,000A	---	147,000A

The bill designates the members of the committee and prescribes its functions. However, Section 26-16, Hawaii Revised Statutes, presently establishes a department of

agriculture and sets forth the functions of that department. This appropriation, if implemented, would have the effect of amending Section 26-16.

	<u>FY</u> 1975-76	<u>FY</u> 1976-77	<u>Total</u> <u>Biennium</u> 1975-1977
(2) "To provide funds for the establishment of an Office of Tourism within the Department of Planning and Economic Development for administrative purposes only; provided the governor shall appoint a director of tourism in accordance with section 26-34, Hawaii Revised Statutes; provided further that the director of tourism shall be responsible for coordinating and providing direction for tourist related activities and resources in both the public and private sectors, and developing a ten-year preliminary controlled growth plan for tourism which shall be submitted to the 1976 Legislature; provided further the director of tourism may hire necessary personnel without regard to State personnel laws or may contract for services (PED 113)", Part V, Section 89, at page 39.	100,000A	---	100,000A

The responsibility for the planning and development of the tourist industry is placed in the Director of Planning and Economic Development by Section 201-27, Hawaii Revised Statutes. The purpose and the conditions attached to this appropriation would conflict with general law.

	<u>FY</u> 1975-76	<u>FY</u> 1976-77	<u>Total</u> <u>Biennium</u> 1975-1977
(3) "To provide funds for the transfer of the Hilo Day Activity Center for the Adult Retarded to the Department of Health. The Department of Health shall assume responsibility for all matters pertaining to the planning, construction and improvement of the Center and shall operate and manage the Center and perform all acts necessary or convenient to such management and control; provided that the employees of the Center shall be transferred to the Department of Health and shall thereafter be State employees and enjoy all the rights, privileges and benefits of employees of the State; provided further that the Director of Personnel Services shall determine the applicability of chapters 76 and 77, Hawaii Revised Statutes, to the transferred employees and shall assign the positions of such employees to the appropriate class in the position classification plan and receive such appropriate compensation; provided further that the real and personal property of the Center used in the functions transferred shall be transferred to the Department of Health without reimbursement (HTH 594)", Part V, Section 89, at page 45.	109,678A	---	109,678A

This appropriation, if implemented, would have the effect of amending Part III, Chapter 333, Hawaii Revised Statutes, pertaining to the Waimano Training School and Hospital, as it would establish an additional State facility for the mentally retarded.

Further, the provision attached to the acquisition that all employees of the Center

shall upon its acquisition become State employees is in conflict with Section 76-54, Hawaii Revised Statutes, which provides that employees of an activity acquired by State with at least one year of service as of the date of acquisition may be given permanent status as a regular employee and that employees with at least six months of employment with the activity as of the date of acquisition may be given an initial probationary appointment.

In addition, the bill presents the question whether there is a taking of property without just compensation, as it provides that the real and personal property used in the functions of the Center shall be transferred to the Health Department without reimbursement.

	FY <u>1975-76</u>	FY <u>1976-77</u>	Total Biennium <u>1975-1977</u>
(4) "To provide funds for the establishment of an Executive Office on Aging within the office of the governor (G)V 102); provided that the governor shall appoint a director of the Executive Office on Aging without regard to chapters 76 and 77; provided further that the director of the Executive Office on Aging shall serve as the principal official in State government solely responsible for the performance, development and control of programs, policies, and activities on behalf of the elderly and oversee, supervise and direct the performance of such activities as planning, evaluation, and coordination of elderly programs and develop a state-wide service delivery network; provided further, that the Commission on Aging shall serve in an advisory capacity to the director until otherwise provided by law; provided further that the present staff of the Commission on Aging subject to State civil service laws shall serve as the staff for the director of the Executive Office on Aging (GOV 102)." Part V, Section 89, at page 48.	278,808A	---	278,808A

The responsibility for State programs on aging is placed in the Commission on Aging established by Chapter 349, Hawaii Revised Statutes. The provisions of this appropriation would be in conflict with and would have the effect of amending general law.

	FY <u>1975-76</u>	FY <u>1976-77</u>	Total Biennium <u>1975-1977</u>
(5) "To provide funds for a full-time public utilities commission; provided that Section 269-2, Hawaii Revised Statutes, notwithstanding, there shall be a public utilities commission composed of three full-time commissioners who shall be appointed by the governor in accordance with Section 26-34, Hawaii Revised Statutes; provided further that the chairman of the Commission shall be designated by the governor and shall be paid a salary at the rate of ninety-five per cent of the salary of the Director of Regulatory Agencies; provided further each of the other commissioners shall be paid a salary at the rate of ninety-five per cent of the chairman's salary. (REG 103)." Part V, Section 89, at page 59.	99,759A	---	99,759A

General law (Section 269-2, Hawaii Revised Statutes) provides for a public utilities commission of five members, none of whom may be a salaried officer or employee of the

State. Thereunder, each commissioner receives a compensation of \$50 a day while engaged in the actual performance of duties plus reasonable traveling expenses.

The appropriation made by this bill, if implemented, would constitute an implied repeal of Section 269-2, Hawaii Revised Statutes.

I have no objection to the intent and purpose of the foregoing items which I have vetoed on constitutional grounds and I am hopeful that the intent of the items vetoed possibly can be implemented in some other way.

Respectfully,

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor of Hawaii"

"P R O C L A M A T I O N

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, Senate Bill No. 535, entitled 'A Bill for an Act Relating to the State Budget,' passed by the legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, under section 17 of Article III the Governor may veto any specific item or items in any bill which appropriates money for specific purposes; and

WHEREAS, Senate Bill No. 535 appropriates money for specific purposes; and

WHEREAS, certain items in Senate Bill No. 535 designated hereinbelow are unacceptable to the Governor of the State of Hawaii because of constitutional reasons:

(1) The appropriation of funds for the establishment of the Governor's Agricultural Coordinating Committee for improving the regulation and coordination of agricultural programs in the amount of \$147,000 for the biennium 1975-1977 in Part V, Section 89, at page 38 of the bill.

(2) The appropriation of funds for the establishment of an Office of Tourism to be placed in the Department of Planning and Economic Development for administrative purposes in the amount of \$100,000,

for the biennium 1975-1977, in Part V, Section 89, at page 39 of the bill.

(3) The appropriation for the acquisition of the Hilo Day Activity Center for the Adult Retarded in the amount of \$109,678, for the biennium 1975-1977, in Part V, Section 89, at page 45 of the bill.

(4) The appropriation of funds for the establishment of an Executive Office on Aging within the office of the Governor in the amount of \$278,808, for the biennium 1975-1977, in Part V, Section 89, at page 48 of the bill.

(5) The appropriation of funds for the establishment of a full-time public utilities commission of three members in the amount of \$99,759, for the biennium 1975-1977, contained in Part V, Section 89, at page 59 of the bill.

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, 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 Senate Bill No. 535 with my objections to certain items therein to the legislature as provided by said section 17 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 535 with my objections to certain items therein to the legislature as provided by said section 17 of Article III of the Constitution.

DONE at State Capitol,
Honolulu, State of Hawaii,
this 2nd day of June,
1975.

/s/ George R. Ariyoshi
GEORGE R. ARIYOSHI
Governor of Hawaii"

Gov. Msg. No. 105 transmitting his statement of objections to Senate Bill No. 1458 which he has returned to the Senate without his approval and which reads as follows:

"STATE OF HAWAII
EXECUTIVE CHAMBERS

June 2, 1975

STATEMENT OF OBJECTIONS
TO SENATE BILL NO. 1458

Honorable Members
Eighth Legislature
State of Hawaii

Pursuant to Section 17 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1458, entitled 'A Bill for an Act Relating to Chapter 268, Hawaii Revised Statutes.'

Senate Bill No. 1458 would amend Chapter 268, Hawaii Revised Statutes, to allow the Department of Transportation to issue general obligation bonds in addition to revenue bonds for the implementation of the Hawaii State Ferry System.

However, Article VI, Section 3 of the State Constitution provides in relevant part that 'bonds may be issued by the State when authorized by a two-thirds vote of the members to which each house of the legislature is entitled.' Although the vote in the House was 47 ayes and no noes, the vote in the Senate was 16 ayes and 8 noes, one vote shy of the necessary 2/3 vote. Accordingly, Senate Bill No. 1458 did not meet the requirements of Article VI, Section 3 of the State Constitution.

There are other concerns also regarding Senate Bill No. 1458. These include:

1. The bonds may be issued for any purpose. Since Chapter 268 of the Hawaii Revised Statutes does not require the operation to be self-sustaining, the bonds could be issued for operating expenses of the ferry system, including making up operating deficits. If this is done, the State's credit rating would probably be impaired or at least brought into question.

2. There is no tie-in with any other bonding law such as with Part 1 of Chapter 39, Hawaii Revised

Statutes, which sets forth conditions under which general obligation bonds of the State are to be sold. These conditions include a maximum rate of interest, the requirement of public sale and the establishment of a minimum price.

3. Under present law, all general obligation bonds of the State are issued by the Director of Finance and it is not prudent fiscal policy to authorize more than one official of the State to issue general obligation bonds of the State.

4. The bill does not include a specific dollar amount of bonds. Thus, the authorization could be interpreted as being the entire remaining debt margin of the State.

For the foregoing reasons, I am returning Senate Bill No. 1458 without my approval.

Respectfully,

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor of Hawaii"

"P R O C L A M A T I O N

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, Senate Bill No. 1458 entitled 'A Bill for an Act Relating to Chapter 268, Hawaii Revised Statutes,' passed by the legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1458 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, 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 Senate Bill No. 1458 with my objections thereon to the legislature as provided by said section 17 of Article III of the Constitution.

DONE at State Capitol,
Honolulu, State of Hawaii,

this 2nd day of June,
1975.

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor of Hawaii"

Gov. Msg. No. 106 returning House Bill No. 482 without his approval, together with his statement of objections relating to the measure which reads as follows:

"STATE OF HAWAII
EXECUTIVE CHAMBERS

June 2, 1975

STATEMENT OF OBJECTIONS
TO HOUSE BILL NO. 482

Honorable Members
Eighth Legislature
State of Hawaii

Pursuant to section 17 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 482, entitled 'A Bill Relating to the Use Tax Law.'

The primary purpose of this bill is to grant relief to those airlines engaged in the transportation of interisland passengers and freight by exempting them from the assessment of the use tax imposed by HRS Chapter 238, the Hawaii Use Tax Law.

In 1974, the Legislature granted an exemption from the use tax to oceangoing vehicles used to transport passengers and goods between the islands. The exemption was granted to provide a tax incentive for the development of an alternate transportation system between our islands by utilizing ferryboats and hydrofoil boats. This bill seeks to place the airlines on a parity with the oceangoing transportation industry. However, the reasons which prompted the granting of the exemption to oceangoing vehicles are not present in the case of the airlines today. First, the airlines are now an established industry and a tax incentive for the development thereof is inapplicable. Secondly, the airlines enjoy an exemption under existing law inasmuch as the importation of aircraft for leasing or renting purposes are expressly exempted from the use tax. This exemption was specifically enacted to provide the airlines with some

financial assistance during their earlier years when they were encountering financial difficulties. Thirdly, the airlines also enjoy relief from the public service company tax as a result of legislative enactment in 1970 which reduced the public service company tax from 4% to 3% where an airline has instituted a reduced fare schedule for students. Further, the airlines will continue to enjoy the lower 3% public service company tax while the oceangoing transportation industry will be subject to a higher 4% rate.

