

THE
EIGHTH LEGISLATURE
STATE OF HAWAII
REGULAR SESSION OF 1976
JOURNAL OF THE HOUSE

FIRST DAY

Wednesday, January 21, 1976

In accordance with Article III of the Constitution of the State of Hawaii, the House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 10:00 o'clock a.m.

The Honorable James H. Wakatsuki, Speaker of the House of Representatives, presided.

The National Anthem was sung by the Waipahu High School Choral Group led by Mrs. Maile Ho.

The Chair appointed Representatives Garcia, Machida, Morioka, Peters, Yuen and Evans to escort Kelii Tau'a to the rostrum.

The Divine Blessing was then invoked by Mr. Tau'a.

The Chair appointed George M. Takane as Temporary Clerk.

The Chair appointed Representatives Kihano, Chairman; Mizuguchi, Vice Chairman; Kiyabu, Oda, Shito, Takamura, Amaral, Clarke, Kamalii and Medeiros as a Committee on Credentials.

MISCELLANEOUS COMMUNICATION

A communication from the Honorable W. Buddy Soares (Misc. Com. No. 1) submitting his resignation from the House of Representatives from the Seventh Representative District was read by the Temporary Clerk and was referred to the Committee on Credentials.

GOVERNOR'S MESSAGE

The following message from the Governor (Gov. Msg. No. 1) acknowledging receipt of

the notification of resignation of the Honorable W. Buddy Soares, effective October 31, 1975 and appointing Mr. Tennyson Lum to fill this vacancy effective November 1, 1975 was read by the Temporary Clerk as follows:

"EXECUTIVE CHAMBERS
HONOLULU

October 31, 1975

Honorable James H. Wakatsuki
Speaker of the House of
Representatives
State House of Representatives
State Capitol, Room 335
Honolulu, Hawaii 96813

Dear Speaker Wakatsuki:

Pursuant to the authority vested in me by the provisions of Section 17-4, Hawaii Revised Statutes, I have appointed Mr. Tennyson K.W. Lum to fill the unexpired term of the Honorable W. Buddy Soares, effective November 1, 1975.

A copy of the Certificate of Appointment is attached for your information and records.

With warm personal regards, I remain,

Yours very truly,

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor of Hawaii

Enclosure"

"APPOINTMENT

WHEREAS, the Honorable W. Buddy Soares, a member of the House of Representatives of the State of Hawaii

from the Seventh Representative District, and a member of the Republican Party, was appointed to the State Senate as a member from the Seventh Senatorial District, effective November 1, 1975; and

WHEREAS, Section 17-4, Hawaii Revised Statutes, enacted pursuant to Article III, Section 6, of the Constitution of the State of Hawaii, provides that whenever any vacancy in the membership of the House of Representatives occurs, the Governor shall make an appointment to fill the vacancy for the unexpired term and the appointee shall be of the same political party as the person he succeeds; and

WHEREAS, Tennyson K. W. Lum is a member of the same political party as the Honorable W. Buddy Soares;

NOW, THEREFORE, I, GEORGE R. ARIYOSHI, Governor of the State of Hawaii, pursuant to the authority vested in me, do hereby appoint, effective November 1, 1975, TENNYSON K. W. LUM as Representative from the Seventh Representative District for the remainder of the unexpired term of office of the Honorable W. Buddy Soares.

DONE at the State Capitol,
Honolulu, State of Hawaii,
this 31st day of October,
1975.

/s/ George R. Ariyoshi

GEORGE R. ARIYOSHI
Governor, State of Hawaii

APPROVED AS TO FORM:

/s/ Ronald Y. Amemiya

RONALD Y. AMEMIYA
Attorney General¹¹

The Chair thereupon referred Governor's Message No. 1 and the Proclamation to the Committee on Credentials.

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

The House of Representatives reconvened at 10:13 o'clock a.m.

SPECIAL COMMITTEE REPORT

Representative Kihano, Chairman of the Committee on Credentials, presented a report (Spec. Com. Rep. No. 1) stating that the Committee on Credentials had examined the letter of resignation of Representative W. Buddy Soares from the Seventh Representative District and Governor's Message No. 1 appointing Tennyson K. W. Lum to fill the vacancy created by the resignation and recommending that Tennyson K. W. Lum be seated as a member of the House.

On motion by Representative Kihano, seconded by Representative Mizuguchi and carried, the report of the Committee on Credentials was adopted.

The Chair thereupon directed the Temporary Clerk to call the roll which, being done, disclosed the following were present: Neil Abercrombie, Ralph K. Ajifu, Clarence Y. Akizaki, Alvin T. Amaral, Russell Blair, John S. Carroll, Ben Cayetano, George W. Clarke, Steve Cobb, Faith Evans, Hiram L. Fong, Jr., Richard Garcia, Dan Hakoda, Richard C. S. Ho, Donna Ikeda, Minoru Inaba, Kinau Boyd Kamalii, Richard Kawakami, Daniel J. Kihano, Robert Kimura, Ken Kiyabu, Ronald Y. Kondo, Tony T. Kunimura, Jack Larsen, Kenneth K. L. Lee, Tennyson Lum, Oliver Lunasco, Gerald K. Machida, John J. Medeiros, Norman Mizuguchi, Ted T. Morioka, Lisa Naito, Howard K. Oda, Henry H. Peters, Andrew K. Poepoe, Stanley H. Roehrig, Akira Sakima, Velma M. Santos, Herbert A. Segawa, Mitsuo Shito, Kathleen Stanley, Richard Ike Sutton, Jack K. Suwa, Yoshito Takamine, Carl T. Takamura, Mitsuo Uechi, Charles T. Ushijima, James H. Wakatsuki, Dennis Yamada, Ted Yap and Jann L. Yuen, a total of fifty-one.

The Chair appointed Representatives Cobb, Lee, Roehrig, Stanley, Yamada and Ikeda to escort Tennyson K. W. Lum to the rostrum.

The Chair appointed Representatives Abercrombie, Akizaki, Cayetano, Lunasco, Naito, Uechi, Hakoda and Santos to escort the Honorable Hiroshi Kato, Judge of the First

Circuit Court, to the rostrum to administer the oath of office to Tennyson K. W. Lum.

OATH OF OFFICE

The oath of office was administered by the Honorable Hiroshi Kato, in accordance with the provisions of the Constitution of the State of Hawaii to Tennyson K. W. Lum, as a member of the Eighth Legislature of the State of Hawaii.

The Chair then made the following introduction:

"Members of the House, ladies and gentlemen, it's my distinct honor and privilege to present to you Representative Tennyson Lum."

Representative Lum then responded, saying:

"Thank you, Mr. Speaker.

Governor, Lt. Governor, fellow members of the House. I just want to say thank you very much Governor, and I will be doing my very best to contribute my part during this next legislative session.

Again, Governor, thank you."

The Chair then stated:

"On behalf of the members of the House, the Chair extends to Representative Lum, Mrs. Lum and members of the Lum family sincere congratulations. We welcome Representative Lum back into the fold. My only regret is that he sits on the wrong side of the aisle."

The Speaker then made the following address:

"Governor and Mrs. Ariyoshi, Lt. Governor Doi, distinguished guests, my fellow colleagues, friends and fellow citizens:

Greetings and welcome to the re-convening of the House of Representatives of the Eighth Legislature of the State of Hawaii.

On January 15th of last year, I stood at this rostrum and pledged to maintain the integrity of the Speakership of this House, and also pledged my full support and cooperation to all, and I

now pledge to continue to do so. In return, I had requested from all, your support and cooperation, your patience and understanding, in the legislative process of enacting sound legislation and legislative programs. In this regard, I take this opportunity to thank all of you, the public in general, and especially my colleagues for honoring my request, and I am confident that such support, cooperation, patience and understanding will continue to prevail during the trying weeks and months ahead.

Over the past several days, I pondered over the dilemma of what to speak on: Should I speak of past accomplishments; or should I detail all of our legislative proposals. I have decided to do neither.

Our committee chairpersons in the various program areas will be articulating, from time to time, our legislative proposals during the course of this session. We will emphasize quality rather than quantity in our programs. In addition, we will direct special attention to our taxpayers. We will grant relief in the area of the real property tax. We will implement a renter tax credit program. We will increase the excise tax credits. And further, based on our careful assessment of the State's revenues, we will give serious consideration of the return of some tax dollars. We will also direct our immediate attention to the high unemployment problem currently existing in our State. We will adopt a statewide policy statement enunciating our State's goals and objectives on tourism. We will also re-affirm the proposition that every child in our State shall be afforded the opportunity to learn the three R's: how to read, how to write and how to add and subtract.

Presently, several bargaining units of our employees are engaged in negotiations with the Executive over wages and other benefits. I am urging both parties to expeditiously conclude an amicable settlement in order that the Legislature can fashion, with certainty, its legislative program in terms of fiscal responsibility and management.

Let me now direct your attention to an issue that is current in many of our minds. Unicameralism versus bicameralism.

John Connorton remarked that unicameralism is really not the question with which we should be concerned.

Unicameralism is a change in the existing framework of government and however appealing it may seem because of its simplicity, it will not insure that the problems of the legislature will be solved.

Two of the most commonly used arguments by the proponents of unicameralism are as follows: First, unicameralism will be more economical; and second, unicameralism will be more efficient. Let us examine and analyze these arguments.

It has been repeated over and over again that economy can be realized by cutting down the number of legislators and in turn the attendant costs such as staff, supplies, equipment, and other services will be decreased. However, there is no guarantee that such costs will, in fact, be diminished. The real and more important question has to do with fair and adequate representation.

By cutting down the number of legislators, the proponents, in effect, are lessening the ability of minority groups within our community from being represented in our legislature. Furthermore, the smaller the body of legislators, the less weight of influence you as citizens will carry with your representative. Is this what we really want? Beware of what will be sacrificed for the sake of economy.

Let us now turn to 'efficiency'. Belle Zeller, author of the American State Legislatures, reports: 'The unicameral legislature of Nebraska has been criticized not for its haste, but rather because it takes much longer to get a bill through the legislature than under the old system. Despite the absence of a second house and the fact that only about half as many bills are introduced as formerly, the sessions have become longer.'

Today the public demands, and rightly so, far more opportunities for input and consideration of their points of view in the formulation of legislation and legislative programs. Our bicameral system is a deliberative process, as it should be, when responsible legislation responsive to the needs of our people are being considered. When a complex and far-reaching piece of legislation such as the no-fault measure is being formulated,

all and varying points of views, whether they are in the majority or minority, whether they are reasonable or unreasonable, have far greater opportunities of being heard, of being considered and argued within a two-body system. There is no question in my mind that such interaction and interplay of ideas from all walks of life will be dramatically reduced in a single house situation. The hallmark of our democratic process is not efficiency, but rather, full participation and adequate deliberation.

Our public is also concerned about the influence over the legislature of any strong vested interest groups, such as big business, big unions, big newspapers and other big and organized self interest groups.

It is quite obvious that the risk of any political faction or interest group to have dominant control over our legislature is far greater with a unicameral system. If we are to value independence and greater deliberations, then power and control over the flow of legislation should be diffused between two houses. William Riley, wrote in the Nebraska Law Review 'One argument for the adoption of a nonpartisan unicameral legislature was that the influence of lobbyists and pressure groups would be diminished. This hope has not been realized. Nebraska is acknowledged to possess a strong pressure system made up of a few dominant interest groups. The lobbyists direct their attention to the key people in the unicameral legislature upon any particular issue, and they tend to be eminently successful . . .' I am satisfied that such is not the case in our bicameral system.

Now let me indicate to you that the largest afternoon daily in our State has become, in my opinion, an advocate for unicameralism. Rather than assume the role of a presenter of facts and arguments of both sides of this issue, the newspaper has advocated its position through its reporting and through its editor. No one here will dispute the right of any newspaper to editorially favor a position, but whether the newspaper be for or against a proposition, I am concerned about the power of the press when an attempt to mold public opinion to its thinking becomes quite evident.

The Hawaii Legislature has always operated under the bicameral system and to date, the proponents of

unicameralism have failed to show that our bicameral system is so bad that a drastic change in our governmental structure is in order. To the contrary, those who have carefully studied Hawaii's legislative process give our system a very high rating. The Citizens Conference on State Legislatures legislative evaluation ranked Hawaii seventh and Nebraska ninth among all of our states in an overall balance of the following: functionality, accountability, being informed and independent, and being representative. The evaluation report describes Hawaii's legislature as being the most openly accessible, the most comprehensible or least complex legislative system in our nation, and though not the smallest legislature in size, its 51 member House and 25 member Senate make thoughtful deliberation and rational organization possible and operative.

In spite of this high rating, and the arguments I have discussed this morning, there are those who still clamor for a drastic change. And, therefore, one really begins to wonder why? Are they succumbing to the temporary pressures of popular notions, or popular passions and impulses? Or, are they riding the waves of glamour attached to change, no matter what price the consequence?

Ladies and gentlemen, I submit that change for the sake of change, is not the answer to solving the problems confronting our legislature.

I thank you."

At this time, Representative Poepoe, on behalf of the minority, responded as follows:

"Mr. Speaker, members of the House, guests and friends. On behalf of the Republican caucus, I extend to you our sincere Aloha!

Mr. Speaker, thank you for your kind remarks. We will take them to heart and study them. Our caucus, however, begins this session with some mixed feelings. Public officials in Hawaii and across the nation are under fire. There is a growing cynicism about government and its growing bureaucracy. The people are losing confidence in their elected officials and in the system itself.

In Hawaii, after nearly two decades of strong leadership -- which spanned our last years as a Territory and our first years as a State -- we have reached a plateau. We lack viable, forward-looking, decisive leaders. We cannot expect that this condition can be changed overnight. Nor, of course, should we expect it to be.

However, we can make a start in changing the public's feelings about elected officials. And I believe that effort can begin right here in this chamber. We can address ourselves to this loss of faith, in part, by acting in good faith -- in good faith with each other, in our individual caucuses, from one side of the aisle to the other, and, most importantly, in good faith with our constituents. We, as legislators, must say yes to the wishes of the people; and we must say no to legislation that the people oppose.

When I discuss the current loss of faith in government with individuals and groups out in the community, I continually hear: 'My opinion doesn't seem to count.' Or, I am asked: 'Why does it take so long for the Legislature to act on issues that the voters ask for time and time again?'

Well, what can I say? In past sessions our Republican caucus has promoted ideas such as campaign reform, sunshine legislation, lobbyist registration, ethics legislation and government reorganization. In some cases it has taken several years before acceptance of these ideas by your majority. Three years ago, the members of our caucus promoted a tax rebate for Hawaii's overburdened taxpayers; now the majority is coming aboard. In the meantime, the people have had to wait. These are examples of indecision and partisan gerrymandering that the public is tired of.

I have always been proud to have been a member of the House Republican caucus. Though we have been in the minority, many of our initiatives have brought change and openness to government and the Legislature. The Republicans in the Eighth Legislature are no exception. This past fall, the members of my caucus, at their own initiative and expense, held hearings on many issues the full House committees have ignored.

This session, the thrust of our caucus will be towards a complete revamp of our political system. We will continue our efforts at promoting a call for a Constitutional Convention. But we believe that the calling of the Convention is only a prelude to the ideas we will promote for an overhaul of the administrative, legislative and judicial branches of government. Our goal will be to take much of the partisanship out of politics and to get the people of Hawaii more directly involved -- with a greater and more meaningful say -- in their government.

We will specifically take these issues and ideas to the public: that the Constitutional Convention look at a new legislative structure, that the Con-Con investigate the possibility of more elected officials in place of appointed cabinet officers, that the merit selection of judges be considered, that we establish limited terms of office, that we establish staggered terms of office and other concerns.

These ideas, we believe, will help to begin the restoration of public confidence in government. We do not plan this action because we like to make waves. Instead, we will be promoting these ideas because we believe in them and believe that their time has come.

Mahalo nui loa! "

Representative Garcia then rose and stated:

"Mr. Speaker, Governor, Lieutenant Governor, members of the House, distinguished guests and friends:

This morning, I would like to make a few comments and respond to some of the issues mentioned by our Minority Leader. But don't get me wrong. I respect many of the opinions expressed by the minority, but I would like to take exception with some of the things he has mentioned.

It is true that many people lack confidence in leadership within the political community, but that is not the whole picture. According to a recent Harris Poll conducted nationwide that measured confidence in our public and private sector, confidence in doctors is down from 72 percent to 43 percent; in the military, from 62 percent

to 24 percent; in religion, from 41 percent to 24 percent; in organized labor, from 22 percent to 14 percent; and in business, from 55 percent to 18 percent. This cynicism is more widespread across many fields than most of us realize. But more important about these statistics is the fact that peoples' moods are changing. They no longer accept without question the decisions of government, labor, business, and other public and private leaders. And it is this mood that we, as legislators, must address ourselves to. What we have to recognize is that people no longer live in terms of black or white, right or wrong, good or bad. It also means that we cannot hide behind party labels and criticize each other from that vantage point. We must be willing to drop labels like liberal or conservative when necessary. We must look beyond our traditional bias and traditional adversary relationships and we must begin to move toward unifying all of our efforts. Now, in the past, both Democrats and Republicans too, have worked hard and contributed to the passage of bills relating to campaign reform, sunshine legislation, ethics and lobbyist registration, and I am sure many ideas have come from both parties in the past and I am sure many more will in the future.

But the important thing to remember is that the job was done in these areas and it doesn't mean that we have to agree on everything but what it does mean is that we must work together.

Our Minority Leader suggested that we also revamp our political system. It is true that many people are questioning the system that we operate under and yet this same Harris Poll I mentioned earlier shows that 95 out of 100 people in this country still want the system we have to work. And we Democrats recognize that perhaps a review of our legislative structure is timely, but let us keep things in perspective. For, in the past few years, we, in-but let us keep things in and Republicans, have been reviewing our legislative operations. We have changed our House Rules to include streamlining our committee system, open conference committees, establishment of a Legislative Information Office, grassroots workshops and many other areas of improvements. What we must now do is communicate these changes to the people so that they may participate more fully

in our present system.

Our Minority Leader talked about partisan gerrymandering and yet in our discussions in caucus and in Policy Committee, I know that each Democrat is pledged to treat each legislator as an individual; to make use of his talents; and to make sure that we use his abilities. This we have pledged. So, Mr. Speaker, all of us have an opportunity to meet the challenge of this confidence crisis, a chance to move positively and forcefully toward fulfilling our responsibility, a chance to set the mood rather than accept it, and a chance to resolve conflicts and find solutions by working together.

Mr. Speaker, this is the challenge that all of us face in government, business, labor and the community in the days ahead and I know that we can do it!

Thank you."

At 10:45 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:05 o'clock a.m.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 1 to 4) and concurrent resolution (H.C.R. No. 1) were read by the Temporary Clerk and were disposed of as follows:

A resolution (H.R. No. 1) providing for the election of George M. Takane as Chief Clerk, Charles Y. Tomisato as Assistant Clerk, Richard K. Sugita as Sergeant-at-Arms and John L. Sabado as Assistant Sergeant-at-Arms was offered by Representatives Ushijima and Roehrig.

On motion by Representative Ushijima, seconded by Representative Roehrig and carried, H.R. No. 1 was adopted.

The Chair thereupon administered the oath of office to the persons named and thereafter congratulated them.