The Department of Taxation and the Department of Budget and Finance report that there will be an immediate loss of revenue if the measure becomes law and that further revenue losses may result because this measure will open the door for other industries also to seek exemption from the imposition of the use tax. In view thereof it appears that under present conditions the bill will not serve the best interests of the people of this State.

For the foregoing reasons, I am returning House Bill No. 482 without my approval.

Respectfully,

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor of Hawaii"

"P R O C L A M A T I O N

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. 482, entitled 'A Bill Relating to the Use Tax Law', passed by the legislature, was presented to the governor within the aforementioned period; and

WHEREAS, House Bill No. 482 is unacceptable to the Governor of the State of Hawaii:

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, 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. 482 with my objections thereon to the legislature as provided by said section 17 of Article III of the Constitution.

DONE at State Capitol,
Honolulu, State of Hawaii,
this 2nd day of June,
1975.

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor of Hawaii"

Gov. Msg. No. 107 returning House Bill No. 91 without his approval, together with his statement of objections relating to the measure which reads as follows:

"STATE OF HAWAII
EXECUTIVE CHAMBERS

June 2, 1975

STATEMENT OF OBJECTIONS
TO HOUSE BILL NO. 91

Honorable Members
Eighth Legislature
State of Hawaii

Pursuant to section 17 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 91, entitled 'A Bill for an Act Relating to Historic Preservation.'

House Bill No. 91 seeks to provide a comprehensive program relating to historic preservation which would promote the use and conservation of historic property for the citizens of the State. To effectuate its purpose, the bill seeks to clarify the roles and responsibilities of various state and county agencies. The bill also transfers the multi-cultural studies program from the Hawaii Foundation of History and the Humanities to the ethnic studies program of the University of Hawaii.

However, we believe that H.B. 91 fails to achieve its stated purpose of establishing a coordinated and comprehensive historic preservation program. The placement of similar functions within different agencies could lead to jurisdictional problems and thus foster confusion and duplication of effort.

A major concern is the establishment of a research program with a broad community mission in a small instruc-

tional program with provisional status lacking the physical facilities to accommodate the Multi-Cultural Center. This would do violence to the organizational concepts along which the University of Hawaii-Manoa Campus is structured. The impact on the Multi-Cultural Center itself could only be adverse at this time.

I am asking the various agencies affected by this legislation to evaluate these concerns. Specifically, I am asking the trustees of the Hawaii Foundation for History and the Humanities, the University administration, and the personnel of the University's several ethnic studies programs to consider, in a spirit of cooperative endeavor, how a mutual approach may be achieved in the field of multi-cultural studies. I would anticipate that working together they may be able to recommend an Administration measure for the 1976 session to achieve the purposes of this bill and best serve the people of this state.

For the foregoing reasons, I am returning House Bill No. 91 without my approval.

Respectfully,

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor of Hawaii"

"P R O C L A M A T I O N

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. 91 entitled 'A Bill for an Act Relating to Historic Preservation,' passed by the legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 91 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, 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 91 with my objections thereon to the legislature as provided by said section 17 of Article III of the Constitution.

DONE at State Capitol,
Honolulu, State of Hawaii,
this 2nd day of June,
1975.

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor of Hawaii"

Gov. Msg. No. 108 transmitting copies of the "REPORT OF THE GOVERNOR'S ECONOMIC ADVISORY TASK FORCE, PHASE I".

Gov. Msg. No. 109 transmitting copies of the Annual Report prepared by the Hawaii Public Employment Relations Board.

DEPARTMENTAL COMMUNICATIONS RECEIVED AFTER THE ADJOURNMENT
OF THE LEGISLATURE SINE DIE

Dept. Com. No. 21 from Dr. Richard E. Ando, Chairman, Board of Education, acknowledging receipt of House Resolution No. 651.

Dept. Com. No. 22 from Dr. Richard E. Ando, Chairman, Board of Education, acknowledging receipt of House Resolution No. 642.

Dept. Com. No. 23 from Dr. Richard E. Ando, Chairman, Board of Education, acknowledging receipt of House Resolution No. 644.

Dept. Com. No. 24 from Teichiro Hirata, Superintendent of Education, transmitting copies of reports prepared by the Department of Education in response to House Resolution Nos. 53 and 56.

Dept. Com. No. 25 from Wayne Minami, Director, Department of Regulatory Agencies, acknowledging receipt of House Resolution No. 185.

Dept. Com. No. 26 from Hideto Kono, Director, Department of Planning and Economic Development, acknowledging receipt of House Resolution No. 185.

Dept. Com. No. 27 from Wayne Minami, Director, Department of Regulatory Agencies, acknowledging receipt of House Resolution No. 481, requesting a study to determine whether the State can insure private mortgage loans in return for private financing of public housing.

Dept. Com. No. 28 from Hideto Kono, Director, Department of Planning and Economic Development, acknowledging receipt of House Resolution No. 481.

Dept. Com. No. 29 from Hideto Kono, Director, Department of Planning and Economic Development, acknowledging receipt of House Resolution Nos. 499 and 500.

Dept. Com. No. 30 from Wayne Minami, Director, Department of Regulatory Agencies, acknowledging receipt of House Resolution No. 694, requesting the Real Estate Commission to review problems relating to the horizontal property regimes, Chapter

514, and to enact rules and regulations or recommend corrective legislation.

Dept. Com. No. 31 from Wayne Minami, Director, Department of Regulatory Agencies, acknowledging receipt of House Resolution No. 682, requesting clarification of the employment status of insurance solicitors.

Dept. Com. No. 32 from Wayne Minami, Director, Department of Regulatory Agencies, acknowledging receipt of House Resolution No. 734, requesting a study of the concept of time sharing ownership of condominiums.

Dept. Com. No. 33 from E. John McConnell, Deputy Director, Department of Regulatory Agencies, acknowledging receipt of House Resolution No. 720, requesting investigation of charges for cable television use of ducts and boxes.

Dept. Com. No. 34 from E. John McConnell, Deputy Director, Department of Regulatory Agencies, acknowledging receipt of House Resolution No. 753, requesting a review of the financing system.

Dept. Com. No. 35 from E. John McConnell, Deputy Director, Department of Regulatory Agencies, acknowledging receipt of House Resolution No. 139.

Dept. Com. No. 36 from E. John McConnell, Deputy Director, Department of Regulatory Agencies, acknowledging receipt of House Resolution No. 8.

Dept. Com. No. 37 from Douglas S. Yamamura, Chancellor, University of Hawaii, acknowledging receipt of House Resolution Nos. 716 and 721.

Dept. Com. No. 38 from Douglas S. Yamamura, Chancellor, University of Hawaii, acknowledging receipt of House Resolution Nos. 517 and 679.

Dept. Com. No. 39 from Eileen R. Anderson, Director, Department of Budget and Finance, transmitting copies of the fourth revised edition of the "Summary Plan of Organization of the Executive Branch of the Hawaii State Government."

MISCELLANEOUS COMMUNICATIONS RECEIVED AFTER ADJOURNMENT
OF THE LEGISLATURE SINE DIE

Misc. Com. No. 42 from the Honorable Daniel K. Inouye, United States Senator, acknowledging receipt of House Resolution No. 214, requesting the Hawaii Volcanoes National Park to allow the selective hunting of wild pigs.

Misc. Com. No. 43 from the Honorable Daniel K. Inouye, United States Senator, transmitting a copy of communication from the Department of the Army concerning the proposed joint use of Dillingham Air Field by the State of Hawaii and the U.S. Army.

Misc. Com. No. 44 from the Honorable Carl Albert, Speaker of the U.S. House of Representatives, acknowledging receipt of House Resolution No. 526.

Misc. Com. No. 45 from Mrs. Carolyn B. Cox, Director, Registry of Guests, acknowledging receipt of House Resolution No. 606.

Misc. Com. No. 46 from the Honorable Hiram L. Fong, United States Senator, acknowledging receipt of House Resolution No. 72.

Misc. Com. No. 47 from Ted T. Suzuki, County Clerk, transmitting a copy of Resolution No. 373 which was adopted by the Council of the County of Hawaii.

Misc. Com. No. 48 from the Honorable Patsy T. Mink, Member of Congress, acknowledging receipt of House Concurrent Resolution No. 100.

Misc. Com. No. 49 from the Honorable Patsy T. Mink, Member of Congress, acknowledging receipt of House Resolution No. 526, relating to the establishment of a national network of youth advisory boards.

Misc. Com. No. 50 from the Honorable Patsy T. Mink, Member of Congress, acknowledging receipt of House Concurrent Resolution No. 72.

Misc. Com. No. 51 from Roland L. Elliott, Director of Correspondence, The White House, acknowledging receipt of a House Resolution.

Misc. Com. No. 52 from the Honorable Patsy T. Mink, Member

of Congress, acknowledging receipt of House Resolution No. 686.

Misc. Com. No. 53 from Patrick H. De Leon, Legislative Assistant to Senator Daniel K. Inouye, acknowledging receipt of House Resolution No. 686.

Misc. Com. No. 54 from the Honorable Spark Matsunaga, Member of Congress, transmitting a copy of the National Park Service report on the removal of feral pigs from Hawaii Volcanoes National Park.

Misc. Com. No. 55 from the Honorable Hiram L. Fong, United States Senator, acknowledging receipt of House Resolution No. 686.

Misc. Com. No. 56 from the Honorable Hiram L. Fong, United States Senator, acknowledging receipt of House Resolution No. 359, requesting the return of Bellows Air Field to the State of Hawaii.

Misc. Com. No. 57 from the Honorable Daniel K. Inouye, United States Senator, acknowledging receipt of House Resolution No. 535, requesting the U.S. Congressional Delegation from Hawaii to expedite a Federal land transfer with the City and County of Honolulu for the purposes of establishing a fire station at Pearl City, Oahu.

Misc. Com. No. 58 from the Honorable Daniel K. Inouye, United States Senator, acknowledging receipt of House Resolution Nos. 72 and 358.

Misc. Com. No. 59 from the Honorable Robert E. Jones, Chairman, Committee on Public Works and Transportation, Congress of the United States, acknowledging receipt of House Resolution No. 686.

Misc. Com. No. 60 from the Honorable Daniel K. Inouye, United States Senator, acknowledging receipt of House Resolution No. 526, requesting Congress and the President to establish a National Network of Youth Advisory Boards.

Misc. Com. No. 61 from R. T. McNamar, Executive Director, Federal Trade Commission, acknowledging receipt of House Resolution No. 358.

Misc. Com. No. 62 from the Honorable Harley O. Staggers,

Chairman, Committee on Interstate and Foreign Commerce, Congress of the United States, acknowledging receipt of House Resolution No. 526.

Misc. Com. No. 63 from the Honorable Hiram L. Fong, United States Senator, acknowledging receipt of House Resolution No. 320.

Misc. Com. No. 64 from H. Spofford Canfield, Administrative Assistant to the President of the Senate, acknowledging receipt of House Resolution No. 526.

Misc. Com. No. 65 from the Honorable Daniel K. Inouye, United States Senator, informing the House that he has received a copy of letter from Mr. John H. Davis, Acting Regional Director of the National Park Service, Department of the Interior, relating to the removal of pigs from the Hawaii Volcanoes National Park.

Misc. Com. No. 66 from Patrick H. DeLeon, Legislative Assistant to Senator Daniel K. Inouye, acknowledging receipt of House Resolution No. 359, requesting the return of Bellows Air Field to the State.

Misc. Com. No. 67 from Mark Borreliz, Legislative Assistant to Senator Daniel K. Inouye, acknowledging receipt of House Resolution No. 167, concerning the joint use of Dillingham Air Field by the State of Hawaii and the U.S. Army.

Misc. Com. No. 68 from the Honorable Hiram L. Fong, United States Senator, transmitting a copy of letter from Mr. Woodrow Berge, Director of Real Estate, Office of the Chief of Engineers, relating to the possible joint use of Dillingham Air Field between the State of Hawaii and the Department of the Army.

Misc. Com. No. 69 from the Honorable Hiram L. Fong, United States Senator, acknowledging receipt of House Concurrent Resolution No. 60.

Misc. Com. No. 70 from the Honorable Elmer F. Cravalho, Mayor, County of Maui, acknowledging receipt of House Resolution No. 280, requesting the Department of Land and Natural Resources to establish district offices on the neighbor islands.

Misc. Com. No. 71 from the

Honorable Hiram L. Fong, United States Senator, transmitting a copy of letter he has received from Colonel Hal W. Howes, Office of the Legislative Liaison, relating to the return of Bellows Air Field to the State of Hawaii.

Misc. Com. No. 72 from the Honorable Elmer F. Cravalho, Mayor, County of Maui, acknowledging receipt of House Resolution No. 636, requesting governmental agencies to encourage gardening in housing administered by them.

Misc. Com. No. 73 from the Honorable Elmer F. Cravalho, Mayor, County of Maui, acknowledging receipt of House Resolution No. 704.

Misc. Com. No. 74 from the Honorable Daniel K. Inouye, United States Senator, transmitting a copy of letter he has received from Colonel Hal W. Howes, USAF, concerning the possible utilization of a section of Bellows Air Force Station for a sanitary landfill.

Misc. Com. No. 75 from John J. Scanlan, Bishop of Honolulu, acknowledging receipt of House Resolution No. 822.

Misc. Com. No. 76 from the Honorable Hiram L. Fong, United States Senator, acknowledging receipt of House Resolution No. 758, relating to the development of interisland air cargo transport service in the State of Hawaii.

Misc. Com. No. 77 from the Honorable Daniel K. Inouye, United States Senator, acknowledging receipt of House Concurrent Resolution No. 60, urging adoption by the Congress of a new Sugar Act.

Misc. Com. No. 78 from the Honorable Hiram L. Fong, United States Senator, acknowledging receipt of House Resolution No. 196 relating to social security.

Misc. Com. No. 79 from Patrick H. DeLeon, Legislative Assistant to Senator Daniel K. Inouye, acknowledging receipt of House Resolution No. 196.

Misc. Com. No. 80 from Francis Keala, Chief of Police, acknowledging receipt of House Resolution No. 828.

Misc. Com. No. 81 from John F. O'Shea, District Director, Immigration and Naturalization Service, acknowledging receipt of House

Resolution No. 235.

Misc. Com. No. 82 from the Honorable Spark Matsunaga, Member of Congress, enclosing a copy of letter from the Federal Trade Commission relating to the assigning of an attorney to its Honolulu Field office as requested in House Resolution No. 358.

Misc. Com. No. 83 from the Honorable Daniel K. Inouye, United States Senator, enclosing copies of letters from the Department of the Army and of the Navy concerning the joint use of Dillingham Air Field and the future plans of the respective Departments for their aviation facilities on Oahu.

Misc. Com. No. 84 from the Honorable Carl Albert, Speaker, U.S. House of Representatives, acknowledging receipt of House Resolution No. 196.

Misc. Com. No. 85 from the Honorable Daniel K. Inouye, United States Senator, acknowledging receipt of House Resolution No. 758, requesting the Secretaries of Agriculture and Transportation to support and assist interisland air cargo transport service in Hawaii.

Misc. Com. No. 86 from the Honorable Daniel K. Inouye, United States Senator, enclosing a copy of letter he received from the Department of the Air Force concerning the possible return of Bellows Air Force Station to the State of Hawaii.

Misc. Com. No. 87 from H. Spofford Canfield, Administrative Assistant to the President of the Senate, acknowledging receipt of House Resolution No. 196.

Misc. Com. No. 88 from the Honorable Daniel K. Inouye, United States Senator, informing the House that Mr. William Arbitman, the San Francisco Regional Director of the Federal Trade Commission, is currently interviewing candidates to fill a staff attorney position in the Honolulu Field Station.

Misc. Com. No. 89 from the Honorable Daniel K. Inouye, United States Senator, acknowledging receipt of House Resolution No. 235 concerning the problem of illegal aliens.

Misc. Com. No. 90 from John C. Blum, Associate Administrator, United States Department of Agri-

culture, acknowledging receipt of House Resolution No. 758 concerning interisland air cargo service in Hawaii.

Misc. Com. No. 91 from the Honorable Daniel K. Inouye, United States Senator, acknowledging receipt of House Resolution No. 414, requesting Hawaii's Congressional delegation to obtain public access to the shores and adjacent seas of Pearl Harbor.

Misc. Com. No. 92 from the Honorable Patsy T. Mink, Member of Congress, acknowledging receipt of House Resolution No. 575, requesting the U.S. Postal Service to issue a commemorative stamp on the bicentennial of Captain Cook's arrival in Hawaii.

Misc. Com. No. 93 from the Honorable Hiram L. Fong, United States Senator, acknowledging receipt of House Resolution No. 575.

Misc. Com. No. 94 from Patrick H. DeLeon, Legislative Assistant to Senator Daniel K. Inouye, acknowledging receipt of House Resolution No. 575.

Misc. Com. No. 95 from C.A. McKay, Acting Chief, Air Carrier Division, Department of Transportation, Federal Aviation Administration, acknowledging receipt of House Resolution No. 758.

Misc. Com. No. 96 from the Honorable Carl Albert, Speaker, U.S. House of Representatives, acknowledging receipt of House Concurrent Resolution No. 105.

Misc. Com. No. 97 from Richard P. Rust, Legislative Assistant to Senator Daniel K. Inouye, acknowledging receipt of House Resolution No. 290, urging the United States Congress to include Hawaiians as a native American special target group under the Comprehensive Employment and Training Act.

Misc. Com. No. 98 from Troy L. Chapman, Director, Office of Housing Programs, Department of Housing and Urban Development, acknowledging receipt of House Resolution No. 636.

Misc. Com. No. 99 from the Honorable Spark Matsunaga, Member of Congress, acknowledging receipt of House Concurrent Resolution No. 60, requesting the Hawaii Congressional delegation to support the passage of a sugar act.

Misc. Com. No. 100 from the Honorable Spark Matsunaga, Member of Congress, acknowledging receipt of House Concurrent Resolution No. 105.

Misc. Com. No. 101 from the Honorable Spark Matsunaga, Member of Congress, acknowledging receipt of House Resolution No. 535, requesting the Hawaiian Congressional delegation to aid in expediting a land transfer from the Federal Government to the City and County of Honolulu for a fire station.

Misc. Com. No. 102 from the Honorable Spark Matsunaga, Member of Congress, acknowledging receipt of House Resolution No. 758.

Misc. Com. No. 103 from Mark Borreliz, Legislative Assistant to Senator Daniel K. Inouye, acknowledging receipt of House Concurrent Resolution No. 105, concerning the cession of land in Wahiawa by the Department of the Army.

Misc. Com. No. 104 from the Honorable Spark Matsunaga, Member of Congress, acknowledging receipt of House Concurrent Resolution Nos. 72 and 526.

Misc. Com. No. 105 from the Honorable Robert E. Jones, Chairman, Committee on Public Works and Transportation, Congress of the United States, acknowledging receipt of House Resolution No. 128, concerning the application of secondary treatment to deep ocean outfalls.

Misc. Com. No. 106 from Roland L. Elliott, Director of Correspondence, The White House, acknowledging receipt of a House Resolution.

Misc. Com. No. 107 from Mark Borreliz, Legislative Assistant to Senator Daniel K. Inouye, acknowledging receipt of House Concurrent Resolution No. 54, urging the return of Kahoolawe to the State of Hawaii from the Federal Government.

Misc. Com. No. 108 from the Honorable Hiram L. Fong, United States Senator, acknowledging receipt of House Concurrent Resolution No. 128 relating to secondary treatment.

Misc. Com. No. 109 from H. Spofford Canfield, Administrative Assistant to the President of the

Senate, acknowledging receipt of House Concurrent Resolution No. 105.

Misc. Com. No. 110 from Noel Gayler, Admiral, U.S. Navy, acknowledging receipt of House Resolution No. 210.

Misc. Com. No. 111 from the Honorable Daniel K. Inouye, United States Senator, enclosing a copy of response from L. F. Chapman, Jr., Commissioner of the Immigration and Naturalization Service, concerning illegal aliens in Hawaii.

Misc. Com. No. 112 from the Honorable Hiram L. Fong, United States Senator, acknowledging receipt of House Resolution No. 414 regarding recreational use of Pearl Harbor.

Misc. Com. No. 113 from the Honorable Daniel K. Inouye, United States Senator, enclosing a copy of interim report concerning the possibility of establishing a sanitary landfill at Bellows Air Force Station.

Misc. Com. No. 114 from the Honorable Daniel K. Inouye, United States Senator, acknowledging receipt of House Concurrent Resolution No. 128.

Misc. Com. No. 115 from William Blackfield, Director, Department of Housing and Community Development, City and County of Honolulu, transmitting copies of report on the renewal efforts of the City and County of Honolulu in Chinatown.

Misc. Com. No. 116 from the Honorable Daniel K. Inouye, United States Senator, enclosing a reply from Secretary William T. Coleman, Jr., Department of Transportation, relating to the improvement of inter-island freight service.

Misc. Com. No. 117 from the Honorable Daniel K. Inouye, United States Senator, enclosing a copy of Secretary Middendorf's reply concerning the possible utilization of Navy land in Pearl City for a fire station.

Misc. Com. No. 118 from the Honorable Daniel K. Inouye, United States Senator, enclosing an interim reply from the Department of Defense concerning House Resolution No. 414.