A resolution (H.R. No. 2) naming the majority and minority leadership of the House of Representatives and naming the membership, chairmanship and vice chairmanship

of the Standing Committees of the House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, as listed below, was offered by Representatives Kunimura and Cayetano:

Majority Leader:

Charles T. Ushijima

Majority Floor Leader:

Robert Kimura

Assistant Majority Leaders:

Steve Cobb
Daniel J. Kihano
Oliver Lunasco
Norman Mizuguchi

Assistant Majority Floor Leaders

Neil Abercrombie
Ronald Y. Kondo
Tony T. Kunimura
Ted T. Morioka
Lisa Naito
Howard K. Oda
Henry H. Peters
Yoshito Takamine

Minority Leader:

Andrew K. Poepoe

Minority Floor Leader:

Ralph K. Ajifu

Assistant Minority Floor Leaders:

Alvin T. Amaral
Hiram L. Fong, Jr.
Kinau B. Kamalii

FISCAL OPERATIONS

Committee on Finance:

Jack K. Suwa, Chairman
Clarence Y. Akizaki, Vice Chairman
Minoru Inaba
Daniel J. Kihano
Kenneth Kiyabu
Ronald Y. Kondo
Tony T. Kunimura
Oliver Lunasco
Norman Mizuguchi
Ted T. Morioka
Henry H. Peters
Alvin T. Amaral
George W. Clarke
Dan S. Hakoda
Kinau Boyd Kamalii
Tennyson K.W. Lum

Committee on Legislative Management:

Clarence Y. Akizaki, Chairman
 Jack K. Suwa, Vice Chairman
 Minoru Inaba
 Daniel J. Kihano
 Kenneth Kiyabu
 Ronald Y. Kondo
 Tony T. Kunimura
 Oliver Lunasco
 Norman Mizuguchi
 Ted T. Morioka
 Henry H. Peters
 Alvin T. Amaral
 George W. Clarke
 Dan S. Hakoda
 Kinau Boyd Kamalii
 Tennyson K. W. Lum

JUDICIARY AND COMMERCE

Committee on Judiciary:

Stanley H. Roehrig, Chairman
 Mitsuo Uechi, Vice Chairman
 Benjamin Cayetano
 Steve Cobb
 Ronald Y. Kondo
 Kenneth K. L. Lee
 Lisa Naito
 Kathleen Stanley
 Yoshito Takamine
 Dennis R. Yamada
 Ted Yap
 John S. Carroll
 Hiram L. Fong, Jr.
 John J. Medeiros
 Velma M. Santos
 Richard Ike Sutton

Committee on Consumer Protection and Commerce:

Dennis R. Yamada, Chairman
 Ted Yap, Vice Chairman
 Benjamin Cayetano
 Steve Cobb
 Ronald Y. Kondo
 Kenneth K. L. Lee
 Lisa Naito
 Stanley H. Roehrig
 Kathleen Stanley
 Yoshito Takamine
 Mitsuo Uechi
 John S. Carroll
 Hiram L. Fong, Jr.
 Dan S. Hakoda
 John J. Medeiros
 Richard Ike Sutton

EDUCATION AND CULTURE

Committee on Education:

Jann L. Yuen, Chairman
 Howard K. Oda, Vice Chairman
 Neil Abercrombie
 Russell Blair

Richard C. S. Ho
 Minoru Inaba
 Richard A. Kawakami
 Gerald K. Machida
 Akira Sakima
 Mitsuo Shito
 Carl T. Takamura
 Alvin T. Amaral
 Faith Evans
 Donna R. Ikeda
 John J. Medeiros
 Velma M. Santos

Committee on Culture and the Arts:

Richard C. S. Ho, Chairman
 Neil Abercrombie, Vice Chairman
 Russell Blair
 Minoru Inaba
 Richard A. Kawakami
 Gerald K. Machida
 Howard K. Oda
 Akira Sakima
 Mitsuo Shito
 Carl T. Takamura
 Jann L. Yuen
 John S. Carroll
 Hiram L. Fong, Jr.
 Kinau Boyd Kamalii
 John J. Medeiros
 Richard Ike Sutton

Committee on Higher Education:

Akira Sakima, Chairman
 Carl T. Takamura, Vice Chairman
 Neil Abercrombie
 Russell Blair
 Richard C. S. Ho
 Tony T. Kunimura
 Gerald K. Machida
 Howard K. Oda
 Herbert A. Segawa
 Mitsuo Shito
 Jann L. Yuen
 Faith P. Evans
 Dan S. Hakoda
 Donna R. Ikeda
 Jack Larsen
 Velma M. Santos

ECONOMIC DEVELOPMENT

Committee on Agriculture:

Mitsuo Uechi, Chairman
 Minoru Inaba, Vice Chairman
 Neil Abercrombie
 Richard C. S. Ho
 Richard A. Kawakami
 Daniel J. Kihano
 Oliver Lunasco
 Gerald K. Machida
 Ted T. Morioka
 Howard K. Oda
 Stanley H. Roehrig
 Ted Yap
 Alvin T. Amaral
 George W. Clarke

Dan S. Hakoda
Jack Larsen
Tennyson K. W. Lum

Committee on Water, Land Use,
Development, and Hawaiian Homes:

Richard A. Kawakami, Chairman
Richard C. S. Ho, Vice Chairman
Neil Abercrombie
Minoru Inaba
Daniel J. Kihano
Oliver Lunasco
Gerald K. Machida
Ted T. Morioka
Howard K. Oda
Stanley H. Roehrig
Mitsuo Uechi
Ted Yap
George W. Clarke
Hiram L. Fong, Jr.
Donna R. Ikeda
Jack Larsen
Tennyson K. W. Lum

Committee on Tourism:

Gerald K. Machida, Chairman
Ted T. Morioka, Vice Chairman
Neil Abercrombie
Richard C. S. Ho
Minoru Inaba
Richard A. Kawakami
Daniel J. Kihano
Oliver Lunasco
Howard K. Oda
Stanley H. Roehrig
Mitsuo Uechi
Ted Yap
Alvin T. Amaral
Donna R. Ikeda
Kinau Boyd Kamalii
John J. Medeiros
Velma M. Santos

GROWTH

Committee on Environmental
Protection:

Russell Blair, Chairman
Ronald Y. Kondo, Vice Chairman
Clarence Y. Akizaki
Benjamin Cayetano
Steve Cobb
Kenneth Kiyabu
Tony T. Kunimura
Mitsuo Shito
Jack K. Suwa
Carl T. Takamura
John S. Carroll
Hiram L. Fong, Jr.
Kinau Boyd Kamalii
Jack Larsen
Tennyson K. W. Lum

Committee on Housing:

Mitsuo Shito, Chairman

Benjamin Cayetano, Vice Chairman
Clarence Y. Akizaki
Russell Blair
Steve Cobb
Kenneth Kiyabu
Ronald Y. Kondo
Tony T. Kunimura
Jack K. Suwa
Carl T. Takamura
Dan S. Hakoda
Donna R. Ikeda
Jack Larsen
Tennyson K. W. Lum
Richard Ike Sutton

Committee on Energy and Trans-
portation:

Benjamin Cayetano, Chairman
Kenneth Kiyabu, Vice Chairman
Clarence Y. Akizaki
Russell Blair
Steve Cobb
Richard A. Kawakami
Ronald Y. Kondo
Mitsuo Shito
Jack K. Suwa
Carl T. Takamura
John S. Carroll
George W. Clarke
Faith Evans
Donna R. Ikeda
Jack Larsen

HUMAN RESOURCES

Committee on Health:

Herbert A. Segawa, Chairman
Lisa Naito, Vice Chairman
Kenneth K. L. Lee
Gerald K. Machida
Norman Mizuguchi
Henry H. Peters
Akira Sakima
Kathleen Stanley
Yoshito Takamine
Dennis R. Yamada
Jann L. Yuen
Alvin T. Amaral
George W. Clarke
Faith Evans
Tennyson K. W. Lum
Velma M. Santos

Committee on Public Assistance and
Human Services:

Kathleen Stanley, Chairman
Henry H. Peters, Vice Chairman
Kenneth K. L. Lee
Gerald K. Machida
Norman Mizuguchi
Lisa Naito
Akira Sakima
Herbert A. Segawa
Yoshito Takamine
Dennis R. Yamada
Jann L. Yuen

John S. Carroll
George W. Clarke
Faith Evans
Kinau Boyd Kamalii
Velma M. Santos

Committee on Labor and Public
Employment:

Kenneth K.L. Lee, Chairman
Yoshito Takamine, Vice Chairman
Gerald K. Machida
Norman Mizuguchi
Lisa Naito
Henry H. Peters
Akira Sakima
Herbert A. Segawa
Kathleen Stanley
Dennis R. Yamada
Jann L. Yuen
Hiram L. Fong, Jr.
Kinau Boyd Kamalii
Jack Larsen
Velma M. Santos
Richard Ike Sutton

Committee on Youth and Elderly
Affairs:

Carl T. Takamura, Chairman
Tony T. Kunimura, Vice Chairman
Clarence Y. Akizaki
Russell Blair
Benjamin Cayetano
Steve Cobb
Dan S. Hakoda
Kenneth Kiyabu
Ronald Y. Kondo
Mitsuo Shito
Jack K. Suwa
Faith Evans
Donna R. Ikeda
Dan S. Hakoda
John J. Medeiros
Richard Ike Sutton

On motion by Representative
Kunimura, seconded by
Representative Cayetano and
carried, H.R. No. 2 was
adopted.

A resolution (H.R. No. 3) to
inform the Senate that the House
of Representatives of the Eighth
Legislature of the State of Hawaii,
Regular Session of 1976, was
duly organized and ready to
transact business was offered
by Representatives Kondo and
Morioka.

On motion by Representative
Kondo, seconded by Represen-
tative Morioka and carried,
H.R. No. 3 was adopted.

A resolution (H.R. No. 4) to
inform the Governor that the

House of Representatives of the
Eighth Legislature of the State of
Hawaii, Regular Session of 1976,
was duly organized and ready to
transact business was offered by
Representatives Peters and Yap.

On motion by Representative
Peters, seconded by Representative
Yap and carried, H.R. No. 4 was
adopted.

The Chair appointed Representatives
Ho, Kimura, Sakima, Suwa, Takamine,
Ajifu and Larsen as a committee to
inform the Senate that the House is
duly organized and ready to transact
business.

The Chair appointed Representatives
Kawakami, Kunimura, Segawa,
Carroll and Sutton as a committee
to inform the Governor that the
House is duly organized and ready
to transact business.

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

The House of Representatives
reconvened at 11:13 o'clock a.m.

At this time, the Committees
reported that the Senate and the
Governor had been duly informed
that the House is duly organized and
ready to transact business.

A concurrent resolution (H.C.R.
No. 1) requesting the Governor
to address the Legislature assembled
in joint session was offered by
Representatives Kimura and Ajifu.

On motion by Representative
Ushijima, seconded by Representative
Ajifu and carried, H.C.R. No. 1 was
adopted.

At 11:15 o'clock a.m., the Chair
declared a recess, subject to the
call of the Chair, to allow members
of the House and their guests to
enjoy the entertainment of the Maile
Aloha Singers.

The House of Representatives
reconvened at 11:52 o'clock a.m.

The Chair then appointed
Representatives Blair, Inaba, Kondo
and Fong to escort Kelii Tau'a to
the rostrum.

Mr. Kelii Tau'a thereupon
offered the benediction.

ADJOURNMENT

At 11:59 o'clock a.m., on motion

by Representative Kimura, seconded
by Representative Ajifu and carried,
the House of Representatives adjourned
to 11:30 o'clock a.m. tomorrow,
Thursday, January 22, 1976.

SECOND DAY

Thursday, January 22, 1976

The House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by The Reverend Bill Tipton of the First Baptist Church, after which the Roll was called showing all members present with the exception of Representatives Larsen and Machida, who were excused.

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

On motion by Representative Kimura, seconded by Representative Ajifu and carried, reading of the Journal was dispensed with and the Journal of the First Day was approved.

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

Representative Poepoe introduced Mr. George Henrickson, Chairman of the Republican Party of Hawaii, and Mr. Christopher Hemmeter, who were seated in the gallery.

Representative Lunasco then introduced his cousin, Michael Lunasco, a student at Damien High School.

Representative Cayetano then introduced his son, Brandon, who is also a student at Damien High School.

Representative Lee then introduced a former colleague, Frank Judd.

INTRODUCTION OF BILLS

On motion by Representative Kimura, seconded by Representative Ajifu and carried, the following bills (H.B. Nos. 1991-76 to 2087-76) passed First Reading by title and were referred to the Committee on Legislative Management:

House Bill Nos.

1991-76 "A Bill for an Act making appropriations to provide for the expenses of the Legislature,

the Legislative Auditor, the Legislative Reference Bureau, and the Ombudsman."

Introduced by: Representatives Akizaki, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Shito, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

1992-76 "A Bill for an Act making appropriations for the fiscal biennium July 1, 1975 to June 30, 1977, and authorizing the issuance of bonds."

Introduced by: Representatives Suwa, Akizaki, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Shito, Stanley, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

1993-76 "A Bill for an Act relating to income tax refund."

Introduced by: Representatives Suwa, Akizaki, Cobb, Inaba, Kimura, Kiyabu, Kunimura, Machida, Mizuguchi, Morioka, Peters, Roehrig, Segawa, Stanley, Ushijima, Yap, Yuen and Wakatsuki.

1994-76 "A Bill for an Act relating to the real property home exemption."

Introduced by: Representatives Suwa, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Shito, Stanley, Takamura, Ushijima, Yamada, Yap and Wakatsuki.

1995-76 "A Bill for an Act relating to excise tax credit under the Income Tax Law."

Introduced by: Representatives Suwa, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Shito, Stanley, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

1996-76 "A Bill for an Act relating to tax credit for renters."

Introduced by: Representatives Suwa, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Shito, Stanley, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

1997-76 "A Bill for an Act relating to lands dedicated for residential use."

Introduced by: Representatives Suwa, Akizaki, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Stanley, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

1998-76 "A Bill for an Act relating to the relief of certain persons' claims against the State and providing appropriations therefor."

Introduced by: Representatives Suwa, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Peters, Roehrig, Sakima, Segawa, Shito, Stanley, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

1999-76 "A Bill for an Act relating to the compensation of certain persons under the Criminal Injuries Compensation Act and providing appropriations therefor."

Introduced by: Representatives Suwa, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Shito, Stanley, Takamura, Ushijima, Yamada, Yuen and Wakatsuki.

2000-76 "A Bill for an Act authorizing the repair and maintenance of public facilities and making appropriations therefor."

Introduced by: Representatives Suwa, Akizaki, Cayetano, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Mizuguchi,

Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Shito, Stanley, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

2001-76 "A Bill for an Act making appropriations to the Judiciary for the fiscal biennium July 1, 1975, to June 30, 1977, and authorizing the issuance of bonds."

Introduced by: Representatives Suwa, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Machida, Oda, Peters, Roehrig, Takamine, Yap, Yuen and Wakatsuki.

2002-76 "A Bill for an Act relating to motor vehicles."

Introduced by: Representatives Cayetano and Oda.

2003-76 "A Bill for an Act relating to motor vehicles."

Introduced by: Representatives Cayetano and Oda.

2004-76 "A Bill for an Act relating to parking fees."

Introduced by: Representatives Cayetano, Naito, Oda and Stanley.

2005-76 "A Bill for an Act relating to the establishment of a staggered work hour program for State employees."

Introduced by: Representatives Cayetano, Cobb, Kihano, Kimura, Lunasco, Morioka, Naito, Oda, Roehrig, Sakima, Segawa, Stanley, Takamine, Takamura and Yap.

2006-76 "A Bill for an Act relating to a real property tax exemption for alternate energy improvements."

Introduced by: Representatives Cayetano, Akizaki, Cobb, Inaba, Kawakami, Kihano, Kiyabu, Kunimura, Lunasco, Machida, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Stanley, Suwa, Takamine, Takamura, Yap and Wakatsuki.

2007-76 "A Bill for an Act relating to an income tax deduction for alternate energy improvements."

Introduced by: Representatives Cayetano, Akizaki, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Stanley, Suwa, Takamine, Takamura, Yap, Yuen and Wakatsuki.

- 2008-76 "A Bill for an Act relating to State vehicle taxes."
Introduced by: Representatives Cayetano, Naito, Stanley and Takamura.
Roehrig, Sakima, Segawa, Stanley, Suwa, Takamine, Takamura, Ushijima, Yamada and Yuen.
- 2009-76 "A Bill for an Act relating to driving age."
Introduced by: Representatives Cayetano, Machida, Morioka, Naito, Oda, Sakima, Yap and Wakatsuki.
2015-76 "A Bill for an Act relating to State-owned lands suitable and available for residential development."
Introduced by: Representatives Shito, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Stanley, Suwa, Takamine, Takamura, Yamada, Yap, Yuen and Wakatsuki.
- 2010-76 "A Bill for an Act relating to an income tax credit for alternate energy improvements."
Introduced by: Representatives Cayetano, Akizaki, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Morioka, Naito, Oda, Roehrig, Sakima, Segawa, Stanley, Suwa, Takamine, Takamura, Yap and Wakatsuki.
2016-76 "A Bill for an Act relating to the establishment of an office of children and youth."
Introduced by: Representatives Takamura, Akizaki, Cayetano, Inaba, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Morioka, Oda, Segawa, Shito, Stanley, Suwa, Takamine, Ushijima, Yamada, Yap, Yuen and Wakatsuki.
- 2011-76 "A Bill for an Act relating to an energy tax."
Introduced by: Representatives Cayetano, Machida, Morioka, Naito, Oda, Roehrig, Sakima, Stanley, Takamine, Takamura and Yap.
2017-76 "A Bill for an Act making an appropriation for the establishment and operation of the office of children and youth, Office of the Governor."
Introduced by: Representatives Takamura, Akizaki, Cayetano, Inaba, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Segawa, Shito, Stanley, Suwa, Takamine, Ushijima, Yamada, Yap, Yuen and Wakatsuki.
- 2012-76 "A Bill for an Act relating to environmental impact statements."
Introduced by: Representatives Blair, Akizaki, Cayetano, Cobb, Inaba, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Machida, Mizuguchi, Morioka, Naito, Oda, Roehrig, Segawa, Shito, Stanley, Suwa, Takamine, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.
2018-76 "A Bill for an Act relating to the abolishment of the Office of Information and Youth Affairs, Office of the Governor."
Introduced by: Representatives Takamura, Inaba, Kawakami, Kihano, Kimura, Kunimura, Machida, Morioka, Oda, Segawa, Shito, Stanley, Takamine, Ushijima, Yamada, Yap and Yuen.
- 2013-76 "A Bill for an Act relating to the environment."
Introduced by: Representatives Blair, Akizaki, Cayetano, Cobb, Inaba, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Machida, Mizuguchi, Morioka, Naito, Oda, Roehrig, Segawa, Stanley, Suwa, Takamine, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.
2019-76 "A Bill for an Act relating to elderly affairs."
Introduced by: Representatives Takamura, Akizaki, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Sakima, Segawa, Shito, Stanley, Suwa, Takamine, Ushijima, Yamada, Yap, Yuen and Wakatsuki.
- 2014-76 "A Bill for an Act relating to environmental planning and control."
Introduced by: Representatives Blair, Akizaki, Cayetano, Cobb, Inaba, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Machida, Mizuguchi, Morioka, Naito, Oda,

2020-76 "A Bill for an Act relating to public assistance."

Introduced by: Representatives Takamura, Akizaki, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Sakima, Segawa, Shito, Stanley, Suwa, Takamine, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

2021-76 "A Bill for an Act relating to the State coordinator for volunteer services."

Introduced by: Representatives Takamura, Akizaki, Inaba, Kawakami, Kihano, Kimura, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Sakima, Segawa, Shito, Stanley, Suwa, Takamine, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

2022-76 "A Bill for an Act relating to the establishment of State policy for senior centers."

Introduced by: Representatives Takamura, Akizaki, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Shito, Segawa, Stanley, Suwa, Takamine, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

2023-76 "A Bill for an Act relating to the deduction of expenses for household and dependent care."

Introduced by: Representatives Takamura, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Sakima, Segawa, Shito, Stanley, Suwa, Takamine, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

2024-76 "A Bill for an Act relating to educational opportunity for the elderly."

Introduced by: Representatives Takamura, Akizaki, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Morioka, Oda, Sakima, Segawa, Shito, Stanley, Suwa, Takamine, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

2025-76 "A Bill for an Act

relating to the establishment of a juvenile justice coordinating council."

Introduced by: Representatives Takamura, Akizaki, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Sakima, Segawa, Shito, Stanley, Suwa, Takamine, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

2026-76 "A Bill for an Act relating to the treatment of dangerous people."

Introduced by: Representatives Roehrig, Akizaki, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Sakima, Segawa, Stanley, Suwa, Takamine, Yamada, Yap, Yuen and Wakatsuki.

2027-76 "A Bill for an Act relating to establishment of a youthful offender program."

Introduced by: Representatives Roehrig, Akizaki, Cayetano, Cobb, Inaba, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Sakima, Segawa, Shito, Stanley, Suwa, Takamine, Takamura, Yamada, Yap, Yuen and Wakatsuki.

2028-76 "A Bill for an Act relating to establishment of a corrections treatment center and program for women."

Introduced by: Representatives Roehrig, Akizaki, Cayetano, Inaba, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Sakima, Segawa, Stanley, Suwa, Takamine, Takamura, Yamada, Yap, Yuen and Wakatsuki.

2029-76 "A Bill for an Act relating to deferred acceptance of guilty pleas."

Introduced by: Representatives Roehrig, Akizaki, Cayetano, Cobb, Inaba, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Sakima, Segawa, Stanley, Suwa, Takamine, Takamura, Yamada, Yap, Yuen and Wakatsuki.