Misc. Com. No. 119 from Charles F. Golden, Bishop, United Methodist Church, Los Angeles area, acknowledging receipt of House Resolution No. 594.

RULES OF THE HOUSE OF REPRESENTATIVES
OF THE
EIGHTH STATE LEGISLATURE
STATE OF HAWAII

PART I. ORGANIZING THE HOUSE

RULE 1. ELECTION OF OFFICERS; SELECTION OF PARTY LEADERS; SUCCESSION

1.1. When the House convenes, the member from the First Representative District shall act as temporary presiding officer. The House shall then immediately elect a temporary Chairperson. The temporary Chairperson shall appoint a temporary Clerk and a credentials committee of not less than three members.

1.2. The credentials committee shall immediately examine the credentials of the members elected. If a majority of the credentials are in order, the credentials committee shall report this to the House, and the temporary Chairperson shall order the temporary Clerk to call the roll.

1.3. The temporary Chairperson shall then appoint a committee of not less than three members to wait upon a justice of the Supreme Court or a judge of the Circuit Court to administer the oath of office, as required by the Constitution of the State of Hawaii. When the oath has been duly administered, the House shall organize by adopting Rules of Procedure and electing by resolution a Speaker, Vice Speaker, Assistant Vice Speaker, Clerk, Assistant Clerk, Sergeant-at-Arms, and Assistant Sergeant-at-Arms.

1.4. The members of the majority and minority parties shall designate, respectively, a Leader, Floor Leader, and such Assistant Leaders and Assistant Floor Leaders as they may choose to have.

1.5. The Speaker, Vice Speaker, and Assistant Vice Speaker shall hold office during the term for which they were elected to the House, unless sooner removed by majority vote of the House. If they are re-elected to membership in the House for the succeeding term, they shall retain their respective positions until the day before the opening day of the succeeding Legislature.

1.6. The Majority Leader, the Majority Floor Leader, the Minority Leader, the Minority Floor Leader, and such Assistant Leaders and Assistant Floor Leaders as the majority and minority parties may select shall hold office during the term for which they were elected to the House, unless sooner removed by their respective parties.

1.7. If the office of Speaker becomes vacant, the Vice Speaker and, if the office of Vice Speaker is vacant, then the Assistant Vice Speaker, in that order, shall serve as acting Speaker until a successor Speaker is duly elected.

1.8. Any vacancy in the office of Speaker, Vice Speaker, and Assistant Vice Speaker shall be filled by election.

PART II. OFFICERS, PARTY LEADERS, AND EMPLOYEES

RULE 2. THE SPEAKER

2.1. It shall be the duty of the Speaker:

- (1) To open the meetings of the House by taking the chair and calling upon the Chaplain to perform his duty.
- (2) To maintain order in the House chamber and to require proper decorum on the part of the members.
- (3) To announce the business before the House in the order prescribed by the Rules.

- (4) To receive all matters brought properly before the House and to submit them to the House, to call for votes on these matters, and to announce the results of the votes.
- (5) To consult with and to advise the Committees of the House, and to assist them in their work as an ex officio member without vote.
- (6) To receive all communications from other branches of the Government and to present them to the House.
- (7) To assign to each member of the House a seat on the floor of the House; until the Speaker assigns seats to the members, they may occupy any vacant seat.
- (8) To authenticate all acts of the House by signing them.
- (9) To make known the Rules of Order upon request, and to decide all questions of order, subject to appeal to the House.
- (10) To issue warrants to arrest offenders upon the order of the House, and to issue subpoena and subpoena duces tecum requiring the attendance of witnesses or the production of books, documents or other evidence in any matter pending before the House or any Committee.
- (11) To perform other duties required by law or these Rules, or which properly belong to the office of Speaker.
- (12) To clear the House of all persons except its members and officers if the House adopts a motion to require it, or if there is a disturbance or disorderly conduct; (covered under voting).
- (13) To direct Committees of the House to consider messages from the Governor or other communications from the executive.
- (14) To appoint any member to preside over the meetings of the House if the Vice Speaker, Assistant Vice Speaker, Majority Leader, and Majority Floor Leader are not available to perform such duties, but such substitution shall not extend beyond an adjournment.
- (15) The Speaker shall, within four session days, refer all bills to committees subject to an appeal to the House. In referring bills to one or more standing committees, the first referral shall be to the standing committee whose area of responsibility as described in Part III of these Rules is most closely related to the subject matter contained in the bill being referred. In the case of multiple committee referrals, the Speaker shall name the standing committee referred to in the sentence immediately preceding as the committee having primary responsibility for the drafting of, and to make recommendations for action on, the bills so referred. However, where more than one standing committee could qualify as the committee having primary responsibility, preference shall be given to the committee having jurisdiction on a statewide, rather than a local, basis.
- (16) To appoint the chairperson and members of conference committees pursuant to Rule 14.
- (17) To establish final dates for action on legislation. These shall include the final date for introducing bills, the final date for third reading of House bills, the final date for third reading of Senate bills, the final date for approving conference committee agreements and drafts of bills, the final date for final reading of the General Appropriations Bill, and the final date for final reading of the Supplemental Appropriations Bill. The Speaker shall coordinate with the President of the Senate to establish these final dates within seven days after the opening of the legislative session. When the House adopts a resolution directing the Speaker to do so, the Speaker shall seek agreement with the Senate to extend the 24-hour layover period for bills on third and final reading to 48 hours.

RULE 3. THE VICE SPEAKER; ASSISTANT VICE SPEAKER

3.1. The Vice Speaker shall consult with and advise the standing committees and assist them in their work as an ex officio member without vote and shall perform such other duties as may be assigned by the Speaker. In the absence of the Speaker, the Vice Speaker shall exercise all the duties and powers of the Speaker.

3.2. In the absence of the Vice Speaker, the Assistant Vice Speaker shall exercise all the duties and powers of the Vice Speaker. The Assistant Vice Speaker shall perform such other duties as may be assigned by the Speaker, and he shall be eligible for assignment as a voting member to such standing committees of the House as the House may determine.

RULE 4. PARTY LEADERS

4.1. The Majority and Minority Leaders and Floor Leaders, and such Assistant Leaders and Assistant Floor Leaders as the majority and minority parties may choose to have, shall perform such duties as may be assigned by their respective memberships.

4.2. If the Speaker, Vice Speaker, and Assistant Vice Speaker are absent when the House convenes after adjournment, the Majority Leader and, if the Majority Leader is absent, then the Majority Floor Leader, in that order, shall serve as Acting Speaker until the Speaker, Vice Speaker, or Assistant Vice Speaker returns.

RULE 5. THE CLERK

5.1. The Clerk of the House of Representatives shall be responsible for the safe-keeping of all records of the House. He shall retain possession of all original documents, unless the Speaker orders him to release them to someone else.

5.2. The Clerk shall make a concise, complete and verbatim record each day of all matters brought before the House. This record shall state the nature of the matters brought before the House, the names of their introducers, and the date and day of the session on which the House considered the matters. This daily record and such additional matters as the Speaker may order the Clerk to include in it shall constitute the Journal of the House, a copy of which shall be placed on the desk of each member on the following session day or soon thereafter as practicable. The House shall approve the Journal, subject to corrections, by vote of the House. However, the House may dispense with the reading of the Journal by majority vote.

5.3. The Clerk shall read all bills, resolutions and other matters aloud to the House when the House requires it.

5.4. The Clerk shall forward all communications and other matters he receives immediately to the parties to whom they are addressed.

5.5. The Clerk shall deliver immediately to the chairperson of the appropriate committees all matters duly referred to those committees.

5.6. The Clerk shall maintain for the committees of the House a record of subjects contained in messages from the Governor, which are referred to the committees.

5.7. The Clerk shall keep a record of all questions of order and the decision on each of them, and the Clerk shall append this record to the Journal at the close of the session.

5.8. The Clerk shall perform all other duties appropriate to his office that the House or the law assigns.

RULE 6. ASSISTANT CLERK

6.1. The Assistant Clerk of the House shall assist the Clerk in all duties. In the absence of the Clerk, the Assistant Clerk shall perform all duties of the Clerk.

RULE 7. CHAPLAIN

7.1. A chaplain shall attend each day's sitting of the House, and open the same with prayers.

RULE 8. SERGEANT-AT-ARMS

8.1. The Sergeant-at-Arms shall execute the orders of the Speaker, attend every meeting of the House, maintain order among persons who attend the sessions of the House, and notify the presiding officer of the presence of persons who have communications for the House or who otherwise are of interest to the House. If requested, the Sergeant-at-Arms shall likewise attend upon the committees of the House. The Sergeant-at-Arms shall serve all orders or process directed by the Speaker or the House, make all arrests ordered by the Speaker or the House and restrain persons in custody. The Sergeant-at-Arms shall be responsible for the House postal service. The Sergeant-at-Arms shall keep the entrances and exits of the House clear at all times, and keep from the floor of the House all persons except members of the House, authorized employees of the House and guests of the House. The Sergeant-at-Arms shall wear a badge to symbolize the authority of the office of the Sergeant-at-Arms.

8.2. The Sergeant-at-Arms shall be responsible for making purchases for the House in accordance with Title 3 of the House Manual.

8.3. The Sergeant-at-Arms shall be custodian of all property of the House and shall perform all duties related to its safeguard, care, and maintenance as provided in Title 8 of the House Manual.

RULE 9. ASSISTANT SERGEANT-AT-ARMS

9.1. The Assistant Sergeant-at-Arms shall assist the Sergeant-at-Arms in all duties. In the absence of the Sergeant-at-Arms, the designated Assistant Sergeant-at-Arms shall perform all duties of the Sergeant-at-Arms.

RULE 10. OFFICERS AND EMPLOYEES: RESPONSIBILITIES; SALARIES

10.1. In addition to the responsibilities assigned by law and these rules, all officers and employees may be assigned responsibilities by their respective appointing authorities.

10.2. Until otherwise provided by law, the pay of each member of the House shall be Twelve Thousand Dollars a year. Each member shall receive his pay in installments of at least one per month after his or her election or appointment to office, while he or she is a member of the House.

10.3. The Speaker, the Vice Speaker, and the Assistant Vice Speaker shall not receive any pay beyond that authorized for members of the House. Employees of the House shall be employed and discharged as provided in Title 7 of the House Manual. Employees of the House shall receive such compensation as the House shall fix by resolution.

PART III. COMMITTEES**RULE 11. STANDING COMMITTEES**

11.1. Standing committees shall be committees established to consider and report on all bills, petitions, resolutions, budgets, and any other matters referred to such committees.

11.2. The composition of the standing committees shall be as follows:

- (1) The membership of each standing committee, including the designation of the chairperson and vice-chairperson shall be provided for by resolution, provided, however, that the composition of the committee shall be based on proportional

representation between the majority and minority party members with the members of the majority party designating the chairperson, vice-chairperson, and majority party members and the minority party designating the minority party members.

- (2) The Speaker, Vice Speaker, majority and minority leaders, majority and minority floor leaders shall be ex officio members of each committee without vote.

11.3. The chairperson of each standing committee shall call and preside over all standing committee meetings; determine the order of deliberations on bills, resolutions, and other matters over which the standing committee as a whole retains jurisdiction; coordinate the scheduling of meetings and public hearings of the standing committee and assure that such schedules and agendas are posted or distributed as required under these rules; establish guidelines to coordinate the flow of work to assure that directions of the House are fulfilled; supervise the work of the committee staff; and supervise the maintenance and disposition of the records of proceedings of the standing committee. The vice-chairperson shall perform the duties of the chairperson in his absence.

11.4. The chairperson of each standing committee shall keep a record of public hearings and shall file same with the State Archives, through the Speaker as soon as practicable after each session.

11.5. Standing committees shall be created by resolution for each major program area at the opening of the session, or as soon thereafter as possible, to serve during the legislative session. The major program areas and the standing committees therein shall be as follows:

EDUCATION AND CULTURE

This major program area covers those programs which are intended to promote intellectual development and cultural enrichment of the community. The standing committees for this major program area shall be:

- (1) Committee on Education, whose scope shall be those programs relating to lower education, continuing education, and public libraries.
- (2) Committee on Higher Education, whose scope shall be those programs relating to the University of Hawaii and the community colleges.
- (3) Committee on Culture and the Arts, whose scope shall be those programs relating to encouraging the expression of Hawaii's multi-cultural background and development of all avenues of artistic endeavor that both individuals and the community at large will benefit and grow in appreciation of our cultural heritage and full creative possibilities.

HUMAN RESOURCES

This major program area covers those programs which are intended to insure employment for individuals and families, adequate income, physical and mental health of the people, and to promote government efficiency and improved employment conditions for government employees. The standing committees for this major program area shall be:

- (4) Committee on Health, whose scope shall be those programs relating to general health, maternal and child care, communicable diseases, dental health, medical and hospital services, mental health, mental retardation, and hospitals.
- (5) Committee on Public Assistance and Human Services, whose scope shall be those programs relating to financial assistance, vocational rehabilitation, and social welfare services.
- (6) Committee on Labor and Public Employment, whose scope shall be

those programs relating to employment opportunities and labor-management relations, government operations and efficiency employee pay and benefits, employee recruitment, classification and training, career development, employee performance, employment conditions, standards of conduct for public employees, and collective bargaining.

ECONOMIC DEVELOPMENT

This major program area covers those programs which are intended to encourage the economic development of the State, and to provide for Hawaiian Homes programs and recreational opportunities. The standing committees for this major program area shall be:

- (7) Committee on Water, Land Use, Development, and Hawaiian Homes, whose scope shall be those programs relating to land and water resources and use, marine resource development, industrial and product promotion, new industry development, financial and technical assistance to business and outdoor recreation, State parks and historic sites development and protection, fish and game management, and Hawaiian Homes programs.
- (8) Committee on Tourism, whose scope shall be those programs relating to tourism.
- (9) Committee on Agriculture, whose scope shall be those programs relating to agriculture.

JUDICIARY AND COMMERCE

This major program area covers those programs which are intended to safeguard individual and property rights, protect consumers from fraudulent and deceptive practices, promote public safety, and improve the conduct of business affairs. The standing committees for this major program area shall be:

- (10) Committee on Judiciary, whose scope shall be those programs relating to courts, crime prevention and control, criminal code revisions, the rules of the House, judicial and legal questions, consitutional matters, programs of the Attorney General and of the Judiciary (except programs directly related to the Revisor of Statutes) and other pertinent matters referred to it by the House, public institutions on corrections and rehabilitation, individual rights and civil liberties, and public defense. In the event of a contest, it shall investigate and report upon the certificates of election of members. The committee shall consider all petitions and other matters relating to elections and returns referred to it by the House and report thereon.
- (11) Committee on Consumer Protection and Commerce. It shall be the duty of the Committee on Consumer Protection and Commerce, unless otherwise directed by the House, to consider all bills, petitions, resolutions, matters and those portions of the budget relating to programs for consumer protection and the regulation of trade, business, professions, and occupations, and other pertinent matters referred to it by the House.

GROWTH

This major program area covers those programs which are intended to promote conditions which enhance ecological balance, safeguard the environment, conserve natural resources, facilitate the movement of people and goods into and from the State and from place to place within the State, provide for the development and availability of energy resources, insure adequate housing, and promote the general well-being of youth and the elderly. The standing committees for this major program area shall be:

- (12) Committee on Environmental Protection, whose scope shall be those programs relating to environmental quality control and protection,

and environmental health.

- (13) Committee on Energy and Transportation, whose scope shall be those programs relating to air, water and surface transportation, and energy resources.
- (14) Committee on Housing, whose scope shall be those programs relating to housing.
- (15) Committee on Youth and Elderly Affairs, whose scope shall be those programs relating to the promotion of the general well-being of youth and the elderly.

FISCAL MANAGEMENT

This program area covers those programs which are intended to produce the efficient, effective, economical and equitable acquisition and utilization of financial resources. The standing committee for this major program area shall be:

- (16) Committee on Finance, whose scope shall be those programs relating to overall State financing policies, including taxation and other revenues and cash and debt management, and statewide implementation of planning, programming, budgeting and evaluation.

LEGISLATIVE MANAGEMENT

This major program area covers those programs which are intended to provide the administrative supervision of accounting and printing services. The standing committee for this major program area shall be:

- (17) Committee on Legislative Management, whose scope shall be those programs relating to supervision of accounting and printing services, control of the expenses of the House in accordance with the appropriations act providing for such expenses, and auditing and settling of all accounts which may be charged to the expenses of the House.

11.6. Standing Committees: General Responsibility. It shall be the duty of each standing committee:

- (1) To consider all bills, petitions, resolutions, and other items relating to the programs and matters over which it has primary responsibility and all other items as may properly come before it.
- (2) To systematically review those portions of the State's program and financial plan and variance reports as may relate to programs over which the committee has primary responsibility. It shall examine those portions of the executive budget and the General and Supplemental Appropriations bills relating to such programs and recommend to the Committee on Finance the programs and amounts to be spent thereon. (The executive budget and the General and Supplemental Appropriations Bills are hereinafter collectively referred to as the "State budget.") The recommended programs and amounts, taken as a whole, shall be consistent with and within the expenditure amounts allocated by the Committee on Finance.
- (3) To determine the objectives of the bill, make appropriate recommendations, including, if proper, expenditure recommendations on other bills referred to it by the House. Such expenditure recommendations shall be consistent with the allocations established by the Committee on Finance. On bills which relate to programs and matters over which a standing committee to which they are referred has no primary responsibility, the standing committee shall make no change of any kind to the bill unless the approval of the majority of the primary committee is first obtained.
- (4) To review how programs over which it has primary responsibility have been carried out in compliance with legislative direction and whether studies, analysis, and audit should be conducted on all or

part of the program in order to define issues and recommend improvements. Each standing committee shall also recommend amendments to existing appropriation acts and may further recommend revenue measures and improvements to the State's planning, programming, and budgeting system to the Committee on Finance.

In every case in which a standing committee makes a recommendation to the Committee on Finance, the latter shall make the final recommendation to the House; provided that in making its final recommendation, the Committee on Finance shall not, without the prior concurrent of the standing committee having primary responsibility, alter the recommendation of the standing committee having primary responsibility for the bill.

11.7. Committee on Finance: Special Responsibility. The committee on Finance shall:

- (1) Have primary responsibility over all programs and matters relating to the State's financing policies, including taxation and other revenues, level of expenditures, and cash and debt management, and to the statewide implementation of planning, programming, budgeting, and evaluation. Subject to the provisions of these rules, it shall consider the reports of the fiscal officers of the State, all bills, petitions, and resolutions, those portions of the State budget, and all other items pertaining to such programs and matters. It shall also consider such other pertinent items as may be referred to it by the House.
- (2) Establish, within the revenue raising ability of the State, the general level of total governmental expenditures for each fiscal year of a biennial period and allocate to each standing committee a proportionate part of such expenditures. Each standing committee shall be responsible for budget review of the programs within its jurisdiction and for making program expenditure recommendations to the Committee on Finance. Upon receipt of the recommendations of the other standing committees, the Committee on Finance shall review the same to determine if, when taken as a whole, the programs and amounts to be expended thereon are consistent with and within the expenditure amounts it has allocated to the respective standing committees. In making allocations to and in reviewing recommendations in any program area, the Committee on Finance shall invite the participation of the chairperson of the standing committee having primary responsibility over the program. After review of all standing committee recommendations, the Committee on Finance shall be responsible for preparing General and Supplemental Appropriations bills and the General Public Improvements Bill for consideration by the House.
- (3) In all other appropriation bills, inform the standing committee primarily responsible for the program or matter under consideration, of the amount and type of finances available. Upon receiving recommendations for the expenditures from the appropriate standing committee, the Committee on Finance shall review such recommendations to determine if, when taken as a whole, the recommendations are consistent with and within the expenditure amounts allocated. In reviewing recommendations of the standing committees, the Committee on Finance shall invite the participation of the standing committee chairperson concerned.

11.8. Committee on Legislative Management: Special Responsibility. The Committee on Legislative Management shall:

- (1) Audit and settle all accounts which may be charged to the House and its individual members, and, in general, to oversee the administrative operations of the House. The Committee shall be responsible for all expenditures made by the House and shall submit detailed monthly reports of said expenditures to all members of the House throughout its term of office. It shall from time to time direct the Clerk to draw drafts on the treasury for the payment of expenses of the House.

- (2) Make recommendations on the expenses to be included in the appropriation bills providing for the expenses of the legislature, and it shall be charged with the responsibility of insuring that the expenses of the House are in accordance with the appropriation acts providing therefor.
- (3) Regularly report to the House in accordance with data supplied by the Manager of the Print Shop, the numbers and amounts of the various bills, resolutions, and other documents printed in the Print Shop. It shall also periodically report on the amounts of materials used by the Print Shop and the costs of such materials.
- (4) Make recommendations to the House as to improvements in printing procedures, and as to ways in which the Print Shop may be more efficiently operated. When directed by the House, the Committee shall procure cost estimates as to commercial printing of various documents and report its finding.
- (5) Consider all bills, petitions, resolutions, matters and those portions of the budget relating to programs to support the accomplishments of legislative goals, including:
 - (i) programs to support the dissemination of information on legislative process; and
 - (ii) programs to support the establishment and operations of legislative staff and legislative staff agencies such as the Legislative Reference Bureau, the Revisor of Statutes, the Office of the Auditor, and the Ombudsman.