2030-76 "A Bill for an Act relating to establishment of separate paroles and pardons

- panels within the intake service centers and abolishing the Board of Pardons and Paroles."
- Introduced by: Representatives Roehrig, Kawakami, Kihano, Kunimura, Lunasco, Machida, Morioka, Naito, Oda, Segawa, Takamine, Yamada, Yap, Yuen and Wakatsuki.
- 2031-76 "A Bill for an Act relating to threatening with a firearm."
- Introduced by: Representatives Roehrig, Akizaki, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Sakima, Segawa, Suwa, Takamine, Yamada, Yap, Yuen and Wakatsuki.
- 2032-76 "A Bill for an Act relating to deadly weapons."
- Introduced by: Representatives Roehrig, Akizaki, Inaba, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Morioka, Naito, Oda, Sakima, Segawa, Stanley, Takamine, Takamura, Yamada, Yap, Yuen and Wakatsuki.
- 2033-76 "A Bill for an Act relating to disposition of convicted defendants."
- Introduced by: Representatives Roehrig, Kiyabu and Kondo.
- 2034-76 "A Bill for an Act relating to the Hawaii Motor Vehicle Accident Reparations Act."
- Introduced by: Representatives Yamada, Akizaki, Cobb, Kawakami, Kihano, Kimura, Kondo, Kunimura, Machida, Morioka, Oda, Segawa, Stanley, Suwa, Takamine, Yap and Yuen.
- 2035-76 "A Bill for an Act relating to medical malpractice."
- Introduced by: Representatives Yamada, Akizaki, Cobb, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Machida, Morioka, Oda, Segawa, Stanley, Suwa, Takamine, Yap and Yuen.
- 2036-76 "A Bill for an Act relating to historic preservation."
- Introduced by: Representatives Kawakami, Kimura, Kunimura, Machida, Morioka, Oda, Segawa, Stanley and Yuen.
- 2037-76 "A Bill for an Act relating to payment for medical and other professional health care services under public assistance programs."
- Introduced by: Representatives Stanley, Kimura, Peters and Takamine.
- 2038-76 "A Bill for an Act relating to proposing an amendment to the Hawaii Constitution to provide for protection of lands."
- Introduced by: Representatives Kawakami, Cobb, Kihano, Kimura, Kunimura, Machida, Morioka, Oda, Segawa, Stanley, Suwa, Takamine and Yuen.
- 2039-76 "A Bill for an Act making an appropriation for a study on tourism."
- Introduced by: Representatives Machida, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Morioka, Oda, Stanley, Suwa and Takamine.
- 2040-76 "A Bill for an Act relating to campus planning for the University of Hawaii system."
- Introduced by: Representatives Sakima, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Roehrig, Segawa, Stanley, Suwa, Takamine, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.
- 2041-76 "A Bill for an Act relating to the University of Hawaii Law School."
- Introduced by: Representatives Sakima, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Roehrig, Segawa, Shito, Stanley, Suwa, Takamine, Takamura, Ushijima, Yamada, Yap and Wakatsuki.
- 2042-76 "A Bill for an Act making an appropriation for University of Hawaii special programs."
- Introduced by: Representatives

- Sakima, Peters, Akizaki, Cayetano, Cobb, Inaba, Kihano, Kunimura, Lunasco, Mizuguchi, Morioka, Naito, Roehrig, Segawa, Stanley, Suwa, Takamine, Takamura, Ushijima and Yamada.
- 2043-76 "A Bill for an Act making an appropriation for a statewide intercollegiate athletic program."
- Introduced by: Representatives Sakima, Akizaki, Cayetano, Cobb, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Roehrig, Segawa, Shito, Stanley, Suwa, Takamine, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.
- 2044-76 "A Bill for an Act relating to the Hawaii Unemployment Security Law."
- Introduced by: Representatives Lee, Kihano, Kunimura, Machida, Morioka, Oda, Roehrig, Segawa, Takamine, Ushijima, Yamada, Yap and Yuen.
- 2045-76 "A Bill for an Act relating to collective bargaining."
- Introduced by: Representatives Lee, Akizaki, Inaba, Kihano, Kimura, Kunimura, Machida, Morioka, Oda, Peters, Roehrig, Sakima, Segawa, Shito, Takamine, Ushijima, Yamada, Yap, Yuen and Wakatsuki.
- 2046-76 "A Bill for an Act relating to the prevention of smoking in public places."
- Introduced by: Representatives Segawa, Akizaki, Cayetano, Kihano, Kimura, Machida, Oda, Roehrig, Sakima, Stanley, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.
- 2047-76 "A Bill for an Act making an appropriation for the improvement of health care for inmates of the State correctional facilities."
- Introduced by: Representatives Naito, Akizaki, Cayetano, Cobb, Inaba, Kihano, Kimura, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Peters, Roehrig, Sakima, Segawa, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.
- 2048-76 "A Bill for an Act making an appropriation for planned parenthood."
- Introduced by: Representatives Segawa, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Stanley, Suwa, Takamine, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.
- 2049-76 "A Bill for an Act making an appropriation for the upgrading and in-service training of Waimano Home personnel and the provision of additional staff."
- Introduced by: Representatives Segawa, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Shito, Stanley, Suwa, Takamine, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.
- 2050-76 "A Bill for an Act making an appropriation for the expansion of the industrial therapy programs and the farm production unit at the State Hospital."
- Introduced by: Representatives Segawa, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Stanley, Suwa, Takamine, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.
- 2051-76 "A Bill for an Act making an appropriation for in-service training and career development at the State Hospital."
- Introduced by: Representatives Segawa, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Mizuguchi, Naito, Oda, Peters, Roehrig, Sakima, Shito, Stanley, Suwa, Takamine, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.
- 2052-76 "A Bill for an Act relating to garnishment."
- Introduced by: Representatives Stanley, Peters and Takamine.
- 2053-76 "A Bill for an Act relating

- to the prevention of smoking in public places."
- Introduced by: Representatives Blair and Segawa.
- 2054-76 "A Bill for an Act relating to animal quarantine."
- Introduced by: Representatives Ushijima, Akizaki, Cobb, Inaba, Kihano, Kiyabu, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Roehrig, Segawa, Shito, Suwa, Takamine, Yamada and Yuen.
- 2055-76 "A Bill for an Act relating to a Constitutional Convention."
- Introduced by: Representatives Ushijima, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Segawa, Shito, Stanley, Suwa, Takamura, Yamada, Yap, Yuen and Wakatsuki.
- 2056-76 "A Bill for an Act relating to government expenditures by informal bid."
- Introduced by: Representatives Ushijima, Kiyabu, Machida, Oda, Segawa and Takamine.
- 2057-76 "A Bill for an Act authorizing the repair and maintenance of public school facilities and making appropriations thereof."
- Introduced by: Representatives Ushijima, Kimura, Kiyabu, Machida, Oda, Segawa and Takamine.
- 2058-76 "A Bill for an Act making an appropriation for the acquisition of lands to expand wildlife sanctuary at Paiko Lagoon, Oahu."
- Introduced by: Representatives Kawakami, Cobb, Kihano, Kimura, Machida, Segawa, Stanley and Takamine.
- 2059-76 "A Bill for an Act relating to standards of competency in public schools."
- Introduced by: Representative Abercrombie.
- 2060-76 "A Bill for an Act making an appropriation for the University of Hawaii graduate program in astronomy."
- Introduced by: Representative Abercrombie.
- 2061-76 "A Bill for an Act relating to vehicle rentals."
- Introduced by: Representative Abercrombie.
- 2062-76 "A Bill for an Act relating to discrimination against the physically handicapped."
- Introduced by: Representative Abercrombie.
- 2063-76 "A Bill for an Act relating to taxation and the elderly."
- Introduced by: Representative Abercrombie.
- 2064-76 "A Bill for an Act relating to the establishment of the Office of the Legislative Attorney."
- Introduced by: Representative Abercrombie.
- 2065-76 "A Bill for an Act making an appropriation for acquisition of site, buildings and facilities, St. Francis School and Convent, Manoa, Oahu."
- Introduced by: Representative Abercrombie.
- 2066-76 "A Bill for an Act relating to smoking."
- Introduced by: Representatives Blair and Segawa.
- 2067-76 "A Bill for an Act relating to the limitation of smoking in public places and the establishment of smoke free areas."
- Introduced by: Representatives Blair and Segawa.
- 2068-76 "A Bill for an Act relating to motor vehicles."
- Introduced by: Representative Blair.
- 2069-76 "A Bill for an Act relating to environmental impact statements."
- Introduced by: Representative Blair.
- 2070-76 "A Bill for an Act relating to rape victims."

- Introduced by: Representatives Blair, Naito and Stanley.
- 2071-76 "A Bill for an Act relating to exemption of food purchases made with food stamps from the general excise tax."
- Introduced by: Representatives Blair, Peters and Stanley.
- 2072-76 "A Bill for an Act relating to tax deductions for pollution control devices."
- Introduced by: Representative Blair.
- 2073-76 "A Bill for an Act proposing an amendment to Article VI, Section 5, of the Hawaii Constitution to provide that the legislature may provide for priorities for capital expenditures and bond authorizations for capital expenditures which shall be followed by the executive branch."
- Introduced by: Representative Naito.
- 2074-76 "A Bill for an Act relating to insurance."
- Introduced by: Representative Naito.
- 2075-76 "A Bill for an Act relating to sterilization."
- Introduced by: Representative Naito.
- 2076-76 "A Bill for an Act relating to the deduction of expenses for household and dependent care expenses."
- Introduced by: Representative Naito.
- 2077-76 "A Bill for an Act relating to school health services."
- Introduced by: Representative Naito.
- 2078-76 "A Bill for an Act relating to preference for American products."
- Introduced by: Representatives Yuen, Ajifu, Evans, Kiyabu, Kunimura, Medeiros, Oda, Uechi and Yamada.
- 2079-76 "A Bill for an Act relating to tax credits for homeowners."
- Introduced by: Representatives Cayetano and Shito.
- 2080-76 "A Bill for an Act proposing an amendment to Article I, Section 2, of the Constitution of the State of Hawaii to protect and to guarantee the right to life."
- Introduced by: Representative Sutton.
- 2081-76 "A Bill for an Act relating to capital punishment."
- Introduced by: Representatives Sutton, Clarke, Ikeda and Poepoe.
- 2082-76 "A Bill for an Act proposing an amendment to the Constitution of the State of Hawaii to provide for the recall of public officers."
- Introduced by: Representatives Sutton, Ikeda, Larsen and Poepoe.
- 2083-76 "A Bill for an Act proposing an amendment to Article III and XV of the Constitution of the State of Hawaii to provide for the referendum."
- Introduced by: Representatives Sutton, Larsen and Poepoe.
- 2084-76 "A Bill for an Act proposing amendments to Articles III and XV of the Constitution of the State of Hawaii to provide for the initiative."
- Introduced by: Representatives Sutton, Ikeda, Larsen and Poepoe.
- 2085-76 "A Bill for an Act relating to taxation."
- Introduced by: Representative Hakoda.
- 2086-76 "A Bill for an Act making an appropriation for a grant-in-aid for plans and development of a park in Kalama Valley, Hawaii Kai, Oahu."
- Introduced by: Representatives Ikeda and Lum.
- 2087-76 "A Bill for an Act relating to expenditure of public money and public contracts."
- Introduced by: Representatives Yuen, Ajifu, Kunimura, Medeiros,

Oda, Uechi and Yamada.

At 11:40 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 11:41 o'clock a.m., the Chair directed the Clerk to note the presence of Representative Larsen.

INTRODUCTION OF RESOLUTION

A concurrent resolution (H.C.R. No. 2) honoring the late Neal S. Blaisdell, former Mayor of Honolulu was jointly offered by Representatives Wakatsuki, Abercrombie, Ajifu, Akizaki, Amaral, Blair, Carroll, Cayetano, Clarke, Cobb, Evans, Fong, Garcia, Hakoda, Ho, Ikeda, Inaba, Kamalii, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Larsen, Lee, Lum, Lunasco, Medeiros, Mizuguchi, Morioka, Naito, Oda, Peters, Poepoe, Roehrig, Sakima, Santos, Segawa, Shito, Stanley, Sutton, Suwa, Uechi, Ushijima, Yamada, Yap and Yuen and was read by the Clerk.

On motion by Representative Poepoe, seconded by Representative Ajifu and carried, H.C.R. No. 2 was adopted by a rising vote.

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

Upon reconvening at 3:45 o'clock p.m., Representative Poepoe rose on a point of personal privilege.

The Chair asked Representative Poepoe to "state your point."

Representative Poepoe then stated:

"Mr. Speaker, we have been sitting in recess now for four hours--four hours. There is nothing on the calendar before this House; there is nothing on deck; nothing serious to discuss before this House. Your caucus has wasted our time; has wasted the time of the good people in the audience; has wasted the time of the State in an unreasonably long caucus on what I consider to be a personal problem in your caucus.

Mr. Speaker, I have excused the members of our caucus. We are not coming back to this session."

Representative Kimura then rose and stated:

"If I may, Mr. Speaker, respond to the Minority Leader's comments. The delay has been on some very important problems and we apologize for the inconvenience at this point. But we are sorry they have taken this attitude and I think we should proceed."

Representative Kunimura then rose and stated:

"Mr. Speaker, I request, at this time, that the Sergeant-at-Arms bring the minority members back to their chairs."

At 3:47 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 3:48 o'clock p.m.

Representative Kunimura then rose and stated:

"Mr. Speaker, have you directed the Sergeant-at-Arms to bring the minority members back to this Chamber?"

The Chair responded:

"I have not. The Chair believes that the business of the House can be conducted without the input of the minority members. If they wish to leave without any particular reason, then they shall be answerable to the public. We have met to deliberate and have full discussion and participation. We have 36 members in the majority. The minority has 15 members and it is so easy to conclude some of their businesses in one-third or one-fourth the time."

Representative Kunimura then inquired:

"Mr. Speaker, then, am I to understand that you are, by virtue of the power of the Speakership, suspending the Rules of the House?"

The Chair responded:

"You are correct."

"I am not."

At this point, Representative Kimura rose and stated:

Representative Kunimura continued:

"Mr. Speaker, I believe announcements are in order at this time before adjournment."

"Because the Rules of the House, if I remember correctly, Mr. Speaker, only members ill and excused may stay away from the Chamber when we are in session. And I would like to request, at this time, are the minority members excused from participating in the deliberations of this body?"

The Chair stated:

"Before the Chair requests for announcements, the Chair would like to, for the record, indicate to all members here, the public, that the Chair's remark yesterday in reference to unicameralism and bicameralism was the Chair's personal point of view inasmuch as the Chair realizes that there are those in the majority and the minority who take the opposite point of view."

The Chair responded:

"That is correct."

Representative Kunimura further stated:

"Then, Mr. Speaker, if I may make one point, that the address made by the great Minority Leader yesterday in cooperation, working together, was a hollow promise."

ADJOURNMENT

At 3:51 o'clock p.m., on motion by Representative Kimura, seconded by Representative Ushijima and carried, the House of Representatives adjourned to 11:30 o'clock a.m. tomorrow, Friday, January 23, 1976.

The Chair responded:

THIRD DAY

Friday, January 23, 1976

The House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Anselm E. Gouveia of St. Augustine Church, after which the Roll was called showing all members present with the exception of Representative Machida, who was excused.

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

On motion by Representative Kimura, seconded by Representative Ajifu and carried, reading of the Journal was dispensed with and the Journal of the Second Day was approved.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 2 to 43) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 2) transmitting copies of a report prepared by the State Commission on the Status of Women pursuant to Section 662-11, Hawaii Revised Statutes, was placed on file.

A message from the Governor (Gov. Msg. No. 3) transmitting copies of a report prepared by the Department of Health in response to S.C.R. No. 62 (S.R. No. 243), requesting a study of possible harmful effects from broadcast towers, was placed on file.

A message from the Governor (Gov. Msg. No. 4) transmitting copies of a report prepared by the Department of Social Services and Housing in response to H.R. No. 642, HD 1, relating to a management information plan for DSSH, was placed on file.

A message from the Governor (Gov. Msg. No. 5) transmitting copies of a report prepared by the Department of Social Services and Housing in response to H.R. No. 599, HD 1, requesting adoption of a prisoner's bill of rights, was

placed on file.

A message from the Governor (Gov. Msg. No. 6) transmitting copies of a report prepared by the University of Hawaii in response to S.R. No. 382, relating to the University of Hawaii, was placed on file.

A message from the Governor (Gov. Msg. No. 7) transmitting copies of reports prepared by the Department of Social Services and Housing in response to H.R. Nos. 296 and 573, relating to elderly housing problems in Hawaii, was placed on file.

A message from the Governor (Gov. Msg. No. 8) transmitting copies of reports prepared by the Department of Attorney General in response to the following: H.R. No. 652, requesting the State Commission on Aging, in cooperation with the State Attorney General, to examine the feasibility of issuing certificates of identification to residents sixty years and over; H.R. No. 669, requesting the Attorney General to conduct an investigation pursuant to Chapter 480, Hawaii Revised Statutes, of the egg, poultry and feed industries; and H.R. No. 681, requesting the Attorney General to examine the price differential charged by gasoline delivered to rural and outlying areas, was placed on file.

A message from the Governor (Gov. Msg. No. 9) transmitting copies of a report prepared by the Department of Attorney General pursuant to Section 662-11, Hawaii Revised Statutes, was placed on file.

A message from the Governor (Gov. Msg. No. 10) transmitting copies of a report prepared by the Department of Health in response to H.R. No. 433, requesting the Department of Health to conduct a study to determine the feasibility of establishing a hospital or an advanced emergency medical care center in Hawaii Kai, Oahu, was placed on file.

A message from the Governor (Gov. Msg. No. 11) transmitting copies of a report prepared by the Department of Health in response to H.R. No. 591, requesting the Department of Health to conduct

a study to determine the need of establishing a medical facility in the Heeia to Hauula area, Oahu, was placed on file.

A message from the Governor (Gov. Msg. No. 12) transmitting copies of a report prepared by the Department of Regulatory Agencies in response to H.R. No. 720, requesting investigation of charges for cable television use of ducts and boxes, was placed on file.

A message from the Governor (Gov. Msg. No. 13) transmitting copies of a report prepared by the Department of Health in response to S.R. No. 174, requesting coordination of private and public health planning, was placed on file.

A message from the Governor (Gov. Msg. No. 14) transmitting copies of a report prepared by the Department of Health in response to H.R. No. 650, requesting the Department of Health to take corrective action to ensure that all students obtain required and recommended immunizations, physical examinations, and tuberculin tests, was placed on file.

A message from the Governor (Gov. Msg. No. 15) transmitting copies of a report prepared by the Department of Health in response to H.R. No. 644, relating to early and periodic screening, diagnosis, and treatment of children eligible for medicaid, was placed on file.

A message from the Governor (Gov. Msg. No. 16) transmitting copies of a report prepared by the Department of Health in response to H.R. No. 126, requesting the Department of Health to report on progress made in improving the programs and operations of Waimano Training School and Hospital, was placed on file.

A message from the Governor (Gov. Msg. No. 17) transmitting copies of a report prepared by the Department of Social Services and Housing in response to S.R. No. 170, requesting a study of an integrated services approach towards public assistance; and H.R. No. 367, requesting publicity on the Food Stamp Program, was placed on file.

A message from the Governor (Gov. Msg. No. 18) transmitting copies of reports prepared by the Department of Agriculture in response

to S.R. No. 73, requesting the State Department of Agriculture to submit ways of assisting and encouraging young farmers; S.R. No. 240, SD 1, relating to destruction of native ecosystems; H.C.R. No. 93, requesting greater productive use of papayas; and H.R. No. 581, requesting the Department of Agriculture to set standards for the humane treatment of horses in transport, was placed on file.

A message from the Governor (Gov. Msg. No. 19) transmitting copies of the 3rd Annual Report prepared by the Marine Affairs Coordinator for the period from January 1, 1973 to June 30, 1975, in accordance with Act 137, SLH 1970, was placed on file.

A message from the Governor (Gov. Msg. No. 20) transmitting copies of a report prepared by the Department of Social Services and Housing and Department of Health in response to H.C.R. No. 121, HD 1, relating to medicaid and SSI payments for extended care of wards of the State, was placed on file.

A message from the Governor (Gov. Msg. No. 21) transmitting copies of a report prepared by the Department of Social Services and Housing in response to S.R. No. 176, requesting development of public information programs by the Department of Social Services and Housing; S.R. No. 177, requesting review of public assistance policies; and H.R. No. 430, requesting the study of the feasibility of child-care centers, was placed on file.

A message from the Governor (Gov. Msg. No. 22) transmitting copies of reports prepared by the Department of Transportation in response to S.R. No. 139, requesting the Director of the Department of Transportation to report on the status of the statewide master plan for bikeways; S.R. No. 206, SD 1, requesting a study of boating near the shores; S.R. No. 402, requesting State agencies take action with the Navy to open the waters of East Loch of Pearl Harbor to recreational boating and fishing by the general public; H.R. No. 283, HD 1, requesting the reclamation of unused streets for beautification; and H.R. No. 416, HD 1, requesting the Department of Land and Natural Resources and the Department of Transportation to determine the suitability of Hawaii canoe storage facilities in their

State parks and harbor development programs at Sand Island, Waimanalo Bay, Pokai Bay and other such areas throughout the State and to include such facilities in their park and harbor development programs, was placed on file.

A message from the Governor (Gov. Msg. No. 23) transmitting copies of a report prepared by the Office of the State Highway Safety Coordinator in response to H.R. No. 274, requesting annual evaluation reports on driver education and training programs, was placed on file.

A message from the Governor (Gov. Msg. No. 24) transmitting copies of a report prepared by the Department of Education and the Department of Health in response to S.R. No. 201, requesting the Departments of Health and Education to delineate their functions for the care of handicapped children, was placed on file.

A message from the Governor (Gov. Msg. No. 25) transmitting copies of a report on the Natural Energy Laboratory of Hawaii which was prepared by the Marine Affairs Coordinator, John P. Craven, was placed on file.

A message from the Governor (Gov. Msg. No. 26) transmitting copies of a report prepared by the Department of Transportation in compliance with Act 186, Session Laws of Hawaii 1963, "An Act Relating to the Hawaii State Ferry System", was placed on file.

A message from the Governor (Gov. Msg. No. 27) transmitting copies of a report prepared by the Department of Transportation in response to H.R. No. 324, relating to motor vehicles or other power vehicles unable to maintain a vehicular speed of less than five miles lower than the posted speed limit of any road, street, or highway, was placed on file.