11.9. Committee Meetings

- (1) Meetings, including decision-making sessions, of standing committees shall be public, such notice of which shall be publicly posted at least two legislative days prior to such meetings, provided that meetings in executive session may be allowed in such exceptional circumstances when committee discussion could unfairly damage the reputation of individuals, and provided further that such notice may be waived with the approval of the Speaker upon good cause shown.
- (2) No standing committee shall sit during the time when the House is actually in session except with the permission of the Speaker.
- (3) As practicable, standing committees shall schedule their meetings at times and at places as are convenient for attendance by the general public, and shall, in coordination with other committees of the House or Senate, endeavor to hold joint meetings and public hearings on matters of mutual interest.
- (4) No bill or resolution other than a congratulatory resolution shall be reported out of a standing committee unless it shall have received a public hearing in the House.

11.10. Standing Committee Reports

- (1) Standing committees shall report from time to time upon all matters referred to them with such copies as may be designated by the Speaker. Such reports shall be printed by the House and be furnished to each member.
- (2) The reports shall state findings of facts and conclusions based thereon, together with a distinct recommendation as to the disposal of the matter.
- (3) A report recommending a bill for passage shall clearly state the legislative intent and purpose of such bill; and such report shall contain the signatures of not less than a majority of the committee

members who are in favor of the recommendations. Any such signature noted "with reservations" shall be deemed to be in favor of the recommendations.

- (4) A report upon a bill shall state clearly the amendments, if any, proposed. If a substitute bill, for one or more bills referred to the committee, shall be reported, such substitute bill shall agree with the subject of the bill or bills referred to the committee.
- (5) Whenever a committee fails to agree, the majority shall report and it shall be the report of the committee. The minority may report or simply note upon the report of the majority the words, "I (or we) do not concur," signing their names.

RULE 12. SPECIAL COMMITTEE

12.1. The Speaker, with the approval of the House, may appoint special committees for special or temporary purposes to consider and report on such special or temporary matters referred to it.

12.2. Special committees shall consist of not less than three members each, unless otherwise ordered by the House, to serve until discharged or until finally reporting on such matters referred to them.

12.3. Meetings of special committees shall be conducted in the same manner as provided for standing committees.

12.4. Special committees shall report upon matters referred to them within the time prescribed under the appointment of the special committees, unless further time is given by vote of the House.

RULE 13. COMMITTEE OF THE WHOLE

13.1. Whenever any matter shall be referred to the entire membership of the House by adoption of a motion to that effect, the House may at any time thereafter resolve itself into a Committee of the Whole to be chaired by the Speaker.

13.2. The Clerk of the House shall act as Clerk of the Committee of the Whole, without extra compensation, and shall make a careful record of the proceedings which shall be filed as one of the records of the House.

13.3. The committee may, on motion, rise and ask leave to sit at any future time. The rules of procedure in the House shall be observed, except as follows:

- (1) Any member may speak more than once on the same subject provided that he shall not speak a second time or further until others desiring to speak have had an opportunity.
- (2) The motion for the "previous question" shall not be allowed.

RULE 14. CONFERENCE COMMITTEE

14.1. Conference committees shall consist of not less than three members each unless otherwise ordered by the House to be appointed for the purpose of resolving differences between the House and the Senate on any matters where the joint agreement of the House and the Senate is required and shall serve until discharged or until finally reporting on the matter referred to it.

14.2. The composition of the conference committee shall be as follows:

- (1) The chairperson of the conference committee on the part of the House shall be the chairperson of the standing committee having primary responsibility of the subject matter to be resolved or a designee of such chairperson.
- (2) The membership of a conference committee shall be based on proportional representation between the majority and minority

parties. In appointing the minority party members, the Speaker shall consult with the minority leadership of the House. The Speaker shall appoint the members of a conference committee as the Speaker and the chairperson of such standing committee having primary responsibility of the subject matter shall so mutually agree.

14.3. The Chairperson of the Finance Committee shall be designated the chairperson of the conference committee on the General Appropriations, Supplemental Appropriations, and the General Public Improvements bills. He shall invite the participation of the primary committee chairperson of the standing committee responsible for the program area to which the appropriation relates. After review, the chairperson of the conference committee shall be responsible for preparing the budgets for consideration by the House.

14.4. The meetings of the conference committee shall be conducted as agreed upon by the members of the conference committee. It shall be the position of the House that conference committee meetings and decision-making sessions shall be public.

RULE 15. INTERIM COMMITTEE

15.1. Interim committees may be established between regular sessions to accomplish specified objectives and work. The appointment of interim committees shall be completed by the Speaker within thirty days following the close of the session.

15.2. The composition of the interim committee shall be as follows:

- (1) The chairperson of the interim committee shall be the chairperson of the standing committee having primary responsibility, as defined by the rules, over the programs or matters to be considered by the interim committee.
- (2) The membership of the interim committee shall be based on proportional representation between the majority and minority parties. In appointing the minority party members to the interim committee, the Speaker shall consult with the minority leadership of the House. The Speaker shall appoint the members of an interim committee as the Speaker and the chairperson of the interim committee shall so mutually agree.

RULE 16. COMMITTEE ON THE JOURNAL

16.1. A Committee on the Journal shall be appointed to prepare, compile, and bind the House Journal; to enter into contracts for printing and any other acts necessary to accomplish the purpose of printing the Journal; and to distribute the Journal to the members of the House at the next regular session.

16.2. The Committee on Journal shall consist of the Speaker, Vice Speaker, Assistant Vice Speaker, Majority Leader, Majority Floor Leader, and the chairperson of the Committee on Legislative Management, whose duty it shall be to prepare, compile, and bind the House Journal, and who shall be authorized to make contracts with any printer, publisher, or bookbinder for the printing and binding of said Journal. The Clerk of the House shall act as Clerk of the Committee on the Journal. The committee shall report from time to time to the House.

16.3. The committee may correct certain errors in all proper cases, and shall correct any mere clerical errors in the compilation of the Journal, such as errors in orthography or the use of one word for another as "affect" for "effect," "previous" for "previously," and the like. No corrections other than such as are authorized by this Rule shall be made at any time by the Clerk or his assistants, unless upon order of the committee.

PART IV. SESSIONS; ATTENDANCE

RULE 17. MEETINGS

17.1. After the opening day of the Legislature, the House shall meet for the transaction of public business every day except Saturday, Sunday, any legal holiday, and any day in recess, and such other day as the House shall designate.

17.2. The House shall determine from time to time the normal hour of its meetings.

17.3. Any session may be recessed when a majority of the members to which each House is entitled adopt a concurrent resolution for that purpose. When directed by a resolution adopted by the House, the Speaker shall consult with the President of the Senate to agree upon the time of a recess or recesses.

RULE 18. QUORUM

18.1. A majority of the members to which the House is entitled constitutes a quorum, of which a majority vote shall suffice for the conduct of ordinary business unless otherwise provided in these rules, but the final passage of a bill shall require the vote of a majority of all members to which the House is entitled.

18.2. A majority of less than a quorum may adjourn from day to day and compel the attendance of absent members.

18.3. If a quorum is not present at the designated time of meeting, the Speaker may declare the House adjourned.

18.4. The Speaker shall count the number of members present to determine whether there is a quorum.

RULE 19. ATTENDANCE

19.1. No member shall be absent from the service of the House, unless the member is sick and is unable to attend or is excused by the Speaker.

RULE 20. ADJOURNMENTS

20.1. Meetings of the House may be adjourned at any time by vote. Every adjournment shall be until the normal hour of meetings on the next business day, unless the motion for adjournment specifies otherwise.

20.2. A motion to adjourn always is in order and shall be decided without debate. However, one motion to adjourn shall not follow another without intervening business.

20.3. A motion to adjourn sine die or to adjourn to a specified time may be deleted. No member shall speak more than once on such a motion.

RULE 21. EXTENSION OF SESSION

21.1. Two-thirds of the members to which the House is entitled, two-thirds of the Senate concurring, may petition the Speaker of the House and the President of the Senate to extend any session of the Legislature. The petition shall read:

"To the Speaker of the House of Representatives and the President of the Senate:

Your petitioners, members of the House of Representatives and of the Senate of the _____ Legislature of the State of Hawaii, respectfully request an extension of _____ days of the _____ session of _____ of the _____ Legislature of the State of Hawaii."

21.2. The petition shall be in writing, above the signatures of the members.

21.3. When the Speaker of the House of Representatives receives such a petition, and it is properly signed by two-thirds of the members to which each house is entitled, the Speaker and the President of the Senate shall jointly issue a proclamation extending the session for the number of days sought in the petition.

RULE 22. SPECIAL SESSIONS

22.1. Two-thirds of the members to which the House is entitled, two-thirds of the Senate concurring, may petition the Speaker of the House and the President of the Senate to call a special session of the Legislature. The petition shall read:

"To the Speaker of the House of Representatives and the President of the Senate:

Your petitioners, members of the House of Representatives and of the Senate of the _____ Legislature of the State of Hawaii, respectfully request that a special session of the _____ Legislature of the State of Hawaii be convened at _____."

22.2. The petition shall be in writing, above the signatures of the members.

22.3. When the Speaker of the House receives such a petition, and it is properly signed by two-thirds of the members to which each house is entitled, the Speaker and the President of the Senate shall jointly issue a proclamation convening the Legislature in special session at the time and place sought in the petition.

PART V. ORDER; DECORUM**RULE 23. QUESTIONS OF ORDER**

23.1. Any member may raise a question of order at any stage in the proceedings of the House, except during a roll call vote. The Speaker shall decide questions of order without debate, subject to an appeal to the House. Laying an appeal on the table shall sustain the Speaker's ruling.

RULE 24. DECORUM: PUNISHMENT FOR VIOLATIONS

24.1. No person shall sit at the desk of the Speaker or Clerk, except by permission of the Speaker.

24.2. No one shall walk out of the House chamber or across the floor of the House while the Speaker is addressing the House. No one shall maintain a private discourse while the Speaker is addressing the House or a member is speaking. No one shall walk between the chair and a member who is speaking.

24.3. The Speaker shall order any member who conducts himself or herself in a disorderly manner during any session of the House to stay in his or her seat and be in order. The Speaker shall order the Sergeant-at-Arms to remove any member who persists in disorderly conduct from the House for the remainder of the day's session, unless the member who has been disorderly pledges to the House that he or she will maintain a good behaviour.

24.4. Any member who wishes to speak shall rise from his or her seat and address the Speaker, saying, "Mr. Speaker." When recognized, the member shall face the Speaker, address the question under debate, and avoid personalities.

24.5. The Speaker shall call to order any member who violates the rules of the House, and the member shall then immediately sit down. The Speaker shall then decide the question of order without debate, subject to an appeal to the House. The Speaker may call for the sense of the House on any question or order.

24.6. A member who is called to order while speaking shall retain the floor while the question of order is decided, and may proceed with the matter under discussion.

24.7. Any member may demand that the Clerk take down the words objected to when a member is called to order for words spoken during debate, and may ask that they be read for the information of the House.

24.8. No one shall smoke in the House chamber during any sessions of the House unless the Speaker permits it.

24.9. The House may censure its members for disorderly conduct or neglect of

duty. The House may also, by a two-thirds vote of the total membership of the House, suspend or expel a member.

24.10. The House may establish an investigating committee pursuant to chapter 21, Hawaii Revised Statutes, for the purposes therein mentioned.

RULE 25. DISCLOSURES AND PUNISHMENT OF MEMBERS

25.1. Each member shall file with the Ethics Commission of the State of Hawaii a disclosure of his or her private financial interests, as prescribed by law. Each member shall file with the Ethics Commission any change in his or her financial interests, and each member shall file with the Speaker a copy of all disclosures made to the Ethics Commission.

25.2. If a legislative matter which affects a member's interests arises before the member has made a disclosure to the Ethics Commission and the Speaker, the member shall orally disclose his or her interest to the House before voting. The member then shall immediately make the written disclosure required by law and the Rules of the House.

25.3. Any member who has filed a disclosure as required by this Rule need not make a further oral disclosure on the House floor of any interest so filed.

25.4. All disclosures filed with the Speaker shall be available for examination by the public.

25.5. The Speaker may appoint a special committee to investigate any member for misconduct, disorderly conduct, neglect of duty, violation of chapter 84, H.R.S., or violation of the Rules of the House. The House may punish any member found guilty by such a committee by censure, suspension or expulsion. Censure shall require the approval of a majority of the members to which the House is entitled. Suspension or expulsion shall require the approval of two-thirds of the members to which the House is entitled.

PART VI. ORDER OF BUSINESS

RULE 26. ORDER OF BUSINESS: GENERAL; ORDER OF THE DAY

26.1. After prayer, the daily order of business shall be:

- (1) Roll call;
- (2) Reading and approval of the Journal unless the House by motion dispenses with such reading;
- (3) Messages from the Governor;
- (4) Reports and communications from the heads of agencies; and
- (5) Bills, resolutions, and other matters received from the Senate to be placed on the calendar.

26.2. The order of matters to be considered in the Order of the Day shall be:

- (1) Unfinished business upon which the House was engaged at the time of its last adjournment;
- (2) Reports of committees;
- (3) Petitions, memorials and communications;
- (4) Introduction of bills and resolutions;
- (5) Second and third readings;
- (6) Any miscellaneous business on the Speaker's table; and

(7) Announcements

RULE 27. ORDER OF BUSINESS: SPECIAL

27.1. The House may, by previous motion, direct that any matter be made a special order of business. Special orders shall take precedence over all business after the fourth order in the order of business. The House may also specify that special orders be taken up at a later specified point in the order of business.

RULE 28. ORDER OF BUSINESS: UNFINISHED BUSINESS; COMMITTEE REPORTS AND MESSAGES

28.1. Any business which the House did not complete before its last adjournment shall have precedence in the Order of the Day. No motion or other business shall be received without special leave of the House until the unfinished business is disposed of.

28.2. Reports from conference committees and from the Committee on Legislative Management shall be in order at all times. Upon motion, messages or reports from the Governor or from the Senate may be received at any time, provided that without unanimous consent such messages or reports shall not be in order for discussion when received but shall be placed on the calendar as "Unfinished Business."

RULE 29. ORDER OF BUSINESS: QUESTIONS OF PRIORITY

29.1. All questions relating to the priority of business shall be decided without debate.

PART VII. BILLS AND RESOLUTIONS**RULE 30. FORM: BILLS, RESOLUTIONS, AND AMENDMENTS**

30.1. All bills and resolutions to be introduced shall be submitted in the form and in the number of copies designated by the Clerk. Short form bills may be introduced. All bills and resolutions shall be dated and signed by the introducer in black ink.

30.2. Every bill introduced or reported out of any committee, which amends an existing section or subsection of the Hawaii Revised Statutes or Session Laws of Hawaii, shall set forth the section or subsection in full, and the matter to be deleted shall be enclosed in brackets and any new matter added to the section or subsection shall be underscored. However, a bill need not conform to this rule if it is (1) a Supplemental Appropriations Bill or (2) an amending bill the intent and effect of which can be clearly identified and understood without repeating the entire section or subsection, in which case only the paragraphs, subparagraphs, clauses, or items to be amended need be set forth as the Speaker may allow. The Speaker may allow additional exceptions to this rule.

30.3. No floor amendment to a bill shall be voted upon unless a copy of such amendment shall have been presented to the Clerk who shall prepare and distribute copies of the amendment to each member of the House present.

RULE 31. BILLS: FIRST READING

31.1. The first reading of a bill shall be of its title only.

RULE 32. BILLS: SECOND READING

32.1. On second reading, a bill may be read throughout or, on motion, by title only. It shall then be subject to a motion for referral to a committee. If it is referred to the Committee of the Whole instead of a special or standing committee, the Chairperson of the Committee of the Whole shall set a day for its consideration. When a bill is reported by a standing committee, special committee, or the Committee of the Whole and

has passed second reading, it shall take its place in the order of business for future consideration.

RULE 33. BILLS: THIRD READING

33.1. No bill shall pass third or final reading in the House unless printed copies of the bill in the form to be passed have been made available to the members of the House for at least 24 hours. Form to be passed means the form in which a bill is to be either (a) passed on third reading in the House, (b) concurred to by the House after amendments have been made by the Senate, or (c) passed by the House after a conference committee has agreed upon it. The 24-hour period shall commence with the placement of a printed copy of the bill in the form to be passed upon the desk of each member, as reported from the last committee to which the bill has been referred. In the event that a bill is amended on the floor of the House, the 24-hour period for a bill shall commence at the time printed copies of the bill in the form to be passed are placed upon the desk of each member of the House. In each instance, the time that a bill shall be made available as aforesaid shall be duly entered in the House Journal by the Clerk.

33.2. A bill on its third or final reading may be read by its title only and the Speaker shall then ask the House, "Shall this bill pass its third reading?" or "Shall this bill pass its final reading?" as the case may be. Such bill may be amended on its third reading. For the final passage of any bill, the Ayes and Noes shall be called or a vote shall be taken pursuant to Rule 48.3 and such passage shall require the affirmative vote of a majority of all members to which the House is entitled. The vote upon final reading shall be upon a motion that the bill pass third reading, rather than upon adoption of a committee report, so that amendments to the bill may be offered at third reading and voted upon.

33.3. Any rule to the contrary notwithstanding, the House shall not concur with amendments made by the Senate to a House bill until such amendments have been consented to by the standing committee having primary responsibility for the subject matter contained in the bill.

RULE 34. BILLS: RECALL FROM COMMITTEE

34.1. Any bill that has been referred to a committee may be recalled from that committee 20 days after referral, if one-third of the members to which the House is entitled vote in favor of the recall.

RULE 35. BILLS: CERTIFICATION

35.1. When the House passes a bill, the Speaker and the Clerk shall certify it and note the day of its passage at the bottom of the last page of the bill.

35.2. When a bill introduced in the House passes third reading in the House, the Speaker and the Clerk shall immediately send it to the Senate. Likewise, they shall send to the Senate any bill which the House receives from the Senate, amends and passes on third reading in the House. Likewise, they shall send to the Senate any bill introduced in the Senate in the first regular session of a Legislature which passes third reading in the House in the second regular session of the same Legislature.

RULE 36. BILLS AND RESOLUTIONS: ORDER OF CONSIDERATION

36.1. The Clerk shall send bills that have passed first reading to be printed immediately. When they have been printed and circulated to the members of the House, the Speaker shall refer them to the various committees. When the committees have considered them and reported on them, the committees shall return them to the Clerk, and the Clerk shall place them in the second reading file. The House shall consider them in the order in which they appear in the second reading file.

36.2. The Clerk shall arrange bills that have passed second reading in the order of their passage on second reading, regardless of the date of their reference to committee or the date of the committee report on them. The Clerk shall place them in third reading file in the order in which they passed second reading, and the House shall consider them on third reading in the same order. However, if the third reading of a bill is set

for some particular date, that bill shall be removed from the third reading file.

36.3. The Clerk shall send all resolutions, except congratulatory resolutions, to be printed. When they have been printed and circulated among the members of the House, they shall be placed on the calendar for adoption, unless the House orders otherwise.

36.4. Resolutions which are not considered at the time of introduction, if not ordered for consideration at a stated date, shall either be considered at a stated date or be referred to a committee.

RULE 37. BILLS AND OTHER MATTERS: SPECIAL ORDER OF CONSIDERATION

37.1. The Clerk shall place all bills and other matters which are to be considered on particular dates in a special file, in the order of dates assigned for their consideration, and the House shall consider them in that order.

37.2. If the House adjourns before disposing of matters on special order, those matters shall carry over to the next day's business. The House shall then consider them under "Unfinished Business" in the Order of the Day, unless the House orders otherwise.

RULE 38. BILLS: PROPERTY OF THE HOUSE

38.1. All bills introduced in the House shall be the property of the House.

RULE 39. BILLS: CARRYOVER BILLS

39.1. Any bill pending at the final adjournment of a regular session in an odd-numbered year shall carry over with the same status to the next regular session; provided that if such bill shall have passed third reading in the House in an odd-numbered session, it shall again be placed in the third reading file and pass at least one reading in the House in the next regular session upon its return to the House from the Senate.

39.2. Bills which carry over from a regular session in an odd-numbered year to the next regular session shall retain the numbers assigned to them. The Clerk shall keep a record of the status of all bills in possession of the House at the end of the odd-numbered year session and shall publish the record of the status of all such bills prior to the convening of the next regular session.

RULE 40. BILLS: PRE-FILING

40.1. The Clerk shall accept bills to be pre-filed within five days before the commencement of the regular session in the even-numbered year.

PART VIII. PETITIONS AND COMMUNICATIONS

RULE 41. PETITIONS AND COMMUNICATIONS: PRESENTATION AND DISPOSITION

41.1. Any person may petition the House. Petitions shall be in writing, and the petitioners shall sign them.

41.2. The Speaker shall order all petitions and communications filed or referred to a committee without any motion or vote, unless there is objection from the members. If there is objection, the Speaker shall dispose of the matter as the House directs.

PART IX. MOTIONS; DEBATE

RULE 42. MOTIONS: GENERALLY

42.1. No motion shall be received and considered by the House until the same

shall have been seconded.

42.2. After a motion is stated and determined to be in order by the Speaker, it shall be disposed of by vote of the House. However, it may be withdrawn by the movant at any time before a decision or amendment.

42.3. Whenever any question whatsoever shall be under discussion, the only permanent motions shall be:

First:	To lay on the table;
Second:	To postpone to a certain time;
Third:	To commit;
Fourth:	To amend;
Fifth:	To postpone indefinitely;

which motions shall have precedence in the order named.

42.4. The first two motions shall be decided without debate and shall be put as soon as made.

42.5. Whenever any of the first four motions mentioned above shall be decided in the negative, it shall not be revived the same calendar day in regard to the main question under discussion. If a motion to amend in a specific manner is defeated, it shall not be revived on the same calendar day.

RULE 43. INDEFINITE POSTPONEMENT

43.1. When a question is postponed indefinitely, the same shall not be acted upon again during the regular or special session in which it was introduced without the consent of two-thirds of the members to which the House is entitled.