A message from the Governor (Gov. Msg. No. 28) transmitting copies of reports prepared by the Department of Agriculture in response to S.R. No. 72, SD 1, relating to the production of feed and forage crops in Hawaii; H.R. No. 685, relating to the preservation of Waiahole-Waikane Life-Style; and H.R. No. 740, requesting recommendation on methods to keep sugar profits in Hawaii, was placed on file.

A message from the Governor (Gov. Msg. No. 29) transmitting copies of a report prepared by the State Law Enforcement and Juvenile Delinquency Planning Agency (SLEPA) in response to H.R. No. 96, Seventh State Legislature, 1974, was placed on file.

A message from the Governor (Gov. Msg. No. 30) transmitting copies of the FY 73-74 Annual Report of the State Foundation on Culture and the Arts, was placed on file.

A message from the Governor (Gov. Msg. No. 31) transmitting copies of the report of the Hawaii Bicentennial International Marine Exposition Commission in compliance with Act 131, SLH 1972, was placed on file.

A message from the Governor (Gov. Msg. No. 32) transmitting copies of a report prepared by the Department of Regulatory Agencies in response to S.R. No. 146, requesting a study of the availability of local servicing for insurance claims, was placed on file.

A message from the Governor (Gov. Msg. No. 33) transmitting copies of the report of the Hawaii Commission to Promote Uniform Legislation, was placed on file.

A message from the Governor (Gov. Msg. No. 34) transmitting copies of a report prepared by the Department of Health pursuant to Section 329-11, Hawaii Revised Statutes, was placed on file.

A message from the Governor (Gov. Msg. No. 35) transmitting copies of the Annual Report of the Department of Defense, State of Hawaii, for the fiscal year 1975, was placed on file.

A message from the Governor (Gov. Msg. No. 36) transmitting copies of the 1975 Annual Report of the Insurance Commissioner of Hawaii in compliance with Section 431-45, Hawaii Revised Statutes, was placed on file.

A message from the Governor (Gov. Msg. No. 37) transmitting copies of a report prepared by the Department of Land and Natural Resources in response to H.R. No. 589, requesting the State Department of Land and Natural Resources and the County governments to specify those lands which should be protected by their inclusion in the Constitution.

of the State of Hawaii, was placed on file.

A message from the Governor (Gov. Msg. No. 38) transmitting copies of reports prepared by the Department of Attorney General in response to H.C.R. No. 118 and H.R. No. 643, requesting the Attorney General to recommend changes in State law and State policy for the purpose of maximizing medicaid, medicare, and supplementary security income payments on behalf of individuals eligible for State health programs, was placed on file.

A message from the Governor (Gov. Msg. No. 39) transmitting copies of reports prepared by the University of Hawaii in response to S.C.R. No. 36, SD 1, relating to the UH College of Education Pre-Service Curriculum and the Department of Education In-Service Training; S.R. No. 164, requesting School of Public Health of the U.H. to initiate a systems design for a health planning data base; S.R. No. 281, directing School of Public Health, U.H. at Manoa, in cooperation with such other academic disciplines as are deemed essential to consider death and injury from guns as a public health matter for study; H.R. No. 85, HD 1, requesting the U.H. to implement the intent of S.R. No. 198, SD-1-74, relating to the establishment of child care centers on all campuses of the University of Hawaii system; H.R. No. 396, HD 1, requesting the U.H. to apply the proceeds from sale of stadium to student financial aid; H.R. No. 404, HD 1, requesting the U.H. to determine feasibility of establishing an experiment station at the site of the Pineapple Research Institute; H.R. No. 679, establishment of an Agricultural Service Center in the College of Tropical Agriculture; H.R. No. 721, HD 1, requesting the Hawaii Agricultural Experiment Branch Stations to conduct research programs and activities consistent with the needs of their primary service areas; H.R. No. 744, HD 1, requesting provision for neighbor island students to enroll in the Community Colleges of Oahu for study or training in fields not offered by the neighbor island community colleges; and S.R. No. 217, 197, relating to the continuation of the demonstration-study project of the School of Social Work, University of Hawaii, on the role of the social worker under the flat grant system (final report), was placed on file.

A message from the Governor (Gov. Msg. No. 40) transmitting copies of a report prepared by the Department of Labor and Industrial Relations in response to H.R. No. 673, requesting a review of the Workers' Compensation Law, was placed on file.

A message from the Governor (Gov. Msg. No. 41) transmitting copies of the Department of Labor and Industrial Relations Annual Report, July 1, 1974 - June 30, 1975, was placed on file.

A message from the Governor (Gov. Msg. No. 42) transmitting copies of the report prepared by the Department of Social Services and Housing in response to H.R. No. 368, requesting the Department of Social Services and Housing to assume payment for group therapy, was placed on file.

A message from the Governor (Gov. Msg. No. 43) transmitting copies of the annual report of the Commissioner of Motor Vehicle Insurance in compliance with Section 294-16, Hawaii Revised Statutes, was placed on file.

SENATE COMMUNICATIONS

A communication from the Senate (Sen. Com. No. 1) returning H.C.R. No. 1 which was adopted by the Senate on January 22, 1976, was read by the Clerk and was placed on file.

The following introductions were made to the members of the House:

Representative Cayetano introduced students from the TESSO and Pre-Placement Program at Farrington High School. They were accompanied by their teachers, Mrs. Ethel Ward, Mr. Allan Ramos, Mrs. Patty Webb and Mrs. Edith Ferreira; and tutors, Vickie Ramile, Andrew Raspicio and Ms. Sang.

Representative Lunasco introduced James Aki a former member of the Legislature.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following bills (H.B. Nos. 1991-76 to 2087-76) were disposed of as follows:

| <u>H.B. Nos.</u> | <u>Referred to:</u> | | |
|------------------|--|---------|---|
| | | | to the Committee on Finance |
| 1991-76 | Jointly to the Committees on Legislative Management and Finance | 2011-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 1992-76 | Committee on Finance | 2012-76 | Committee on Environmental Protection |
| 1993-76 | Committee on Finance | 2013-76 | Committee on Environmental Protection |
| 1994-76 | Committee on Finance | 2014-76 | Committee on Environmental Protection |
| 1995-76 | Committee on Finance | 2015-76 | Committee on Housing, then to the Committee on Water, Land Use, Development, and Hawaiian Homes |
| 1996-76 | Committee on Finance | 2016-76 | Committee on Youth and Elderly Affairs, then to the Committee on Finance |
| 1997-76 | Committee on Finance | 2017-76 | Committee on Youth and Elderly Affairs, then to the Committee on Finance |
| 1998-76 | Committee on Finance | 2018-76 | Committee on Youth and Elderly Affairs, then to the Committee on Finance |
| 1999-76 | Committee on Judiciary, then to the Committee on Finance | 2019-76 | Committee on Youth and Elderly Affairs, then to the Committee on Finance |
| 2000-76 | Committee on Labor and Public Employment, then to the Committee on Finance | 2020-76 | Committee on Youth and Elderly Affairs, then jointly to the Committees on Public Assistance and Human Services and Health, then to the Committee on Finance |
| 2001-76 | Committee on Judiciary, then to the Committee on Finance | 2021-76 | Committee on Youth and Elderly Affairs, then to the Committee on Finance |
| 2002-76 | Committee on Energy and Transportation, then to the Committee on Education | 2022-76 | Committee on Youth and Elderly Affairs, then to the Committee on Finance |
| 2003-76 | Committee on Energy and Transportation | 2023-76 | Committee on Youth and Elderly Affairs, then to the Committee on Finance |
| 2004-76 | Committee on Energy and Transportation, then to the Committee on Labor and Public Employment, then to the Committee on Finance | 2024-76 | Committee on Youth and Elderly Affairs, then to the Committee on Higher Education, then to the Committee on Finance |
| 2005-76 | Committee on Energy and Transportation, then to the Committee on Labor and Public Employment | 2025-76 | Committee on Youth and Elderly Affairs, then to the Committee on Judiciary |
| 2006-76 | Committee on Energy and Transportation, then to the Committee on Finance | 2026-76 | Committee on Judiciary |
| 2007-76 | Committee on Energy and Transportation, then to the Committee on Finance | 2027-76 | Committee on Judiciary, |
| 2008-76 | Committee on Energy and Transportation, then to the Committee on Finance | | |
| 2009-76 | Committee on Energy and Transportation, then to the Committee on Judiciary | | |
| 2010-76 | Committee on Energy and Transportation, then | | |

| | | | |
|---------|--|---------|---|
| | then to the Committee on Youth and Elderly Affairs, then to the Committee on Finance | 2047-76 | Committee on Health, then to the Committee on Finance |
| 2028-76 | Committee on Judiciary | 2048-76 | Committee on Health, then to the Committee on Finance |
| 2029-76 | Committee on Judiciary | 2049-76 | Committee on Health, then to the Committee on Finance |
| 2030-76 | Committee on Judiciary, then to the Committee on Finance | 2050-76 | Committee on Health, then to the Committee on Finance |
| 2031-76 | Committee on Judiciary | 2051-76 | Committee on Health, then to the Committee on Finance |
| 2032-76 | Committee on Judiciary | 2052-76 | Committee on Health, then to the Committee on Finance |
| 2033-76 | Committee on Judiciary | 2053-76 | Committee on Health |
| 2034-76 | Committee on Consumer Protection and Commerce, then to the Committee on Finance | 2054-76 | Committee on Agriculture |
| 2035-76 | Committee on Consumer Protection and Commerce | 2055-76 | Committee on Judiciary |
| 2036-76 | Committee on Water, Land Use, Development, and Hawaiian Homes | 2056-76 | Committee on Finance |
| 2037-76 | Jointly to the Committees on Public Assistance and Human Services and Health, then to the Committee on Finance | 2057-76 | Committee on Education, then to the Committee on Finance |
| 2038-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Judiciary | 2058-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2039-76 | Committee on Tourism, then to the Committee on Finance | 2059-76 | Committee on Education |
| 2040-76 | Committee on Higher Education | 2060-76 | Committee on Higher Education, then to the Committee on Finance |
| 2041-76 | Committee on Higher Education, then to the Committee on Finance | 2061-76 | Committee on Energy and Transportation, then to the Committee on Judiciary |
| 2042-76 | Committee on Higher Education, then to the Committee on Finance | 2062-76 | Committee on Judiciary |
| 2043-76 | Committee on Higher Education, then to the Committee on Finance | 2063-76 | Committee on Youth and Elderly Affairs, then to the Committee on Finance |
| 2044-76 | Committee on Labor and Public Employment | 2064-76 | Committee on Legislative Management |
| 2045-76 | Committee on Labor and Public Employment | 2065-76 | Committee on Higher Education, then to the Committee on Finance |
| 2046-76 | Committee on Health | 2066-76 | Committee on Health |
| | | 2067-76 | Committee on Health |
| | | 2068-76 | Committee on Judiciary |
| | | 2069-76 | Committee on Environmental |

- Protection of personal privilege."
- 2070-76 Committee on Health, then to the Committee on Finance The Chair then stated:
"You're not recognized yet Representative Abercrombie."
- 2071-76 Committee on Finance Representative Abercrombie then replied:
- 2072-76 Committee on Environmental Protection, then to the Committee on Finance "May I be recognized? Excuse me, Mr. Speaker, may I rise to a point of personal privilege?"
- 2073-76 Committee on Finance, then to the Committee on Judiciary The Chair then responded:
- 2074-76 Committee on Consumer Protection and Commerce "State your point and be very concise."
- 2075-76 Committee on Health, then to the Committee on Judiciary Representative Abercrombie proceeded, stating:
- 2076-76 Committee on Finance "Mr. Speaker, I would like to rise to a point of personal privilege concerning the arrests that were made in the rotunda of the capitol on opening day. I rise to this point of personal privilege on the basis that the reputation and conduct of members in this body have been called into account as a result of it and that I feel that it relates to me in my representative capacity and I would like to make a statement on it - a short statement."
- 2077-76 Committee on Health, then to the Committee on Education, then to the Committee on Finance
- 2078-76 Committee on Finance
- 2079-76 Committee on Finance
- 2080-76 Committee on Judiciary
- 2081-76 Committee on Judiciary The Chair replied:
- 2082-76 Committee on Judiciary "The Chair rules that your point is not well taken. The Chair so orders. It's out of the realm of the rule under the 'personal privilege' under the parliamentary procedure. The Chair has ruled in the past and will continue to do so this session that under the privilege of 'personal privilege' that that particular individual in this particular House must be personally aggrieved in his capacity as a member here and that any particular action or remarks made outside of this chamber, other than members of this House, would not entitle any member here to invoke the privilege question."
- 2083-76 Committee on Judiciary
- 2084-76 Committee on Judiciary
- 2085-76 Committee on Youth and Elderly Affairs, then to the Committee on Finance
- 2086-76 Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance
- 2087-76 Committee on Finance

COMMITTEE REASSIGNMENT

S.B. No. 714, SD 1, HD 1, was re-referred jointly to the Committees on Water, Land Use, Development, and Hawaiian Homes and Housing, then to the Committee on Finance.

At this time, Representative Abercrombie rose and stated:

"Mr. Speaker, I rise to a point

Representative Abercrombie then replied: "I regret I must appeal your decision, Mr. Speaker."

At 11:37 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 12:02 o'clock p.m., the Chair stated:

"Question before the House is the appeal by Representative Abercrombie of the Chair's ruling denying

him the question of privilege. The question is: Shall the Chair's ruling prevail? All those voting aye will sustain the Chair's ruling; all those voting no will not sustain the Chair's ruling. You've all heard the question; all those in favor say 'aye'; all those oppose 'no'. The 'ayes' have it."

Representative Abercrombie then stated:

"Mr. Speaker, sorry, but I feel I must doubt the Chair's ruling and ask for a roll call vote."

The Chair then asked: "All those who want a division of the House? (show of hands) So ordered."

At 12:05 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:06 o'clock p.m.

At this time, Representative Abercrombie asked:

"Excuse me, Mr. Speaker, can you tell me which an aye or a nay will be in terms of this?"

The Chair replied:

"You really should be voting aye, but an aye vote will sustain the Chair."

Representative Abercrombie then said: "Okay, in that case, Mr. Speaker, nay."

The Chair's ruling denying Representative Abercrombie the question of privilege was sustained by a Roll Call vote of 28 ayes to 22 noes, with Representatives Abercrombie, Ajifu, Amaral, Blair, Carroll, Cayetano, Clarke, Cobb, Evans, Fong, Hakoda, Ho, Ikeda, Kamalii, Kimura, Larsen, Lum, Medeiros, Poepoe, Santos, Sutton and Takamura voting no and Representative Machida being excused.

STANDING COMMITTEE REPORT

Representative Akizaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 1-76) informing the House that House Bill Nos. 1991-76 to 2087-76, House Resolution No. 2, House Concurrent Resolution No. 1, and Special Committee Report Nos. 1 to 5, have been printed and

distributed.

On motion by Representative Akizaki, seconded by Representative Suwa and carried, the report of the Committee was adopted.

SPECIAL COMMITTEE REPORTS

The following Special Committee Reports (Spec. Com. Rep. Nos. 2 to 5) were received and placed on file:

Representative Takamura, for the Interim Committee, appointed pursuant to H.R. No. 816, adopted by the Regular Session of 1975, and directed to conduct a review of senior centers throughout the State, presented a report (Spec. Com. Rep. No. 2).

Representative Takamura, for the House Interim Committee on Youth and Elderly Affairs, appointed pursuant to H.R. No. 335, adopted by the Regular Session of 1975 and directed to conduct a review of citizen action to help the elderly, disabled and handicapped, presented a report (Spec. Com. Rep. No. 3).

Representative Takamura, for the House Committee on Youth and Elderly Affairs, appointed pursuant to H.C.R. No. 85 and H.R. No. 491, adopted by the Regular Session of 1975 to review the progress, performance and working relationships of the Commission on Children and Youth, Community Coordinated Child Care Committee and all agencies, offices and departments with program responsibilities for child development and youth services, presented a report (Spec. Com. Rep. No. 4).

Representative Takamura, for the House Committee on Youth and Elderly Affairs, appointed pursuant to H.R. No. 238, adopted by the Regular Session of 1975 to review the feasibility of licensing all care and adult family boarding homes, presented a report (Spec. Com. Rep. No. 5).

INTRODUCTION OF BILLS

On motion by Representative Kimura, seconded by Representative Ajifu and carried, the following bills (H.B. Nos. 2088-76 to 2098-76) passed First Reading by title and were referred to the Committee

on Legislative Management:

Introduced by: Representative Amaral.

House Bill Nos.

2088-76 "A Bill for an Act relating to health services for recent immigrants."

Introduced by: Representative Wakatsuki. (By request)

2089-76 "A Bill for an Act relating to horizontal property regimes."

Introduced by: Representatives Shito and Cayetano.

2090-76 "A Bill for an Act relating to the Hawaii National Guard and the Hawaii State Guard."

Introduced by: Representatives Kiyabu, Ajifu, Akizaki, Carroll, Evans, Hakoda, Ho, Ikeda, Kamalii, Kihano, Lunasco, Mizuguchi, Morioka, Shito, Suwa, Uechi, Yap and Yuen.

2091-76 "A Bill for an Act relating to libraries."

Introduced by: Representative Naito.

2092-76 "A Bill for an Act relating to the Hawaii National Guard."

Introduced by: Representative Carroll.

2093-76 "A Bill for an Act proposing an amendment to Article V, Section 3, of the Hawaii Constitution, to change the qualifications for appointment as justice and judge."

Introduced by: Representative Amaral.

2094-76 "A Bill for an Act relating to real property taxation."

Introduced by: Representative Amaral.

2095-76 "A Bill for an Act relating to the assessment of real property."

Introduced by: Representative Amaral.

2096-76 "A Bill for an Act relating to stray animals."

Introduced by: Representative Amaral. (By request)

2097-76 "A Bill for an Act relating to student transportation."

2098-76 "A Bill for an Act relating to elected officials."

Introduced by: Representative Amaral.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 5 and 6) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 5) extending best wishes to the Pearl City Little League on their opening of the 1976 baseball season was jointly offered by Representatives Mizuguchi, Akizaki, Cayetano, Cobb, Kawakami, Kihano, Kimura, Kunimura, Lum, Naito, Roehrig, Shito and Yap.

On motion by Representative Mizuguchi, seconded by Representative Cayetano and carried, H.R. No. 5 was adopted.

A resolution (H.R. No. 6) expressing deepest sympathies and condolences on the death of Guy M. Matsuguma was jointly offered by Representatives Kiyabu, Ajifu, Akizaki, Carroll, Cayetano, Evans, Hakoda, Ho, Ikeda, Kamalii, Kawakami, Kihano, Kondo, Lee, Lunasco, Mizuguchi, Morioka, Shito, Stanley, Suwa, Uechi, Ushijima, Yap and Yuen.

On motion by Representative Kiyabu, seconded by Representative Shito and carried, H.R. No. 6 was adopted.

By unanimous consent, the following resolutions (H.R. Nos. 7 to 71) and concurrent resolutions (H.C.R. Nos. 3 to 5) were referred to the Committee on Legislative Management and further action was deferred until Monday, January 26, 1976:

A resolution (H.R. No. 7) relating to amendment of Rule 14 of the Official Rules of Procedure of the House of Representatives was jointly offered by Representatives Roehrig, Abercrombie, Akizaki, Blair, Cayetano, Cobb, Garcia, Ho, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Lee, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Sakima, Segawa, Shito, Stanley, Suwa, Takamine, Takamura, Uechi, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 8) relating to the proposed State ferry system was jointly offered by Representatives Cayetano, Akizaki, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Stanley, Suwa, Takamura, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 9) establishing an ad hoc committee to examine the relationship between residential housing prices, existing county building codes, and the cost of certain building materials was jointly offered by Representatives Shito, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Stanley, Suwa, Takamura, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 10) requesting the State Commission on Children and Youth to submit a report on the status of the development of a statewide plan to meet children's needs was jointly offered by Representatives Takamura, Akizaki, Cayetano, Cobb, Inaba, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Sakima, Segawa, Shito, Stanley, Suwa, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 11) expressing legislative support for the relocation of the Children's Protective Services Center to Kapiolani Hospital was jointly offered by Representatives Takamura, Stanley, Akizaki, Cayetano, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Sakima, Segawa, Shito, Suwa, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 12) requesting a review of the status of protective services programs for children in Hawaii was jointly offered by Representatives Takamura, Stanley, Akizaki, Cayetano, Inaba, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Sakima, Segawa, Shito, Suwa, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 13) requesting a review of the feasibility of establishing elderly day care programs in various areas of the State was jointly offered by Representatives Takamura, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano,

Kimura, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Sakima, Segawa, Shito, Stanley, Suwa, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 14) requesting a study of boarding homes was jointly offered by Representatives Takamura, Akizaki, Cayetano, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Morioka, Oda, Segawa, Shito, Stanley, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 15) requesting the development of a comprehensive home health care program was jointly offered by Representatives Takamura, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Morioka, Oda, Sakima, Segawa, Shito, Stanley, Suwa, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 16) requesting a review of the in-homes services program of the Department of Social Services and Housing was jointly offered by Representatives Takamura, Akizaki, Cayetano, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Sakima, Segawa, Shito, Stanley, Suwa, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 17) requesting the establishment of a State care home advisory council was jointly offered by Representatives Takamura, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Sakima, Segawa, Shito, Stanley, Suwa, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 18) requesting the completion of care home regulatory proposals was jointly offered by Representatives Takamura, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Sakima, Segawa, Shito, Stanley, Suwa, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 19) requesting inspections of licensed care homes and adult family boarding homes was jointly offered by Representatives Takamura, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano,

Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Segawa, Shito, Stanley, Suwa, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 20) requesting the Governor to proclaim a state volunteer recognition week and concomitant activities was jointly offered by Representatives Takamura, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Sakima, Segawa, Shito, Stanley, Suwa, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 21) requesting a review of the State's existing senior center facilities with particular attention to the needs of Oahu's elderly was jointly offered by Representatives Takamura, Akizaki, Cayetano, Cobb, Inaba, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Sakima, Segawa, Shito, Stanley, Suwa, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 22) requesting a review of the Hawaii income tax law in order to recommend incentives for families who have an elderly relative residing in their household was jointly offered by Representatives Takamura, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Morioka, Oda, Sakima, Segawa, Shito, Stanley, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 23) requesting the Congress of the United States to amend the federal supplemental security income program to equalize the federal payments to, and States' costs of, benefits for the blind, aged, and disabled was jointly offered by Representatives Takamura, Stanley, Akizaki, Cayetano, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Sakima, Segawa, Shito, Suwa, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 24) requesting a study of phased retirement policies and plans for public employees was jointly offered by Representatives Takamura, Akizaki, Cayetano, Kawakami, Kihano, Kimura, Kunimura, Lunasco, Machida, Morioka, Oda, Sakima, Segawa, Stanley, Suwa, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 25) requesting the State commission on aging and the County committees on aging to establish a program of vehicle insurance coverage and mileage reimbursement for volunteers providing transportation services to the isolated elderly and handicapped was jointly offered by Representatives Takamura, Akizaki, Cayetano, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Sakima, Segawa, Shito, Stanley, Suwa, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 26) requesting a review of the Hawaii Sunshine Law was jointly offered by Representatives Roehrig, Akizaki, Cayetano, Cobb, Inaba, Kihano, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Sakima, Segawa, Stanley, Suwa, Takamura, Yamada, Yap and Yuen.