RULE 44. MATTERS TABLED

44.1. When a question has been laid on the table, it shall not thereafter be taken from and be considered or restored to a place upon the calendar of the House without the consent of the majority upon a motion made on the day the question was tabled or on the next day that the House is in session; thereafter, no motion to take any question from the table shall be made without the consent, in writing, of the majority. A motion to take any question from the table, if decided in the negative, may not again be made on the same day.

RULE 45. MOTIONS: PREVIOUS QUESTION

45.1. The purpose of the motion for the previous question is to end debate. The motion shall always be in order, except as otherwise provided herein. It shall require a two-thirds vote of the members present in the House at the time the motion is made. Whenever the motion is carried, the movant of the main subject under discussion shall be permitted to close the debate, after which the main question, subject to the order of priority, shall be put; provided that the movant may delegate the right to close to another member.

RULE 46. MOTIONS: RECONSIDERATION

46.1. When a motion has been made once and carried in the affirmative or negative, it shall not be in order for any member who voted in the minority to move for reconsideration, but any member who voted with the majority may move to reconsider it on the same or succeeding day of the session. A motion to reconsider shall take precedence over all other questions except a motion to adjourn.

46.2. The House shall not reconsider a motion to reconsider.

46.3. If the House wishes to reconsider a bill, resolution, or other matter which it already has passed or adopted and sent to the Senate, the motion to reconsider shall be accompanied by a motion to request the Senate to return the bill. The House shall act first on the motion for return of the bill, without debate. If this motion fails, it is

an end of the matter, and the movant and seconder of the motion to reconsider shall withdraw their motion.

RULE 47. DEBATE: LIMITS

47.1. No member shall speak longer than ten minutes on the same question; provided, however, that any member may yield his speaking time to another member. No member shall speak more than twice on the same question without leave of the House; provided, however, that the movant of the matter pending shall be permitted to speak in reply, but not until every member choosing to speak shall have spoken.

47.2. When a member yields the floor to another member, the yielding member's time shall continue to run, except when such yielding shall be to allow a specific question to be asked and when in response to the specific question asked.

PART X. VOTING

RULE 48. VOTING: METHODS

48.1. There shall be five methods of ascertaining the decision of the House on any matter: first, by voice vote; second, by raising of hands; third, by standing; fourth, by call of the roll of members, each of whose votes shall be recorded by the Clerk; fifth, by unanimous consent.

48.2. When the House is ready to vote on any question, the Speaker shall rise, state the question, and ask all those who wish to vote yes on the question say "aye" in a clear, loud voice. The Speaker then shall ask all those who wish to vote no on the question to say "no" likewise. The Speaker shall then announce the result of the voting to the House.

48.3. With the unanimous consent of the House, the Speaker may direct the Clerk to record an aye vote for each member of the House. If there is no objection, the Clerk shall so record the vote. If there is objection, the Speaker shall ask for the names of the members voting no, and order the Clerk to record no votes for them.

RULE 49. VOTING: RIGHTS OF MEMBERS; RESTRICTIONS

49.1. In case of a voice vote, if one-fifth of the members present doubt the result the Speaker announces, they may ask for a show of hands. The Speaker then shall state again the question and ask those who wish to vote yes on the question to raise their hands. The Clerk then shall count the number voting yes and report the result to the Speaker. The Speaker then shall ask those who wish to vote no to raise their hands likewise. The Clerk shall count the no votes and report the result to the Speaker. The Speaker then shall announce the result to the House.

49.2. In case of a show of hands, if one-fifth of the members present doubt the result the Speaker announces, they may ask for a standing vote. The Speaker then shall state the question again, and ask those who wish to vote yes to stand up and remain standing until the Clerk counts their votes and reports the result to the Speaker. The Speaker then shall ask those who wish to vote no to stand likewise. The Clerk shall report the result to the Speaker and the Speaker shall announce it to the House.

49.3. Any time one-fifth of the members present request it, the Clerk shall call the roll of members of the House to determine their vote on a question. Each member who wishes to vote yes on the question shall say "aye" in a loud, clear voice when his or her name is called by the Clerk. Each member who wishes to vote no on the question shall say "no" likewise.

49.4. No member shall refrain from voting unless excused by the Speaker.

49.5. The Speaker may excuse a member who has a monetary interest in the question, or whose right to a seat in the House will be affected by the question, or whose official conduct is involved in the question. If a member thinks he or she may have such a personal interest in the question, the member shall rise and disclose the interest to the Speaker. The Speaker then shall rule whether the member has conflict

of interest. If so, the member shall be excused from voting.

49.6. When voting is by roll call, no member may explain his or her vote, unless the House permits it by unanimous consent.

49.7. No member may vote or change his or her vote after the Speaker has announced the result of voting.

49.8. Any member who refuses (including the "kanalua" response) three times to vote when ordered to do so will be considered to have voted aye, and the Clerk shall record an aye vote for the member.

PART XI. MISCELLANEOUS

RULE 50. SUBPOENA; OATHS; WITNESS FEES

50.1. The Speaker or any other presiding officer of the House, or every investigating committee under chapter 21, Hawaii Revised Statutes, may issue subpoenas requiring the attendance of witnesses or production of evidence in any matter before the House or its committees pursuant to chapter 21, Hawaii Revised Statutes.

50.2. Any member of the House may administer oaths to witnesses in any matter pending in the House or in any committee of the House.

50.3. Any witness subpoenaed to appear before the House or any of its committees shall receive the same witness fees and mileage allowances that the Circuit Courts of the State pay.

RULE 51. PUBLIC INFORMATION

51.1. The Speaker may admit stenographers and members of the news media who wish to take down debates or report the proceedings of the House. The Speaker shall assign such persons places for observation and other facilities which will not interfere with the operations of the House.

RULE 52. DISPOSITION OF RECORDS AT ADJOURNMENT

52.1. Within ten days after the House adjourns sine die in even-numbered years, its committees shall deliver to the Clerk all bills, resolutions, petitions, and any other papers referred to the committees, plus any evidence taken by the committees. If a committee fails to comply with this rule, the Clerk shall report its failure to the Speaker.

RULE 53. HOUSE MANUAL

53.1. The House shall adopt an administrative and financial manual of guides.

53.2. After adoption, any revision to the manual shall be presented to the House unless otherwise provided in the manual.

PART XII. AMENDMENT, SUSPENSION, AND INTERPRETATION OF RULES

RULE 54. RULES: AMENDMENT

54.1. The Rules of the House shall not be altered unless the members of the House have received the 24-hour notice of the proposed change. The 24-hour period shall commence with the placement of a printed copy of the proposed amendment upon the desk of each member. Changes in the Rules shall be taken up as a special order. Any change in the Rules of the House shall require the approval of two-thirds of the members to which the House is entitled.

RULE 55. RULES: SUSPENSION

55.1. The Rules of the House may be suspended by the approval of two-thirds of the members to which the House is entitled.

RULE 56. PARLIAMENTARY PRACTICE

56.1. The most recent rules of parliamentary practice as set forth by Cushing shall govern the House, where not inconsistent with these Rules.

APPENDIX

CONSTITUTIONAL PROVISIONS RELATIVE TO
PROCEDURES IN THE EVENT OF VETO

ARTICLE III

Sec. 17. Every bill which shall have passed the Legislature shall be certified by the presiding officers and clerks of both houses and shall thereupon be presented to the Governor. If he approves it, he shall sign it and it shall become law. If the Governor does not approve such bill, he may return it, with his objections to the Legislature. He may veto any specific item or items in any bill which appropriates money for specific purposes by striking out or reducing the same; but he shall veto other bills, if at all, only as a whole.

The Governor shall have ten days to consider bills presented to him ten or more days before the adjournment of the Legislature sine die, and if any such bill is neither signed nor returned by the Governor within that time, it shall become law in like manner as if he had signed it.

The Governor shall have forty-five days, after the adjournment of the Legislature sine die, to consider bills presented to him less than ten days before such adjournment, or presented after adjournment, and any such bill shall become law on the forty-fifth day unless the Governor by proclamation shall have given ten days' notice to the Legislature that he plans to return such bill with his objections on that day. The Legislature may convene at or before noon on the forty-fifth day in special session, without call, for the sole purpose of acting upon any such bill returned by the Governor. In case the Legislature shall fail to so convene, such bill shall not become law. Any such bill may be amended to meet the Governor's objections and, if so amended and passed, only one reading being required in each house for such passage, it shall be presented again to the Governor, but shall become law only if he shall sign it within ten days after presentation.

In computing the number of days designated in this section, the following days shall be excluded: Saturdays, Sundays, holidays, and any days in which the Legislature is in recess prior to its adjournment as provided in Section 11.

Sec. 18. Upon the receipt of a veto message from the Governor, each house shall enter the same at large upon its Journal and proceed to reconsider the vetoed bill, or the item or items vetoed, and again vote upon such bill, or such item or items, by ayes and noes, which shall be entered upon its Journal. If after such reconsideration such bill, or such item or items, shall be approved by a two-thirds vote of all members to which each house is entitled, the same shall become law.

RULE NO.	TITLE	RULE NO.	TITLE
1	Election of Officers; Selection of Party Leaders; Succession	15	Interim Committee
2	The Speaker	16	Committee on the Journal
3	The Vice Speaker; Assistant Vice Speaker	17	Meetings
4	Party Leaders	18	Quorum
5	The Clerk	19	Attendance
6	Assistant Clerk	20	Adjournments
7	Chaplain	21	Extension of Session
8	Sergeant-at-Arms	22	Special Sessions
9	Assistant Sergeant-at-Arms	23	Questions of Order
10	Officers and Employees: Responsibilities; Salaries	24	Decorum: Punishment for Violations
11	Standing Committees	25	Disclosures and Punishment of Members
12	Special Committee	26	Order of Business: General; Order of the Day
13	Committee of the Whole	27	Order of Business: Special
14	Conference Committee	28	Order of Business: Unfinished Business; Committee Reports and Messages

RULE NO.	TITLE	RULE NO.	TITLE
29	Order of Business: Questions of Priority	44	Matters Tabled
30	Form: Bills, Resolutions, and Amendments	45	Motions: Previous Question
31	Bills: First Reading	46	Motions: Reconsideration
32	Bills: Second Reading	47	Debate: Limits
33	Bills: Third Reading	48	Voting: Methods
34	Bills: Recall from Committee	49	Voting: Rights of Members; Restrictions
35	Bills: Certification	50	Subpoena: Oaths; Witness Fees
36	Bills and Resolutions: Order of Consideration	51	Public Information
37	Bills and Other Matters: Special Order of Consideration	52	Disposition of Records at Adjournment
38	Bills: Property of the House	53	House Manual
39	Bills: Carryover Bills	54	Rules: Amendment
40	Bills: Pre-Filing	55	Rules: Suspension
41	Petitions and Communications: Presentation and Disposition	56	Parliamentary Practice
42	Motions: Generally		APPENDIX: Constitutional Provisions Relative to Procedures in the Event of Veto.
43	Indefinite Postponement		