A resolution (H.R. No. 27) requesting a review of the State's correctional and rehabilitative programs was jointly offered by Representatives Roehrig, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Sakima, Segawa, Shito, Stanley, Suwa, Takamura, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 28) requesting a review of certain budgetary provisos contained in Acts 195 and 197, Session Laws of Hawaii 1975, was jointly offered by Representatives Roehrig, Akizaki, Cayetano, Cobb, Kawakami, Kihano, Kimura, Kunimura, Lunasco, Machida, Morioka, Naito, Oda, Sakima, Segawa, Stanley, Takamura, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 29) requesting the Supreme Court of the State of Hawaii and the Bar Association of Hawaii to study and to consider the admission of the electronic forms of media into State court rooms was jointly offered by Representatives Roehrig, Akizaki, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Sakima, Segawa, Stanley, Suwa, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 30) requesting the State Supreme Court to consider the adoption of the Uniform Rules of Evidence of the National Conference of Commissioners as uniform State

laws was jointly offered by Representatives Roehrig, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Sakima, Segawa, Stanley, Suwa, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 31) requesting a review of the coastal zone management plan was jointly offered by Representatives Kawakami, Cobb, Kihano, Kimura, Kunimura, Machida, Morioka, Oda, Segawa, Stanley, Suwa and Yuen.

A resolution (H.R. No. 32) requesting a review of ordinances on shoreline protection was jointly offered by Representatives Kawakami, Cobb, Kihano, Kimura, Kunimura, Machida, Morioka, Oda, Segawa, Stanley, Suwa and Yuen.

A resolution (H.R. No. 33) requesting a review of preliminary State plan documents was jointly offered by Representatives Kawakami, Cobb, Kihano, Kimura, Kunimura, Machida, Morioka, Oda, Segawa, Stanley, Suwa and Yuen.

A resolution (H.R. No. 34) requesting a review of the rules established by the Land Use Commission pursuant to Act 193 of 1975 was jointly offered by Representatives Kawakami, Cobb, Kihano, Kimura, Kunimura, Machida, Morioka, Oda, Segawa, Stanley, Suwa and Yuen.

A resolution (H.R. No. 35) requesting a review of financial aid to students was jointly offered by Representatives Sakima, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Roehrig, Segawa, Shito, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 36) requesting an examination of the University of Hawaii's future plans for health and physical education curriculum and intramural athletic programs was jointly offered by Representatives Sakima, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Roehrig, Segawa, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 37) requesting the Board of Regents of the University of Hawaii to establish a formal mechanism which would enable

liberal arts courses at the community colleges to satisfy requirements of a baccalaureate degree seeking program was jointly offered by Representatives Sakima, Akizaki, Cayetano, Inaba, Kawakami, Kihano, Kimura, Kunimura, Lunasco, Machida, Morioka, Naito, Oda, Roehrig, Segawa, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap and Yuen.

A resolution (H.R. No. 38) requesting a review of the University of Hawaii-Manoa athletic program was jointly offered by Representatives Sakima, Akizaki, Cayetano, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Roehrig, Segawa, Shito, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap and Yuen.

A resolution (H.R. No. 39) requesting the Board of Regents, University of Hawaii to update the controlled growth policy for the University of Hawaii was jointly offered by Representatives Sakima, Akizaki, Cayetano, Inaba, Kawakami, Kihano, Kimura, Kunimura, Lunasco, Machida, Morioka, Oda, Roehrig, Segawa, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap and Yuen.

A resolution (H.R. No. 40) requesting a review of the requirements for faculty advancement in the community college system was jointly offered by Representatives Sakima, Akizaki, Cayetano, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Roehrig, Segawa, Shito, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap and Yuen.

A resolution (H.R. No. 41) requesting legislative examination of the American Bar Association report on the University of Hawaii Law School was jointly offered by Representatives Sakima, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Roehrig, Segawa, Shito, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 42) requesting the University of Hawaii to present its finalized plans for the reorganization of the College of Arts and Sciences was jointly offered by Representatives Sakima, Akizaki, Cayetano, Inaba, Kawakami, Kihano, Kimura, Kunimura, Lunasco, Machida, Morioka, Naito, Oda, Roehrig, Segawa, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 43) requesting a review of mental health commitment procedures and treatment of persons considered criminally insane was jointly offered by Representatives Naito, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Oda, Peters, Roehrig, Sakima, Segawa, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 44) requesting a review of the organization and programs of the Department of Health was jointly offered by Representatives Segawa, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Naito, Oda, Peters, Roehrig, Sakima, Shito, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 45) requesting a review of the implementation of comprehensive health planning as provided by Public Law 93-641 and Chapter 323D, Hawaii Revised Statutes, was jointly offered by Representatives Segawa, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Shito, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 46) requesting a study of the community placement program, foster parents, boarding homes, and half-way homes for the mentally retarded was jointly offered by Representatives Segawa, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Shito, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 47) requesting a study of the effectiveness of community mental health centers and their relationship with the Hawaii State Hospital was jointly offered by Representatives Segawa, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Shito, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 48) requesting a study of a State planned parenthood

program was jointly offered by Representatives Segawa, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lunasco, Machida, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 49) requesting review and revision of Department of Social Services and Housing food stamp program policy and administration was jointly offered by Representatives Stanley, Kimura and Peters.

A resolution (H.R. No. 50) requesting a progress report and evaluation of the implementation of Act 145-75 by the Department of Social Services and Housing was jointly offered by Representatives Stanley, Kimura and Peters.

A resolution (H.R. No. 51) relating to Federal Reform of the Food Stamp Act was jointly offered by Representatives Stanley, Kimura and Peters.

A resolution (H.R. No. 52) requesting the Department of Social Services and Housing to integrate budgeting and planning for all programs under Title XX of the Social Security Act was jointly offered by Representatives Stanley, Kimura and Peters.

A resolution (H.R. No. 53) requesting the Congress of the United States to review and amend Title XX of the Social Security Act to eliminate those requirements related to eligibility and implementation which hinder and forestall State implementation and action was jointly offered by Representatives Stanley, Kimura and Peters.

A resolution (H.R. No. 54) requesting the Department of Social Services and Housing to develop an eligibility plan for programs under Title XX of the Social Security Act with eighty per cent median income eligibility level and a graduated fee schedule was jointly offered by Representatives Stanley, Kimura and Peters.

A resolution (H.R. No. 55) requesting the Department of Social Services and Housing to review and evaluate the Department's provision of child care and protective services was jointly offered by Representatives Stanley, Kimura and Peters.

A resolution (H.R. No. 56) requesting a review of services to public assistance recipients provided by the Legal Aid Society of Hawaii was jointly

offered by Representatives Stanley and Peters.

A resolution (H.R. No. 57) requesting a review of state and private services furnished to new immigrants was jointly offered by Representatives Stanley and Peters.

A resolution (H.R. No. 58) requesting the Congress of the United States to pass the revised New Americans Education and Employment Assistance Act was jointly offered by Representatives Stanley and Peters.

A resolution (H.R. No. 59) relating to commercial timber industry was offered by Representative Blair.

A resolution (H.R. No. 60) requesting the Governor to proclaim a "Don't Smoke Day" and activities concomitant therewith was jointly offered by Representatives Blair and Segawa.

A resolution (H.R. No. 61) urging priority treatment of rape victims was jointly offered by Representatives Blair, Naito and Stanley.

A resolution (H.R. No. 62) requesting the UH Medical School to consider the development of Oriental Medicine in its curricula was jointly offered by Representatives Sakima, Inaba, Yuen, Ajifu, Fong, Kiyabu, Kunimura, Medeiros, Oda and Yamada.

A resolution (H.R. No. 63) relating to acquisition of St. Francis School and Convent property by University of Hawaii was offered by Representative Abercrombie.

A resolution (H.R. No. 64) requesting the development of an equitable system of prioritizing legislative capital improvement appropriations was offered by Representative Naito.

A resolution (H.R. No. 65) requesting the Department of Budget and Finance to establish the category: Economic security in the planning, programming, budgeting system was jointly offered by Representatives Stanley, Naito and Peters.

A resolution (H.R. No. 66) requesting the Commission on Manpower and Full Employment and the State Manpower Services Council to review the current manpower services programs and to recommend remedial action as needed was jointly offered by Representatives Stanley, Naito and Peters.

A resolution (H.R. No. 67) requesting a review of priorities for occupations, job placements, and employing agencies under the state and federal comprehensive employment training act was jointly offered by Representatives Stanley, Naito and Peters.

A resolution (H.R. No. 68) requesting the Department of Social Services and Housing to clarify policies and to improve procedures for the employment requirements of general assistance recipients was jointly offered by Representatives Stanley, Naito and Peters.

A resolution (H.R. No. 69) requesting mailgram service in Hawaii was jointly offered by Representatives Sutton, Amaral, Clarke, Evans, Ikeda, Kamalii, Poepoe and Santos.

A resolution (H.R. No. 70) requesting the Governor to reinstate November eleventh as Veterans' Day was jointly offered by Representatives Sutton, Amaral, Clarke, Evans, Ikeda, Kamalii, Poepoe and Santos.

A resolution (H.R. No. 71) relating to the establishment of a State veterans home was jointly offered by Representatives Sutton, Amaral, Clarke, Evans, Ikeda, Kamalii, Peters, Poepoe and Santos.

A concurrent resolution (H.C.R. No. 3) establishing an ad hoc committee to examine the relationship between residential housing prices, existing county building codes, and the cost of certain building materials was jointly offered by Representatives Shito, Akizaki, Cayetano, Cobb, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Stanley, Suwa, Takamura, Yamada, Yap, Yuen and Wakatsuki.

A concurrent resolution (H.C.R. No. 4) requesting a management audit of the progressive neighborhoods program to determine how its organization and management processes can be improved to promote the achievement of program objectives was jointly offered by Representatives Stanley, Kimura and Peters.

A concurrent resolution (H.C.R. No. 5) directing the Lieutenant Governor to place the question calling for a constitutional convention on the general election ballot in 1976 was jointly offered by Representatives Sutton, Amaral, Clarke, Evans,

Ikeda, Kamalii, Poepoe and Santos.

At this time, Representative Ajifu rose and stated:

"Mr. Speaker, point of personal privilege - several points, Mr. Speaker. First, yesterday afternoon when my Minority Leader and myself were up in the gallery, nobody introduced us."

Chair replied: "Wasn't worth introducing, as I understand; but proceed."

Representative Ajifu continued:

"Well, anyway, Mr. Speaker, it was a good feeling to be up there in the galleries and watch the House operate, and I thought as I looked down on this side of the aisle, it kind of reminded me"

The Chair then stated:

"Representative Ajifu, I don't think that's a question of privilege here, so the Chair will rule you out of order at this time. Let's proceed with the business at hand."

Representative Ajifu continued, saying:

"Okay, I will accept that, Mr. Speaker. I have another point of privilege, Mr. Speaker. I would like to first congratulate the Vice Speaker, on behalf of the Minority caucus, with regards to the remarks"

Representative Kunimura, on a point of order, stated: "I believe that is not a privilege for one to congratulate anyone on this floor."

The Chair then stated:

"Representative Ajifu, the Chair, a few minutes ago, stated his interpretation of the question of privilege. You have not stated your particular reasons for invoking the question of privilege. The Chair will rule you out of order unless you confine your remarks as to why you think you're entitled to invoke the question of personal privilege at this time."

Representative Ajifu replied:

"Okay, well, I wanted to comment on and make some remarks with regards to the Vice Speaker's comments"

The Chair then remarked: "There is nothing before the House in that regard, Representative Ajifu. As a Floor Leader, I think you're well aware of the parliamentary rules."

Representative Ajifu then replied:

"Mr. Speaker, I will accept it if this is the way we are going to operate. I will presume here that the gag rule is being applied where. . . ."

At this time, Representative Kunimura, on a point of order, stated: "Mr. Speaker, there is no reference to gag rules. We are following the rules of this House."

Representative Kimura then rose and stated:

"Mr. Speaker, along that same line, I think if essentially the Minority Floor Leader can just get to the point of the point I think we'll be on our way."

Representative Ajifu then stated:

"Yes, Mr. Speaker, I would like to speak to the point."

The Chair, at this time, stated: "Representative Ajifu, the Chair ruled you out of order."

Upon being recognized, Representative Lum rose on a point of personal privilege and stated:

"Yesterday, as a member of this body, I was asked to go into recess for the purpose of caucus. The caucus was not made known to us on this side of the aisle and we went into the room waiting three and a half hours for something to happen. . . ."

Representative Kunimura, on a point of order, stated:

"There is no point of personal privilege here - it's a complaint - tell it to his constituents or tell it to the press."

The Chair replied:

"Point is well taken. Representative Lum, your position of the minority was adequately responded to by your Minority Leader. Let's proceed with the business of the day."

Representative Lum then asked:

"Are you ruling me out of order, Mr. Speaker?"

The Chair replied: "That is correct."

Representative Ajifu, on a point of information, asked:

"Normally, what kind of business comes under 'Miscellaneous Business', Mr. Speaker?"

The Chair replied: "Representative Ajifu, I believe it's covered in the House Rules. If you would look into the Rules of the House of Representatives, you will find a provision under what kind of business constitutes 'Miscellaneous Business'."

At 12:17 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:19 o'clock p.m.

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

Representative Takamura introduced Gary Chrisler from Manchester College, Indiana. He is here on a special field study tour, studying the Hawaii State and local County governments.

Representative Sutton introduced Mr. James Iams who is a top educator and has greatly assisted getting both public and private students into the top colleges in the United States, including Stanford University.

At this time, Representative Poepoe, on a point of information, rose and asked:

"I need a clarification on the ruling that you made this morning from the Chair. You've stated that if a party is aggrieved - if a Representative is aggrieved - limited to the extension of this chamber, as I understand it. Is that correct?"

The Chair replied: "That is correct - when it goes to his character, integrity and in his capacity as a representative."

Representative Poepoe then continued:

"In his capacity as a representative, yes. You did not put any time limit in that ruling, is that correct?"

The Chair replied, stating:

"I think the general understanding is not to exceed ten minutes under the speaking rules that we have

adopted."

Representative Poepoe then remarked:

"Mr. Speaker, our caucus members feel that we have been unfairly treated by the Vice Speaker in his speech on opening day in rebuttal to my speech. Now, I believe that is fair ground for a response for this side of the aisle . . ."

The Chair remarked, saying:

"The boat has been missed and I am pleased to say that there's nothing before the House at this time. You have the press and other means, but not on this floor, at this particular time."

Representative Poepoe then stated:

"All right, let's clarify that, Mr. Speaker, if we may. You're saying that when the action takes place you must rise to a point of personal privilege right then and there. If someone intervenes, your chance for responding is gone. Is that correct?"

The Chair replied:

"You are talking about the remarks made on the opening day, not any particular matter before this House to be acted upon. On opening day we have traditionally followed decorum with the understanding of the minority in terms of who speaks and who rebuts and who responds, and we have proceeded on the gentleman's agreement and I think we all abided by it and so the matter rests at this time."

Representative Poepoe then remarked:

"Mr. Speaker, I want every member of this House to be aware of the extension of your decision that you're making right now, because if you're telling me I can't rise on a point of personal privilege when an action has been taken an hour ago in the session that started at 9:30 this morning, I want the implications known to every member of this House."

The Chair replied, stating:

"I did not make such statements. I merely indicated to you what was the understanding on opening day. When and if the question of privilege is invoked during the course of the day, on a session day, the Chair will rule at that time whether or

not you are privileged."

Representative Poepoe then stated:

"Mr. Speaker, I now rise on a point of personal privilege."

At 12:25 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 12:27 o'clock p.m., the Chair stated:

"Representative Poepoe, the Chair has ruled that you are out of order."

Representative Poepoe replied, stating:

"Mr. Speaker, I am rising on a point of personal privilege. You haven't heard it yet. I can't be called out of order."

The Chair then stated:

"Representative Poepoe, you stated for what particular reason you rose on a point of personal privilege."

Representative Poepoe replied: "That is correct, and what is that reason?"

The Chair replied:

"That you had wanted to comment on what was said by Representative Garcia or other comments made on opening day. The Chair rules that such matter is not privileged for you to rebut at this time and the Chair rules you out of order."

Representative Poepoe then remarked:

"I agree. I don't agree with the ruling, but I agree that you've ruled on that. I am rising on a point of personal privilege concerning your statement as to what constitutes 'privilege'."

The Chair then stated:

"Under the House rules, the Chair has the right to determine the question of privilege and if the movant feels that the Chair is wrong, he has a right to appeal the Chair's ruling. The Chair has ruled on your question."

Representative Poepoe then asked:

"Mr. Speaker, your ruling is that I cannot speak on your decision. Is that correct?"

The Chair replied:

"My decision can be appealed by you to the House."

Representative Poepoe then replied: "Mr. Speaker, I have not stated my position yet."

The Chair then remarked: "I think we're going in circles here."

Representative Roehrig, on a point of order, stated:

"Mr. Speaker, I believe that Representative Poepoe correctly should appeal the ruling of the Chair by saying that he rises on a point of personal privilege because of his dissatisfaction with the way you have ruled, is to beg the question. The question is whether or not the Chair should be sustained or not, and the proper procedure under our rules is to appeal the ruling of the Chair if you feel that the ruling of the Chair was improper. I think that Mr. Poepoe finds himself in that situation and that would be the proper parliamentary procedure at this point."

The Chair then replied:

"That is correct."

Representative Poepoe then stated:

"Mr. Speaker, you must rule that I'm out of order; that I cannot speak on the decisions that you made this morning concerning personal privilege. You must rule now whether or not I can speak or not."

Representative Cobb then rose on a point of order and stated:

"Mr. Speaker, I believe that debate is limited both in Cushings and under our House rules on an appeal question, and in a limited debate situation the only debate that could take place would be on the procedural questions involved rather than the substance of the issue and that if the procedural questions were not satisfied to the satisfaction of the movant or the appellant, that then they appeal to the Chair either by a show of hands or a roll call vote could be taken."

The Chair then replied: "Point is well taken."

Representative Ajifu then rose and stated:

"Just for clarification, Mr. Speaker. I think when you first recognized Representative Poepoe, he rose on a point of information and there was no request for a personal privilege at that time. His last request was for a personal privilege."

The Chair replied: "Representative Ajifu, the Chair is well aware of what Representative Poepoe had spoken on

and he agreed to what I had indicated."

ADJOURNMENT

At 12:32 o'clock p.m., on motion by Representative Kimura, seconded by Representative Ajifu and carried, the House of Representatives adjourned to 10:45 o'clock a.m. on Monday, January 26, 1976.

FOURTH DAY

Monday, January 26, 1976

The House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 10:45 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by The Reverend Everett Curry, Jr. of the Community Baptist Church, after which the Roll was called showing all members present with the exception of Representatives Kunimura and Roehrig, who were excused.

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

Representative Kimura moved that reading of the Journal of the Third Day be dispensed with, seconded by Representative Ajifu.

At 10:50 o'clock a.m., on request by Representative Lum, the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 10:52 o'clock a.m.

The motion to dispense with the reading of the Journal of the Third Day was put by the Chair and carried, and reading of the Journal was dispensed with and the Journal of the Third Day was approved.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 44 to 58) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 44) transmitting copies of a report prepared by the Commission on Aging in response to H.R. No. 176 (1975) requesting the State Department of Transportation, in cooperation with the State Commission on Aging, review the transportation services for the elderly, encourage the full use of existing transportation facilities and equipment, and consider a dial-a-ride program for providing mini-bus services to the elderly in public housing projects, was placed on file.

A message from the Governor

(Gov. Msg. No. 45) transmitting copies of the annual evaluation report on vocational education prepared by the State Commission on Manpower and Full Employment pursuant to Public Law 90-576, the Vocational Educational Amendments of 1968, was placed on file.

A message from the Governor (Gov. Msg. No. 46) transmitting copies of a report prepared by the Commission on Aging in response to H.R. No. 652 (1975) requesting the State Commission on Aging, in cooperation with the State Attorney General, to examine the feasibility of issuing to all residents age sixty and over universal certificates of identification, was placed on file.

A message from the Governor (Gov. Msg. No. 47) transmitting copies of a report prepared by the University of Hawaii in response to S.B. No. 535, C.D. 1 (1975), Hawaiian Students' Research Project, was placed on file.

A message from the Governor (Gov. Msg. No. 48) transmitting copies of reports prepared by the Department of Hawaiian Home Lands in response to S.R. No. 86 (1975) requesting the Department of Hawaiian Home Lands to review the implementation of the education program established to educate the Hawaiian people of the goals, objectives, and problems of the Hawaiian Home Lands program, was placed on file.

A message from the Governor (Gov. Msg. No. 49) transmitting copies of the 1975 Annual Report of the Hawaii Public Broadcasting Authority, pursuant to Section 314-12, Hawaii Revised Statutes, was placed on file.

A message from the Governor (Gov. Msg. No. 50) transmitting copies of the Annual Reports prepared by the State Commission on Manpower and Full Employment, pursuant to Section 202-2, Hawaii Revised Statutes, was placed on file.

A message from the Governor (Gov. Msg. No. 51) transmitting copies of a report prepared by the Real Estate Commission in response to S.R. No. 399 (1975) and H.R. No. 694 (1975) 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, was placed on file.

A message from the Governor (Gov. Msg. No. 52) transmitting copies of a report prepared by the Real Estate Commission in response to H.R. No. 734 (1975) and H.C.R. No. 139 (1975) requesting a study of the concept of time sharing ownership of condominiums, was placed on file.

A message from the Governor (Gov. Msg. No. 53) transmitting copies of a report prepared by the Department of Transportation in response to Act 179, Session Laws of Hawaii 1975, "Relating to Establishment of a Statewide Transportation Council and a Statewide Transportation Planning Program", was placed on file.

A message from the Governor (Gov. Msg. No. 54) transmitting copies of the Annual Report for the fiscal year 1975 of the Board of Paroles and Pardons as mandated by HRS 93-12, was placed on file.

A message from the Governor (Gov. Msg. No. 55) transmitting copies of the 1975 Annual Report for the Department of Hawaiian Home Lands, pursuant to Section 222 of the Hawaiian Homes Commission Act, 1920, as amended, was placed on file.

A message from the Governor (Gov. Msg. No. 56) transmitting copies of the Hawaii Public Broadcasting Authority's report on public radio, was placed on file.

A message from the Governor (Gov. Msg. No. 57) transmitting copies of the Annual Report prepared by the State Immigrant Services Center of the State Commission on Manpower and Full Employment pursuant to Act 150, Session Laws of Hawaii 1975, was placed on file.

A message from the Governor (Gov. Msg. No. 58) transmitting copies of reports prepared by the Department of Planning and Economic Development in response to H.R. No. 499 (1975) requesting the Department of Planning and Economic Development's consideration of early and extensive public involvement in coastal zone planning, and H.R. No. 500 (1975) requesting the Department of Planning and Economic Development's consideration of a two-stage coastal zone plan development, was placed on file.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 2 and 3) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 2) transmitting Senate Concurrent Resolution No. 1 relating to the blood donor program of the Blood Bank of Hawaii, which was adopted by the Senate on January 23, 1976, was placed on file.

On motion by Representative Kimura, seconded by Representative Ajifu and carried, S.C.R. No. 1 was adopted.

A communication from the Senate (Sen. Com. No. 3) returning House Concurrent Resolution No. 2 honoring the late Neal S. Blaisdell, former Mayor of Honolulu, which was adopted by the Senate on January 23, 1976, was placed on file.

At 10:55 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 11:04 o'clock a.m., the House of Representatives met in joint session with the Senate, pursuant to House Concurrent Resolution No. 1, to receive the Governor's message.

At this time, the Chair introduced to the members of the Eighth Legislature the First Lady of the State of Hawaii and the Lieutenant Governor:

"We are in session this morning for the purpose of receiving our Governor's state of the State address. Before appointing the escorts, the Chair would, at this time, like to recognize our First Lady of our State, Mrs. Ariyoshi."

Representative Henry H. Peters then presented Mrs. Ariyoshi with a white carnation lei.

"The Chair would also like to recognize our Lieutenant Governor, Lieutenant Governor Doi."

The Chair then appointed Senators Ching, Taira and Yee and Representatives Ushijima, Kimura, Stanley and Poepoe to escort the Honorable George R. Ariyoshi, Governor of the State of Hawaii, to the rostrum.

Representative Kathleen Stanley presented Governor Ariyoshi with

a red carnation lei on behalf of the Senate and the House of Representatives.

At this time, the Chair introduced to the members of the Eighth Legislature the Honorable George R. Ariyoshi:

"Members of the Eighth State Legislature, distinguished guests, ladies and gentlemen, it is my distinct honor and privilege to present to you our Governor, the Honorable George R. Ariyoshi."

The following is the address of Governor George R. Ariyoshi (Gov. Msg. No. 59):

"Mr. Speaker, Mr. President, Mr. Lieutenant Governor, members of the Eighth State Legislature, distinguished ladies and gentlemen:

I am sincerely grateful for this opportunity to address you today in joint session and I thank you for your warm expression of Aloha. As a former legislator, I recognize and I appreciate the difficulties and challenges which are yours and I extend to you my best wishes for a productive and meaningful session.

In this year of our Bicentennial, a great faith must grow in us--faith in God, in our country, and in ourselves. We must hold a great hope for global, national and personal peace and prosperity. We must declare again our resolute fidelity to the spirit of Aloha and we must rededicate ourselves to that sincere righteousness in government and in our private lives which, our State motto tells us, 'perpetuates the life of the land.' And we must pursue, with unremitting diligence, the goal of excellence in all our endeavors.

When I appeared before you just twelve months ago, I expressed some of our fundamental hopes and aspirations, our broad objectives and policies and our basic concerns over the future of our beloved State of Hawaii. We were a new Administration and therefore we did not pretend to know all of the answers to the many problems facing us.

The months since then have been a period of assessment--thoughtful deliberation on the needs, the hopes, and the aspirations of our people and how best to meet them.

Let me briefly share with you some of the results of our assessment.

We all know that in the years which preceded Statehood, Hawaii was predominantly a rural, agriculturally oriented society. We were small in size and number, and we had little need for concern over events in other parts of the world. But the onset of World War II and the years which followed have greatly changed this State. We have more industry, more visitors and more people than we ever thought possible. We have built super highways, tourist destination areas, massive airports, modern schools, parks, a community college system, homes, stores and hundreds of other facilities designed to meet the needs of a new and burgeoning population.

Our people have told us that they generally like Hawaii as it is today. It is a good place to live. It is a good place to raise a family. They enjoy having visitors share with them the overwhelming beauty of our land. They are confident about their future and the basic soundness of our economy.

But they are also apprehensive. They have concerns. They have problems. These are some of the things that they have said to us:

What is wrong with a society when 8.3 percent of our people cannot find meaningful work?

What kind of a State have we built when we devote large amounts of our government resources to education, yet some of our children leave school unable to read?

What kind of State is this that can be so economically devastated by forces over which we have no control?

What kind of people are we to have lost faith in our government, its elected officials, and the civil servants who conduct our business?

What kind of society are we when our health needs are threatened because our medical practitioners can no longer treat us?

What kind of a State is this when our prisons neither rehabilitate offenders nor protect the innocent, and our children are afraid to go to school?

What kind of people are we when we permit those less fortunate than ourselves to suffer from hunger, illness, or lack purpose in their lives?

What kind of society have we built when a middle income wage earner is unable to buy his own home?

These expressions of concerns from our people have indicated to us that they want this State Administration to set its priorities around jobs, a government open and responsive to the needs of its citizens, personal safety, the diversification of our economy, the basics in education, help for the less fortunate, and housing.

Knowing this, we are now prepared to present to you our directions and our programs for the conduct of our State government.

Some of these programs are already underway; some have been planned and are ready to begin; some, because of their complexities, are still in the planning stage; some require your support by enabling legislation and the commitment of resources; but all are identified and ready to be actively promoted and pursued. Let me share them with you.

Unemployment

I am appalled at the rate of unemployment amongst our people. To cope with this problem, the following program of action is being undertaken:

1. I have directed my Administration to accelerate the processing and release of authorized capital improvement project funds in order to get government construction projects underway just as quickly as possible.

2. I have authorized an acceleration of essential repairs and maintenance work for public buildings which will assist in creating more job opportunities in the construction industry. A total of \$6.9 million has been released for school repair and maintenance. I am also asking for an additional \$2 million for much needed improvements to our public facilities.

3. I am submitting legislation to continue through the use of unexpended funds the program which this Legislature began in 1975 which has provided government jobs to 700 unemployed persons.

4. I have implemented a corps of civilian workers through which the

unemployed were hired to work in various State park areas under the auspices of the Department of Land and Natural Resources.

5. I have authorized the Director of Labor and Industrial Relations to negotiate an interest-free loan with the federal government to replenish the Unemployment Compensation Trust Fund and to assure the continuation of benefits to all eligible recipients. This is a short-term solution and for the long term, I am proposing legislation which will insure the future solvency of the trust fund, provide for more equitable employer contribution rates and permit us to repay the federal loan.

6. I am proposing legislation which will provide benefits only to those claimants who are involuntarily unemployed through no fault of their own; which will render ineligible any claimant who leaves work on his own volition and without good cause.

Those are the major features of our action program to help resolve the current unemployment problem. It will not bear full results immediately since some of the activities will require your assistance; however, it is designed to get the State moving in the direction of relief for our labor force.

On the other hand, I do not believe that this is a problem for which the public sector should bear sole responsibility. Our business community too has an enormous stake in the overall health of our economy and I call upon them to undertake a concerted program of action to assist our people in their time of need.

An Open and Responsive Government

We are committed to the advancement of a philosophy which protects and promotes the rights and interests of our people as consumers and responds to them as the valued citizens that they are. We believe in the protection of the consumers in the market place and the efficient and the responsive delivery of government services.

Since I last addressed you, a number of steps have been taken in this direction.

1. We have established within the Department of Regulatory Agencies a specialized office to focus on consumer problems and expedite consumer complaints in industries regulated by the State.

2. We have sought with some success and will continue to press for the elimina-

tion of the high discriminatory rates that our Hawaii's telephone consumers now pay for long distance calls to the mainland. We can and we must eliminate this discrimination without otherwise unduly burdening Hawaii's consumers.

3. We are now implementing the law passed by you during the last session which provides for the regulation of automobile repair dealers in the interests of the consumer public.

4. The Office of Consumer Protection has established a new outreach program to help consumers in outlying areas.

5. Based on authority given by you during the past session, the Office of Consumer Protection is now promulgating substantive rules dealing with misleading advertising.

Much more remains to be done. In this session, we will ask that you enact legislation to significantly improve and to strengthen the regulation of our most essential industries--energy, communications and transportation.

These utilities will warrant our special attention because they are presently experiencing substantive changes brought about largely by conditions beyond their control--notably the severe shortage of capital and the spiraling cost of energy. Qualified and expert regulation therefore is essential.

Accordingly, we ask that you establish a full-time PUC--Public Utilities Commission. We also ask that you make an additional commitment of State resources to strengthen the regulatory process.

We will present for your consideration a major piece of legislation to deal with the current complex crisis in the field of medical malpractice insurance. A number of intricate and inter-related issues are involved in this question. I urge you to consider them thoughtfully and thoroughly.

We will, in this session, request appropriations to achieve a much higher degree of equity and uniformity in the real property assessment program; to develop a statewide integrated tax accounting system; and to computerize the general excise tax, the use tax and withhold-

ing tax programs. This, we believe, will improve our productivity, lower our costs, and result ultimately in savings to the taxpayer.

This year, as in the past, there will be a substantial package of bills for your consideration relating to the protection of the citizens in the market place. These measures attempt to clarify our consumer protection laws so as to improve our operations or include areas not previously covered. We hope that you will, as you have in the past, support such changes.

Let me state also that it is my conviction that the question of the calling of a Constitutional Convention should be put to the people on the ballot of 1976. I urge your positive action on this matter.

I want the people of this State to know that I have told my cabinet officers and their program managers that this Administration is dedicated to making government and its activities open to public view and scrutiny, and responsive to the needs of its citizens. I will insist on that posture throughout.

Personal Safety

In many parts of our nation today, law abiding citizens fear for their personal safety. Hawaii's people have only lately been faced with this problem, but we have learned that it is a matter of growing concern.

I am disturbed by the fact that the present efforts of various agencies from the Federal, State and County governments have not been as effective as might be desired in combating organized crime in Hawaii.

I am taking the position, therefore, that we should inquire into the situation and seek ways which will facilitate a more coordinated approach in the matter. I have asked the Lieutenant Governor to assist me in this task.

Infinitely more worrisome to all of us is the safety and the security of our children in our schools. For seven hours a day, 176 days a year, the school is the living environment of our children. We cannot, therefore, tolerate a situation in which the fear of physical harm or the destruction of school property endangers that environment and its educational purpose.

The fact of the matter is that our public schools are faced with an increasingly serious problem of anti-social

behavior which disrupts and, on occasion, destroys the educational atmosphere. Property losses have soared, but more importantly and of greater concern to me is the increased incidence of hijacking, gang fights, assaults, threats and serious bodily injury which have occurred in recent years.

The Department of Education is continuing its efforts to stem the tide through its ongoing programs of alienation counseling and student activities. In addition, we have utilized three temporary State programs to supplement their efforts. The State and federal temporary employment programs have provided personnel for campus supervision and counseling. We also have instituted the School Security Patrol Pilot Project which is designed to curb disruptive behavior.

To further these efforts, we are asking you to provide funds to increase school security in the form of alarms and patrols, and to provide crisis intervention training for teachers such as will enable them to identify potential problems and deal with them before they become major disturbances. I most urgently request your favorable action on these items.

In this area of concern for personal safety, we must also address ourselves to the question of the adequacy and appropriateness of the treatment programs for juvenile and adult offenders. Our policy is to remove offenders from ready contact with our citizens when necessary, and to develop modern correctional programs to rehabilitate them and to seek their return to productive community life.

It is a known fact that most of Hawaii's prisons and jails were constructed in an era when isolation of offenders in order to protect society was the only purpose to be served. Later attempts to provide rehabilitative programs in such facilities have met with varying and less than satisfactory degrees of success.

It is therefore urgent, if we are to reduce the incidence of prison violence and meet the objective of public safety, that adequate funds be provided immediately so that construction of the correctional facilities called for in our Master Plan can begin without further delay. I am, therefore, recommend-

ing your immediate passage of an Administration measure which will permit the Department of Social Services and Housing to proceed.

We will require approximately \$10 million in State capital improvement funds. An Intake Service Center/Community Correctional Center will be located in each county of the State. This will replace the existing county jails. The present Halawa Jail will be remodeled and expanded to become the high security facility for the State, while the present Hawaii State Prison will be largely demolished and replaced by a multi-building Intake Service Center/Community Correctional Facility for Oahu. This Administration is committed to the construction of these facilities. Hawaii State Prison, and all that it represents, must go--and soon.

We are transmitting to you legislation which we hope will further contribute to peace and order in our public places. This legislation would require that persons convicted of a crime due to mental illness shall, before release, be subjected to a mental examination and hearing to determine whether they should be discharged back into the community. I urge your favorable action on this proposal also.

The Economy

During 1975, our Administration emphasized the broad goal of greater independence for Hawaii in two basic areas: energy and agriculture. We have made important gains in understanding how precariously we live in terms of our dependence on imported petroleum. We have joined with the Federal government in trying to make every citizen aware of this basic problem and of the need for conservation of energy. At the same time, we have moved toward developing alternate energy resources. We have been fully aware that this is a long-range program, and that progress will be painfully slow in light of the complex economics involved.

We are looking into the potential for the development of what energy specialists call 'energy plantations' which would grow crops for fueling electrical generating systems. Solid waste products offer other energy potentials. A State waste recycling center is in operation on Sand Island. Our State Task Force on Solid Waste Energy Resources reports that the

municipal wastes on Oahu alone could replace 1,000 barrels of fuel oil per day. I am pleased that our sugar plantations on the Big Island are burning tons of bagasse to produce electricity and make better use of a once wasted resource, a resource which once was a pollutant.

Kauai's Mt. Waialeale is the object of intensive study now by our Department of Land and Natural Resources. We seek to determine how this enormous energy reserve can be wisely developed. Your cooperation last year in funding this study could eventually result in a large hydroelectric dam, beautiful new lakes and parks, and an inexhaustible power supply for the Garden Island, with a concomitant decrease in its need for costly petroleum.

In our supplemental budget request, we are asking you to fund the support facilities--roads, utilities, shelter, and fences--for the Hawaii Natural Energy Laboratory at Ke-Ahole Point on Hawaii. Ke-Ahole is an ideal location for conducting our essential scientific energy studies and testing.

Let me also share with you the fact that the National Strategic Petroleum Reserve Storage Plan, which was being developed by the Congress, would have been of little benefit to Hawaii because it limited such oil storage to the Mainland. We worked swiftly and, with welcomed help from our Congressional delegation, we convinced Congress of Hawaii's unique supply vulnerability. I am pleased to report that last month Congress passed the Energy Policy and Conservation Act with a provision for Hawaii to have its own Strategic Petroleum Reserve Storage. This is important in protecting us from oil embargo-type crises. Additionally, it may bring millions of dollars to Hawaii in construction funds.

Energy is a fundamental need for Hawaii and, with your help, our Administration's energy work will continue.

No less fundamental and critical to our future is our work in agriculture, where diversification, stability and expansion are our goals. These goals in no way conflict with or detract from our continuing dedication to the importance of our basic agricultural enterprises of sugar and pineapple.

Many of our present farming ventures are highly profitable. But we need many more. We need to raise more beef, more chickens, more hogs, more fresh fruits, vegetables, flowers and foliage. We need more modern slaughterhouses and processing plants, and much bolder marketing. We need to consume more of our island products, and less of imports. We need to sell more and more of our farm products overseas.

An Agricultural Development Plan is currently in the making and will, upon completion, be integrated into our State Policy Plan. I do not intend to present to the people of this State a static, inflexible plan for agriculture. Rather, I intend that it will be one that incorporates alternative means for the implementation of programs to achieve our desired agricultural goals.

One of these goals is the preservation of agricultural land, not only for agricultural development today but also to preserve significant land use options for our children and their children. We know that, in ancient Hawaii, the Kapu system regulated land use, and did so on the basis of sound ecology. There was a sense of 'stewardship' in regard to landholding in those days which still influences us.

But the pressures to urbanize agricultural lands throughout the State continue to mount because of speculation in land.

I believe that the time has come to meet this issue squarely and head-on. The farm land in our State is rapidly appreciating to a point far beyond its value for agricultural use. We must, therefore, regard our agricultural lands as a limited resource, not as a replaceable commodity. This can only be done by eliminating investment opportunities in agricultural land for other than agriculturally beneficial purposes.

To this end, I am now in the process of seeking a means of accomplishment. We are absolutely serious about preserving agricultural land. I do not intend to see our farmers forced to give up their land piece by piece, bit by bit, valley by valley, because the real loss, in the larger context, will be the people of Hawaii, and their children.

On Kauai, at Kilauea, speculators have driven the paper value of the

former Kilauea sugar lands up from one to thirty million dollars. A plan, with careful consideration, is being developed to keep Kilauea in agriculture for the preservation of the lands and the desired lifestyle of the community. If these efforts fail, we intend to go to court to condemn the leasehold interest of those lands.

If necessary, we are also prepared to go to court to prevent the subdivision of agricultural lands for residential purposes at Mokuleia or Waiahole/Waikane, or any other place. The issue here is not the size of the lots after subdivision--it is the intent of the subdivision. Will the subdivision promote agricultural activity, or will it result in residential use under the guise of agriculture? Will it frustrate the intent of our Land Use laws?

In addition to the preservation of agricultural lands, we have taken steps forward in agricultural development. The most significant of these is the development of agricultural parks. In various phases of planning and development are agricultural parks in Pahaia in Puna, Hawaii; Kahei in North Kohala, Hawaii; and Kilauea on Kauai. Studies are currently being conducted for more agricultural parks in other areas.

We are grappling with other problems facing the farmers--problems such as product marketability, water supply and transportation. We refer to this as an agri-business. I believe we have made great inroads in these areas and we are achieving the necessary spirit of working together with the county governments and private industry. It is worthy of our best efforts.

Now, I know that Kohala is much on your mind as I reiterate my long-standing espousal of diversified agriculture. There are many who call the work of our Task Force there a failure. I call it a long-range effort and experience in which we have not yet been successful. Our difficulties there will not lessen our determination to increase our agricultural enterprises. Kohala is a lesson to us that the goals we seek will be extremely difficult to achieve...I think those of us who are leaders within our State must tackle not only the problems which are easy to solve--we must take on the problems that are indeed difficult to solve; the

problems that the private sector is unable to cope with. We went into Kohala to save an island community and a Hawaiian way of life. We do not intend to abandon that commitment. But we do intend to learn from our experiences.

To me, Kohala is important--not only in providing employment opportunities for the people of Kohala, but Kohala is important to our entire State. When we speak, for example, about the need for us to produce more beef...and we only produce 40 percent of the beef that we consume...we are not going to make it. The ranchers and the Parker Ranch aren't going to make it unless we have another slaughterhouse on this island and in this State. Hence, I place a great deal of importance on what is happening in Kohala with Hawaii Biogenics... that we may have another slaughterhouse; a place where our independent ranchers can take their cattle to have them fattened before slaughter.

In aquaculture and forestry, we have also made significant gains. Thanks to legislative appropriations of several years ago, Hawaii today is the leader in the successful scientific production of millions of juvenile Malaysian prawns, which are now used to stock many island commercial prawn ponds. Catfish, oysters and possibly mullet also show great promise. We will soon send to you a new report on Hawaii's aquaculture which provides an objective appraisal of our progress in this exciting food field.

We also know that we can grow many trees more quickly and in greater abundance than most places in the world. What we must devise is a vigorous program of forestry which will allow a commercial timber industry to develop and, at the same time, permit the forests to serve as watersheds and I would take you back to the years around 1957 or 1958, when the then Territorial Legislature, in their wisdom, decided on a tree-planting program and planted many eucalyptus trees on the Big Island, some of which are being harvested today for wood chips by firms within our State.

These are potentials that our Administration is working on now, and you will hear much more of them in the months ahead. The report of the Governor's Economic Advisory Task Force gave us many insights in this and other areas, and we are grateful for their advice and assistance.

Let me turn now to the question of Kakaako--a large area of 600 acres of prime urban properties lying between Waikiki and downtown Honolulu. It is an area which can be utilized far more efficiently and beneficially by our people. Its proper development can help to relieve the pressures for residential development on our agricultural lands.

Our Department of Planning and Economic Development has completed, not a plan for this area, but a practical manual, the Kakaako Urban Design Demonstration Study, to show to our civic leaders what can be done to make Kakaako beautiful. It is this Administration's intent to assist in getting the development of Kakaako moving. Kakaako's time has come.

Comprehensive, long-range statewide planning is always a difficult subject, but that is only because modern life itself is difficult and complex. In your own planning mandates to this Administration, you have given us much needed policy direction on which to build. Our Administration is reciprocating with a cohesive program of planning and action which continues to demonstrate the State planning leadership for which Hawaii is recognized and honored nationally. Our major work is the Hawaii State Plan, which is to be the Master Plan, or primary planning and policy document of the State of Hawaii. You will soon receive the first-year interim report on this project as mandated by your session last year.

Long-range tourism planning has been recognized by us all as necessary. Again, your own earnest concern is evident in your past legislation. We are asking for staffing for a State tourism coordination office and for the development of a ten-year controlled growth policy plan for tourism. We have received an excellent report from our Tourism Planning Advisory Committee, whose work is a vital first step in deciding the future course of this billion dollar industry, an industry which is so important to the economy of our State.

In this respect, Waikiki is all-important. It is the heart of our tourism industry, representing many millions in public and private

investments. We have consistently pressed for its improvement. We have made available State funds, State expertise and State cooperation. I am very pleased to report progress here, particularly with the generous response of the City Council.

We are asking for your funding support in the development of a moviemaking and television production industry in our State. It offers its own economic impetus to Hawaii, as well as an impact on our visitor industry through the mass advertising of our beautiful State.

Last year, I stated our commitment to the development of programs to better utilize our marine resources and to teach us to live better in our ocean environment. Continued progress is being made in the establishment of an ocean energy laboratory at Ke-Ahōe Point; in the assessment of the resources of offshore sand, coral, mineral, and living resources in the Archipelago; and in the evaluation of our potential for underwater parks and ocean recreation.

Closely allied to our economic viability is our transportation planning and capital improvement programs which involve massive expenditures and long-range commitments. The immediate fate of Oahu's TH-3 highway project rests with the Federal Appeals Court. But there is a pressing need to complete our interstate highway system and to provide a third trans-Koolau route, thereby alleviating the serious traffic stresses on our other highways.

A separate but related issue is the question of what kind of future we want for Windward Oahu. I have a feeling that too often the TH-3 is confused with this question of what should take place in Windward Oahu. To me, growth in Windward Oahu, the only relatively undeveloped coastal zone remaining on Oahu, is going to come whether we have TH-3 or not, unless we decide on a whole regional plan--not Waiahole/Waikane by itself--to get what we want. We are working toward an integrated Windward Oahu Regional Plan. I have given instructions that I want a great deal of citizen input, in order that we may realize a future preferred by the people of Oahu for the Windward coast.

No transportation project operates in isolation. We recognize that an integrated mass transit system

statewide, linking all of our island communities with planes, the new jet foils and other surface vessels, buses, cars and trucks, and smoothly linked roads and highways, is one of the most basic needs of a unified State. I am sure that you know that since 1956, there have been some 25 or so separate studies concerning an inter-island ferry system. Our Administration is confident that the present updating and consideration of all data and arguments will give us the 'right' answer to our inter-island transportation system soon.

At your request, we have just had completed a study of transportation funding and responsibilities. It addresses, among other things, the imminent deficit in our highway fund. And it presents a bold new approach for us to consider in the funding of transportation programs--that of providing for our transportation needs from the general revenues of our State rather than from user charges. While some of us may have reservations about use of general funds in this area...I place myself in this category...I urge that we keep our minds and options open as we review this study which will be presented to you shortly.

Let me also emphasize that we are seeking to enhance our economic relationships with our Asian and Pacific neighbors, by aggressively and personally establishing the kinds of contacts which will enhance our standing in their eyes as a good place and a good people to do business with. This is an area of international trade in which I have a great deal of confidence that our State is destined to move towards.

Education

In the field of education, I have become increasingly aware of the concerns expressed by parents, legislators and educators themselves regarding the decline in standardized test scores--particularly those in reading as achieved by our children. I wonder whether we have not unwittingly contributed to this phenomenon by filling too many of our education hours with non-basic subjects at the expense of the fundamentals of reading, writing and mathematics. I challenge our educational leaders therefore with the task of reevaluating their

programs and their priorities to assure our students of the basic skills and competencies that they will need to face life's challenges.

The way in which our public school system is governed is a fundamental question. It determines how clearly the public is able to ascertain where the responsibilities and accountability for accomplishments in our schools lie.

The responsibility for public education in Hawaii is currently shared by the Legislature, the Executive and the Board of Education. Uncertainty, confusion, and conflict regarding our respective responsibilities and accountability can, and have resulted in the past.

While I personally favor an elected Board of Education, I believe it appropriate that this Legislature address itself to the question of governance of the public education system.

In order that students obtain greater benefits from our educational system, we must give greater flexibility to school administrators so they can better cope with local conditions. Bigness brings red tape and bureaucratic constrictions which stifle the enthusiasm of even the best educators. Unless I be misunderstood here, I am not speaking of an effort to try to do away with the one-uniform, one-statewide school system that we have...it is a good system, providing equal educational opportunities to all of our children wherever they come from. What I am talking about is that we must be mindful of the shackles we place on teachers and principals. We must seek to give them our confidence and trust through simpler procedures and greater authority and flexibility at the school level within a centralized school system...we must seek to give a greater degree of flexibility, so that principals working with teachers can have a sense of importance again. They should be involved in developing programs. They need to have a sense of accomplishment beyond that of transmitting information to the classroom. I hope that we can address ourselves to this problem and attempt to give a greater degree of flexibility at the school level.

In our higher education programs, there are three issues which need our immediate attention: West Oahu College, the law school and improved athletic facilities.

It is the intent of this Administration to make higher education at the baccalaureate degree level more accessible to the citizens of this State. It is difficult in some instances to determine the most efficient method of providing educational services to those that need them.

To me, West Oahu College's present program represents an innovative approach which has now become a reality by offering instruction to an anticipated 150 students in classrooms at Mililani, Pearl City, and Campbell High Schools...I understand from this morning's paper that the figure may be off a little bit. The Department of Education facilities are now being utilized for the delivery of higher education on weekends and after school hours on weekdays.

While I am committed to providing undergraduate instruction in the West Oahu area... I personally happen to feel that some youngsters who go to the University, to the Manoa campus, don't get the best possible education because it is too impersonal--some of our youngsters need a smaller setting...that's my commitment to the young people in our community, that we have another setting outside of the Manoa campus to provide this educational opportunity...however, while I feel very strongly about this, I am personally not yet convinced that building a new physical plant at this time is in the public interest.

To me, there are a number of possible alternatives that need further exploration prior to making a commitment of such magnitude...including what we have just started very recently--the utilization of some of our classroom facilities. I see the possibility of providing community college instruction in the outlying areas also--an outreach program...and maybe looking at the possibility of freeing some of the present facilities at Leeward for the use of four-year college opportunities.

What I am saying to you is, I believe there are some new innovations that have come into the picture, and I think that it is truly important for us to really assess what has taken place recently.

The new School of Law at the University of Hawaii reflects our commitment to provide the opportunity

for the citizens of this State to develop vocational competency commensurate with their abilities and their desires. I am concerned about the ability of this new school to meet national accreditation standards relating to physical facilities. To insure that accreditation is not endangered in the immediate future, I have requested of you \$725,000 in capital improvement project funds for the renovation of the interim School of Law facilities. Funds have also been requested for the planning of permanent facilities in a location above the new parking structure in the quarry area of the Manoa campus.

And, finally, in this area of education, my capital improvements project budget includes \$9.7 million of Phase I of the new physical education facilities on the Manoa campus, that we estimate will cost a total of \$28.9 million in all three phases. These new facilities will adequately provide for the health and physical education instructional program, the intramural sports program, the recreation and free time activities for men, as well as women, and for community activities. This is consistent also with our new Division I status in intercollegiate competition.

The Aged

Every society is judged by how it cares for its aged, its disabled, its afflicted and its poor. It is intolerable that in our affluent society, there are many who suffer--often in silence and alone--out of sight and out of mind. We must remember them and help them. We do this through many government programs, often with tremendous assistance from generous volunteer citizens who share a practical compassion for those in need.

I do not believe that the needs of our State's elderly citizens have been adequately met in the past. I ask you to join with me in making sure that for those of our State who are in their 'autumn' years, life is made richer and more meaningful.

In our supplemental budget request, we have asked for \$650,000 to continue the congregate dining, the tuition free education, and outreach services for the elderly. We also ask for favorable consideration of legislation, which is also pending, which calls for the establishment of an Executive Office on Aging to be located in the

Governor's Office.

sign affidavits of support for immigrants.

Developmentally Disabled

Numerous programs have been initiated and operated by public and private agencies, and we are now ready to implement our plan to more adequately provide for the developmentally disabled. It calls primarily for the expansion of community based services, and for the strengthening of programs for the prevention and early detection of developmental disabilities. In addition, Waimano Training School and Hospital will be improved. Operating funds amounting to \$1.26 million, and a capital investment of \$738,000 to implement these activities are being requested in the supplemental appropriations bill.

Welfare

I firmly support our welfare system for those who have need for such assistance; however, I just as firmly object to giving money to those who are not qualified.

In recent years, we have become aware of the fact that, due to staff shortages, welfare payment errors have occurred and payments have gone to persons not eligible for such assistance. Moreover, we are penalized by the Federal government for such inefficiency. We are asking in our budget for sufficient funds and positions to fully monitor our welfare payment system.

Immigration

Immigration is a federal question and basically a federal problem, but it is the states that get most affected by what the Federal government does. Hawaii, amongst all 50 states, is the state which is more greatly impacted than any other state, and so we have been asking the Federal government to assume greater responsibilities for the programs designed to help immigrants in the transition. So far, we haven't gotten very much response.

In the meantime, I urge your support of legislation, which is currently pending in the Legislature, that puts financial responsibility on sponsors who in the future

Housing

Providing home ownership opportunities for low and moderate income families is, and continues to be, a high priority item of this Administration. The task of providing adequate housing for our people has been a complex and a very difficult one. Like any complex mechanism, the process of repeated 'fine tuning' must be an integral and ongoing part of the program. It is for this reason, I requested a review of our State's housing program; a report detailing those refinements will be transmitted shortly to you for your review.

Let me state now, however, that it is our intent that the State Housing Program will, under our Administration, assume more of an assertive role than it has in the past. We are particularly interested in pressing for quality as well as quantity in our housing supply. Moreover, in order to facilitate better coordination of our housing delivery system, it is my intention to fill the position of Special Assistant for Housing in my office very soon.

We are also undertaking a program to build in excess of 800 homes on our Hawaiian Homes lands. This should help our island people very significantly. We are also submitting legislation which would reduce the ancestry requirements for designated successors of Hawaiian Homes lands from 50 percent to 25 percent, in order to provide an incentive for the homesteaders to conscientiously maintain and upgrade their homes and property. We are not talking about dropping the standards generally, in allowing people with less than 50 percent to come onto the property. We are talking about making it possible for a person, once qualifying, with less than 50 percent Hawaiian blood and the children of qualified homesteaders to continue on the premises. We hope that this will bring much needed debate and discussion to a problem which has been too long ignored. I recall, going back to the years when I was a freshman legislator, 1955 session, when this matter was first brought up. I think it is timely for us to consider again whether we should go this route.

Financial Integrity and Government Efficiency

Over these many years since Statehood, Hawaii has been blessed with a healthy economy and it continues to grow. Although government expenditure increases can be currently accommodated by the revenue generated by the existing tax structure and by carryover funds, I am concerned that, like so many other states, the long-run fiscal prospects for us could be one of imbalance, if not properly managed. I have taken a stance therefore that our fiscal policy shall be one which will not require general fund tax increases. I believe that with restraint in spending and borrowing, we can accomplish this goal. I ask for your understanding in its accomplishment.

Collective bargaining for public employees has been a new and positive force in Hawaii. The law has provided a means for all employees covered by collective bargaining agreements to participate in decisions on wages and working conditions. But it has excluded certain employees, chiefly in middle management, who should be accorded proper recognition as part of the management team. I am submitting legislation to accomplish this.

Let me also recognize the work now being done by our Government Reorganization Commission. They have a tremendously important service to render, and we are committed to cooperate and assist them with the full resources at our disposal.

Parks

Finally, let me just share with you our plans for extensive park development in our State. I believe that we should pursue a policy of acquiring extensive lands in our State such as will assure their preservation in perpetuity for the recreational enjoyment of our people. For this, too, we will need funding authorization from you. We plan to develop the Diamond Head State Park and parks in North Kohala, Kaiaka Point, Wainapanapa and Waimano Gulch. We also want planning monies for possible park developments at Queen's Beach and Sacred Falls. We also intend to acquire as much as possible land at Malaekahana. We ask for

your authorization of funds as requested in the supplemental budget so that these recreational areas can be made available to our people.

I have spent this morning a good deal of time, perhaps more time than I should have taken, outlining to you the major goals and programs of our Administration. There are numerous other programs just as worthy which time simply does not allow me to mention. Suffice to say that you will be hearing more about them.

We intend to move ahead in a cautious, considered, business-like fashion. We will not make promises that we cannot fulfill; we will not seek headlines at the expense of solid performance; we will stand on our record, all of us, and our accomplishments will speak for us.

In this task which lies ahead, we ask you to share the burdens with us--all of the people of our State. We want to attain our objectives in partnership with you, members of the Legislature, with our business leaders, our labor leaders and the people of Hawaii. Let us dedicate ourselves to working together with a common resolve and a unified sense of purpose such as will make our State, our beloved Hawaii, the kind of State that we want it to be.

This is my commitment to you.

This program is my commitment to our people.

Most importantly, this program is my commitment to our children who shall inherit this beautiful and bountiful earth that we call Hawaii.

Aloha and Mahalo."

Senate President Ushijima then rose and stated:

"Mr. Governor, you have identified some of the problems which are of great concern to the people of the State of Hawaii and to this Legislature. We sail in the same sea and we are charted on the same course. We agree with you that implementation is necessary, and action to solve these problems is paramount. We offer you our cooperation to solve these problems for a great Hawaii.

Thank you very much, again.

If there is no further business before this joint Eighth legislative body, I hereby declare that this session is adjourned."

At 12: 05 o'clock p.m., the joint session with the Senate adjourned and the House stood in recess, subject to the call of the Chair.

The House of Representatives reconvened at 12: 11 o'clock p.m.

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

Representative Sutton introduced Mr. and Mrs. Ralph Crotts from Phoenix, Arizona, and stated:

"Your Minority Leader, Robert Kimura, and I are going to assist on the Arizona Memorial. These people are here to see the Memorial."

The Chair then said:

"I would like to make one correction, Representative Sutton. Did I hear you say Minority Leader Robert Kimura?"

Representative Sutton answered:

"That is correct."

The Chair stated:

"I don't know the significance of it, but he is the Majority Floor Leader of this House."

Representative Sutton replied:

"Sir, that was just in my district."

Representative Kimura then rose on a point of personal privilege and said:

"I have no comment to answer that one."

Representative Kihano then introduced Mrs. Ted Yap and Mrs. Ralph Ajifu who were seated in the gallery.

Representative Clarke introduced the sixth grade class from Kahaluu School and their teacher, Mrs. Kim. They were also accompanied by a parent, Mrs. Lateral.

At this time, the Chair directed the Clerk to note that printed copies of H.R. No. 7 entitled: "HOUSE RESOLUTION RELATING TO AMENDMENT OF RULE 14 OF THE OFFICIAL RULES OF PROCEDURE OF THE HOUSE OF

REPRESENTATIVES" were made available to the members of the House at 10: 45 o'clock a.m.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following bills (H.B. Nos. 2088-76 to 2098-76) were disposed of as follows:

| <u>H.B. Nos.</u> | <u>Referred to:</u> |
|------------------|--|
| 2088-76 | Committee on Health, then to the Committee on Finance |
| 2089-76 | Committee on Consumer Protection and Commerce |
| 2090-76 | Committee on Judiciary |
| 2091-76 | Committee on Education |
| 2092-76 | Committee on Labor and Public Employment, then to the Committee on Finance |
| 2093-76 | Committee on Judiciary |
| 2094-76 | Committee on Finance |
| 2095-76 | Committee on Finance |
| 2096-76 | Committee on Judiciary, then to the Committee on Finance |
| 2097-76 | Committee on Education, then to the Committee on Energy and Transportation |
| 2098-76 | Committee on Judiciary |

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 7 to 71) and concurrent resolutions (H.C.R. Nos. 3 to 5) were disposed of as follows:

| <u>H.R. Nos.</u> | <u>Referred to:</u> |
|------------------|--|
| 7 | Placed on the Clerk's desk |
| 8 | Committee on Energy and Transportation |
| 9 | Committee on Housing |
| 10 | Committee on Youth and Elderly Affairs |
| 11 | Jointly to the Committees on Youth and Elderly Affairs and Public Assistance |

| | | | |
|----|---|----|--|
| | and Human Services | 29 | Committee on Judiciary |
| 12 | Jointly to the Committees on Youth and Elderly Affairs and Public Assistance and Human Services | 30 | Committee on Judiciary |
| | | 31 | Jointly to the Committees on Water, Land Use, Development, and Hawaiian Homes and Environmental Protection |
| 13 | Committee on Youth and Elderly Affairs | | |
| 14 | Committee on Consumer Protection and Commerce, then to the Committee on Legislative Management | 32 | Jointly to the Committees on Water, Land Use, Development, and Hawaiian Homes and Environmental Protection |
| 15 | Jointly to the Committees on Youth and Elderly Affairs and Health | 33 | Committee on Water, Land Use, Development, and Hawaiian Homes |
| 16 | Committee on Youth and Elderly Affairs | 34 | Committee on Water, Land Use, Development, and Hawaiian Homes |
| 17 | Jointly to the Committees on Health and Youth and Elderly Affairs | 35 | Committee on Higher Education |
| 18 | Jointly to the Committees on Health and Youth and Elderly Affairs | 36 | Committee on Higher Education |
| 19 | Jointly to the Committees on Health and Public Assistance and Human Services, then to the Committee on Youth and Elderly Affairs | 37 | Committee on Higher Education |
| | | 38 | Committee on Higher Education |
| 20 | Committee on Youth and Elderly Affairs | 39 | Committee on Higher Education |
| 21 | Committee on Youth and Elderly Affairs | 40 | Committee on Higher Education |
| 22 | Committee on Youth and Elderly Affairs, then jointly to the Committees on Legislative Management and Finance | 41 | Committee on Higher Education |
| | | 42 | Committee on Higher Education |
| 23 | Jointly to the Committees on Public Assistance and Human Services and Youth and Elderly Affairs, then to the Committee on Finance | 43 | Committee on Health, then to the Committee on Judiciary |
| | | 44 | Committee on Health |
| | | 45 | Committee on Health |
| 24 | Committee on Labor and Public Employment, then to the Committee on Legislative Management | 46 | Committee on Health |
| | | 47 | Committee on Health |
| | | 48 | Committee on Health |
| 25 | Committee on Youth and Elderly Affairs | 49 | Committee on Public Assistance and Human Services |
| 26 | Committee on Judiciary | | |
| 27 | Committee on Judiciary | 50 | Committee on Public Assistance and Human Services |
| 28 | Committee on Judiciary | 51 | Committee on Public Assis- |

| | | | |
|----|---|----|--|
| | tance and Human Services | | and Labor and Public Employment |
| 52 | Committee on Public Assistance and Human Services, then to the Committee on Finance | 68 | Jointly to the Committees on Public Assistance and Human Services and Labor and Public Employment |
| 53 | Committee on Public Assistance and Human Services | 69 | Committee on Consumer Protection and Commerce |
| 54 | Committee on Public Assistance and Human Services | 70 | Committee on Labor and Public Employment, then to the Committee on Finance |
| 55 | Jointly to the Committees on Youth and Elderly Affairs and Public Assistance and Human Services | 71 | Committee on Youth and Elderly Affairs, then to the Committee on Finance |
| 56 | Jointly to the Committees on Public Assistance and Human Services and Judiciary | | <u>H.C.R. Nos.</u> |
| 57 | Committee on Public Assistance and Human Services | 3 | Committee on Housing |
| 58 | Jointly to the Committees on Public Assistance and Human Services and Labor and Public Employment, then to the Committee on Education | 4 | Committee on Public Assistance and Human Services, then to the Committee on Legislative Management |
| 59 | Committee on Water, Land Use, Development, and Hawaiian Homes | 5 | Committee on Judiciary |
| 60 | Committee on Health | | STANDING COMMITTEE REPORT |
| 61 | Committee on Health | | Representative Akizaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 2-76) informing the House that House Bill Nos. 2088-76 to 2098-76, House Resolution Nos. 5 to 71 and House Concurrent Resolution Nos. 3 to 5, have been printed and distributed. |
| 62 | Committee on Higher Education | | On motion by Representative Akizaki, seconded by Representative Kiyabu and carried, the report of the Committee was adopted. |
| 63 | Committee on Higher Education, then to the Committee on Finance | | SPECIAL COMMITTEE REPORT |
| 64 | Jointly to the Committees on Finance and Legislative Management | | Representative Yamada, for the Interim Committee appointed pursuant to House Resolution No. 816, adopted by the Regular Session of 1975, to review the public utilities program, presented a report (Spec. Com. Rep. No. 6). |
| 65 | Committee on Public Assistance and Human Services, then to the Committee on Finance | | The Special Committee Report was received and placed on file. |
| 66 | Jointly to the Committees on Public Assistance and Human Services and Labor and Public Employment | | INTRODUCTION OF BILLS |
| 67 | Jointly to the Committees on Public Assistance and Human Services | | On motion by Representative Kimura, seconded by Representative Ajifu and carried, the following bills (H.B. Nos. 2099-76 to 2146-76) passed First |

Reading by title and were referred to the Committee on Legislative Management:

House Bill Nos.

- 2099-76 "A Bill for an Act relating to statute revision."
- Introduced by: Representatives Suwa, Akizaki, Amaral, Clarke, Inaba, Kiyabu, Kondo, Lunasco and Mizuguchi.
- 2100-76 "A Bill for an Act making appropriations for the fiscal biennium July 1, 1975, to June 30, 1977, and authorizing the issuance of bonds."
- Introduced by: Representative Wakatsuki. (By request)
- 2101-76 "A Bill for an Act relating to audit and accounting."
- Introduced by: Representatives Stanley, Naito and Peters.
- 2102-76 "A Bill for an Act relating to public purchases and contracts."
- Introduced by: Representatives Machida, Stanley, Blair, Cayetano, Kiyabu, Kondo, Kunimura, Lee, Medeiros, Mizuguchi, Morioka, Oda, Peters, Santos, Shito, Takamura, Yap and Yuen.
- 2103-76 "A Bill for an Act relating to insurance."
- Introduced by: Representatives Yamada, Oda, Akizaki, Cayetano, Garcia, Kawakami, Kihano, Kondo, Lum, Suwa, Yap and Yuen.
- 2104-76 "A Bill for an Act relating to guardians for natural resources."
- Introduced by: Representative Roehrig.
- 2105-76 "A Bill for an Act making an appropriation to provide a grant-in-aid to the Big Island Council on Addiction."
- Introduced by: Representatives Roehrig, Segawa, Inaba, Suwa and Takamine.
- 2106-76 "A Bill for an Act making an appropriation to provide a grant-in-aid to the Salvation Army."
- Introduced by: Representatives Roehrig, Inaba, Segawa, Suwa and Takamine.
- 2107-76 "A Bill for an Act making an appropriation for the East Hawaii Tourism Task Force."
- Introduced by: Representatives Roehrig, Inaba, Segawa, Suwa and Takamine.
- 2108-76 "A Bill for an Act relating to juveniles."
- Introduced by: Representatives Roehrig and Takamura.
- 2109-76 "A Bill for an Act relating to beverage containers."
- Introduced by: Representative Roehrig.
- 2110-76 "A Bill for an Act relating to licensing of physicians."
- Introduced by: Representative Roehrig.
- 2111-76 "A Bill for an Act relating to death."
- Introduced by: Representative Roehrig.
- 2112-76 "A Bill for an Act relating to the supply of air and oxygen."
- Introduced by: Representative Roehrig.
- 2113-76 "A Bill for an Act relating to public officers and employees."
- Introduced by: Representative Roehrig.
- 2114-76 "A Bill for an Act relating to liability for torts of child."
- Introduced by: Representative Cayetano.
- 2115-76 "A Bill for an Act relating to annulment, divorce, and separation."
- Introduced by: Representative Cayetano.
- 2116-76 "A Bill for an Act proposing an amendment to Article V, Section 3, of the Hawaii Constitution, to require reconfirmation of circuit court judges."
- Introduced by: Representative Cayetano.
- 2117-76 "A Bill for an Act relating to removal of heads of departments."
- Introduced by: Representative

- Cayetano.
- 2118-76 "A Bill for an Act relating to the Oahu mass transit system."
- Introduced by: Representative Cayetano.
- 2119-76 "A Bill for an Act relating to the Metropolitan Planning Organization."
- Introduced by: Representative Cayetano.
- 2120-76 "A Bill for an Act relating to the workmen's compensation law."
- Introduced by: Representative Cayetano.
- 2121-76 "A Bill for an Act proposing an amendment to Article II, Section 5, of the Constitution of the State of Hawaii to limit the number of terms of office for persons seeking the office of State Senator or State Representative."
- Introduced by: Representative Cayetano.
- 2122-76 "A Bill for an Act relating to the East-West Center."
- Introduced by: Representative Abercrombie.
- 2123-76 "A Bill for an Act relating to the Public Utilities Commission."
- Introduced by: Representative Abercrombie.
- 2124-76 "A Bill for an Act relating to driver licensing."
- Introduced by: Representative Naito. (By request)
- 2125-76 "A Bill for an Act relating to felonies involving the use of a firearm."
- Introduced by: Representative Naito.
- 2126-76 "A Bill for an Act relating to tax preparers."
- Introduced by: Representative Naito. (By request)
- 2127-76 "A Bill for an Act relating to investigations by the Office of Consumer Protection."
- Introduced by: Representative
- Wakatsuki. (By request)
- 2128-76 "A Bill for an Act relating to consumer sales."
- Introduced by: Representative Wakatsuki. (By request)
- 2129-76 "A Bill for an Act relating to disclosure of significant defects by motor vehicle dealers and salesmen."
- Introduced by: Representative Wakatsuki. (By request)
- 2130-76 "A Bill for an Act relating to the Residential Landlord-Tenant Code."
- Introduced by: Representative Wakatsuki. (By request)
- 2131-76 "A Bill for an Act relating to vehicles left unattended on private property."
- Introduced by: Representative Wakatsuki. (By request)
- 2132-76 "A Bill for an Act relating to the Residential Landlord-Tenant Code."
- Introduced by: Representative Wakatsuki. (By request)
- 2133-76 "A Bill for an Act relating to civil penalties for violations of injunctive orders."
- Introduced by: Representative Wakatsuki. (By request)
- 2134-76 "A Bill for an Act relating to restitution in cases filed by the Office of Consumer Protection."
- Introduced by: Representative Wakatsuki. (By request)
- 2135-76 "A Bill for an Act relating to elections."
- Introduced by: Representative Wakatsuki. (By request)
- 2136-76 "A Bill for an Act relating to expenditure of public money and public contracts."
- Introduced by: Representative Wakatsuki. (By request)
- 2137-76 "A Bill for an Act relating to expenditure of public money and public contracts."
- Introduced by: Representative Wakatsuki. (By request)

2138-76 "A Bill for an Act relating to expenditure of public money and public contracts."

Introduced by: Representative Wakatsuki. (By request)

2139-76 "A Bill for an Act relating to parks and playgrounds dedication."

Introduced by: Representative Stanley.

2140-76 "A Bill for an Act relating to year-round school."

Introduced by: Representative Akizaki.

2141-76 "A Bill for an Act to establish a right to read program."

Introduced by: Representatives Akizaki, Kiyabu and Mizuguchi.

2142-76 "A Bill for an Act relating to career education."

Introduced by: Representative Akizaki.

2143-76 "A Bill for an Act relating to the evaluation of educational personnel."

Introduced by: Representative Akizaki. (By request)

2144-76 "A Bill for an Act making an appropriation for the Kaupo water project, Maui."

Introduced by: Representatives Amaral and Machida.

2145-76 "A Bill for an Act relating to school grade levels."

Introduced by: Representative Evans.

2146-76 "A Bill for an Act making an appropriation for the Paiko Lagoon Wildlife refuge and park, Oahu."

Introduced by: Representatives Ikeda, Lum, Clarke, Cobb, Evans, Hakoda and Larsen.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 72 and 73) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 72) extending the congratulations of the House of Representatives to Bunsaku Tanji,

of Kula, Maui was jointly offered by Representatives Amaral, Ajifu, Carroll, Cayetano, Clarke, Cobb, Evans, Hakoda, Ho, Ikeda, Kamalii, Kimura, Kondo, Larsen, Lum, Machida, Medeiros, Mizuguchi, Naito, Oda, Peters, Sakima, Santos, Segawa, Stanley, Sutton, Takamine, Takamura, Ushijima, Yap and Yuen.

On motion by Representative Amaral, seconded by Representative Machida and carried, H.R. No. 72 was adopted.

A resolution (H.R. No. 73) expressing condolences to the family of the late J. Walter Cameron of Maui was jointly offered by Representatives Amaral, Ajifu, Cayetano, Clarke, Cobb, Evans, Hakoda, Ho, Ikeda, Kamalii, Kimura, Kondo, Larsen, Lum, Machida, Medeiros, Mizuguchi, Naito, Oda, Peters, Sakima, Santos, Segawa, Stanley, Sutton, Takamine, Takamura, Ushijima, Yap and Yuen.

On motion by Representative Amaral, seconded by Representative Santos and carried, H.R. No. 73 was adopted.

By unanimous consent, the following resolutions (H.R. Nos. 74 to 79) and concurrent resolutions (H.C.R. Nos. 6 and 7) were referred to the Committee on Legislative Management and further action was deferred until tomorrow, January 27, 1976:

A resolution (H.R. No. 74) requesting the City and County of Honolulu to provide free bus services to the students on Oahu was offered by Representative Akizaki.

A resolution (H.R. No. 75) requesting the Departments of Education and Accounting and General Services to clarify lines of authority and responsibility in the providing of student transportation services was offered by Representative Amaral.

A resolution (H.R. No. 76) requesting changes to deter violence in the schools was jointly offered by Representatives Evans, Clarke, Hakoda and Kamalii.

A resolution (H.R. No. 77) requesting a review of violence on television was jointly offered by Representatives Evans and Hakoda.

A resolution (H.R. No. 78) requesting all food establishments to post instructions on the Heimlich Hug was jointly offered by Representatives Evans, Clarke and Hakoda.

A resolution (H.R. No. 79) requesting the Department of Land and Natural

Resources to study the feasibility of establishing Kawainui Swamp as a National Historic Site was offered by Representative Evans.

A concurrent resolution (H.C.R. No. 6) directing the submission to the electorate of the question calling for a Constitutional Convention was jointly offered by Representatives Kimura, Abercrombie, Blair, Cayetano, Ho, Oda, Peters, Shito, Stanley, Takamura and Ushijima.

A concurrent resolution (H.C.R. No. 7) requesting the City and County of Honolulu to provide free bus services to the students on Oahu was offered by Representative Akizaki.

At 12:15 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 12:28 o'clock p.m., the Chair directed the Clerk to note the presence of Representative Roehrig.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 4 and 5) were read by the Clerk and were disposed of as follows:

A communication from the Senate (Sen. Com. No. 4) transmitting Senate Concurrent Resolution No. 2, urging timely action to forestall a threatened strike of hospital nurses, which was adopted by the Senate on January 26, 1976, was placed on file.

By unanimous consent, S.C.R. No. 2 was placed on the Clerk's desk.

A communication from the Senate (Sen. Com. No. 5) transmitting Senate Concurrent Resolution No.

3, expressing appreciation to the Hawaiian Open Golf Tournament for its meaningful contribution to the people of Hawaii, which was adopted by the Senate on January 26, 1976, was placed on file.

On motion by Representative Kimura, seconded by Representative Ajifu and carried, S.C.R. No. 3 was adopted.

At this time, Representative Akizaki extended birthday greetings to Representative Kiyabu, stating:

"The person next to me with a carnation lei is celebrating his 29th birthday, Mr. Speaker. As most of you are aware, Representative Kiyabu is a non-smoker while I am a heavy smoker. On behalf of the House and at great expense to me, I have imported a present for Ken all the way from the Far East-- an automatic hand fan.

Ken, the purpose of this automatic fan is whenever my smoke gets into your eyes, please fan back the smoke at me and sooner or later, I will support Representative Segawa's no-smoking bill.

Thank you."

Representative Kiyabu responded, stating:

"Mr. Speaker, I want to thank Representative Akizaki and the members of the House and I think he did this because I had warned him that I would buy a portable fan, battery operated, so he beat me to the gun. Thank you very much."

ADJOURNMENT

At 12:33 o'clock p.m., on motion by Representative Kimura, seconded by Representative Ajifu and carried, the House of Representatives adjourned to 11:30 o'clock a.m. tomorrow, Tuesday, January 27, 1976.

FIFTH DAY

Tuesday, January 27, 1976

The House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend James K. Sasaki of Harris United Methodist Church, after which the Roll was called showing all members present with the exception of Representative Amaral, who was excused.

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

On motion by Representative Kimura, seconded by Representative Ajifu and carried, reading of the Journal was dispensed with and the Journal of the Fourth Day was approved.

At this time, Representative Abercrombie rose and stated: "I don't have the Journal this morning."

At 11:35 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:44 o'clock a.m.

Representative Abercrombie, on a point of order, asked:

"Mr. Speaker, was it your ruling then that the reading of the Journal had been dispensed with?"

The Chair replied:

"That is correct."

Representative Abercrombie then remarked:

"I thought that I had caught your attention before that."

The Chair replied:

"The motion was already passed."

Representative Abercrombie then stated:

"Then you allowed me to read it out of courtesy? If so, thank you very much."

ORDER OF THE DAY

COMMITTEE REFERRALS

The following bills (H.B. Nos. 2099-76 to 2146-76) were disposed of as follows:

| H.B. Nos. | Referred to: |
|-----------|---|
| 2099-76 | Jointly to the Committees on Legislative Management and Finance |
| 2100-76 | Committee on Finance |
| 2101-76 | Committee on Finance |
| 2102-76 | Jointly to the Committees on Labor and Public Employment and Public Assistance and Human Services, then to the Committee on Finance |
| 2103-76 | Committee on Consumer Protection and Commerce |
| 2104-76 | Jointly to the Committees on Water, Land Use, Development, and Hawaiian Homes and Environmental Protection, then to the Committee on Judiciary |
| 2105-76 | Committee on Health, then to the Committee on Finance |
| 2106-76 | Committee on Public Assistance and Human Services, then to the Committee on Judiciary |
| 2107-76 | Committee on Tourism, then to the Committee on Finance |
| 2108-76 | Committee on Judiciary, then to the Committee on Youth and Elderly Affairs, then to the Committee on Finance |
| 2109-76 | Committee on Environmental Protection, then jointly to the Committees on Consumer Protection and Commerce and Judiciary, then to the Committee on Finance |
| 2110-76 | Committee on Health, then to the Committee on Consumer Protection and Commerce |
| 2111-76 | Committee on Health, then to the Committee on Judiciary |

| | | | |
|---------|--|---------|---|
| 2112-76 | Committee on Health, then to the Committee on Finance | 2136-76 | Committee on Finance |
| 2113-76 | Committee on Labor and Public Employment, then to the Committee on Finance | 2137-76 | Committee on Labor and Public Employment, then to the Committee on Finance |
| 2114-76 | Committee on Judiciary | 2138-76 | Committee on Labor and Public Employment, then to the Committee on Finance |
| 2115-76 | Committee on Judiciary | 2139-76 | Committee on Water, Land Use, Development, and Hawaiian Homes |
| 2116-76 | Committee on Judiciary | 2140-76 | Committee on Education, then to the Committee on Finance |
| 2117-76 | Committee on Judiciary | 2141-76 | Committee on Education, then to the Committee on Finance |
| 2118-76 | Committee on Energy and Transportation, then to the Committee on Finance | 2142-76 | Committee on Education |
| 2119-76 | Committee on Labor and Public Employment, then to the Committee on Energy and Transportation, then to the Committee on Finance | 2143-76 | Committee on Education |
| 2120-76 | Committee on Labor and Public Employment | 2144-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2121-76 | Committee on Judiciary | 2145-76 | Committee on Education |
| 2122-76 | Committee on Higher Education | 2146-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2123-76 | Committee on Consumer Protection and Commerce | | |
| 2124-76 | Committee on Energy and Transportation, then to the Committee on Judiciary | | |
| 2125-76 | Committee on Judiciary | | |
| 2126-76 | Committee on Consumer Protection and Commerce, then to the Committee on Finance | | |
| 2127-76 | Committee on Consumer Protection and Commerce | | |
| 2128-76 | Committee on Consumer Protection and Commerce | | |
| 2129-76 | Committee on Consumer Protection and Commerce | | |
| 2130-76 | Committee on Consumer Protection and Commerce | | |
| 2131-76 | Committee on Judiciary | | |
| 2132-76 | Committee on Consumer Protection and Commerce | | |
| 2133-76 | Committee on Judiciary | | |
| 2134-76 | Committee on Consumer Protection and Commerce | | |
| 2135-76 | Committee on Judiciary | | |

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 74 to 79) and concurrent resolutions (H.C.R. Nos. 6 and 7) were disposed of as follows:

| <u>H.R. Nos.</u> | <u>Referred to:</u> |
|--------------------|---|
| 74 | Committee on Education, then to the Committee on Energy and Transportation |
| 75 | Committee on Education, then to the Committee on Finance |
| 76 | Committee on Education, then to the Committee on Finance |
| 77 | Committee on Consumer Protection and Commerce, then to the Committee on Youth and Elderly Affairs |
| 78 | Committee on Health |
| 79 | Committee on Water, Land Use, Development, and Hawaiian Homes |
| <u>H.C.R. Nos.</u> | |
| 6 | Committee on Judiciary |

7 Committee on Education,
then to the Committee on
Energy and Transportation

COMMITTEE REASSIGNMENT

The following were re-referred
as follows:

| <u>H.B. Nos.</u> | <u>Re-referred to:</u> |
|---------------------|---|
| 2076-76 | Committee on Youth and Elderly Affairs, then to the Committee on Finance |
| 2077-76 | Jointly to the Committees on Health and Education, then to the Committee on Finance |
| <u>H.R. No.</u> | |
| 14 | Jointly to the Committees on Youth and Elderly Affairs and Consumer Protection and Commerce, then to the Committee on Legislative Management |

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

By unanimous consent, H.R. No. 7
was taken from the Clerk's desk.

At 11: 45 o'clock a.m., the Chair
declared a recess, subject to the
call of the Chair.

The House of Representatives
reconvened at 12: 41 o'clock p.m.

By unanimous consent, action
on H.R. No. 7 was deferred until
tomorrow, Wednesday, January
28, 1976.

At this time, Representative Blair,
on a point of information, asked:

"I was wondering, under open
caucus rules, whether a discussion
on a procedural question, like
the deferral of a House Resolution
which has been on the Order of
the Day, the caucus should not
be open on procedural as well as
substantive discussions. Because,
Mr. Speaker, it seems to me that
you can do procedurally pretty much
what you can do substantively and
that to make the distinction is a
fairly large loophole. So if you
could clear up that point of information,
I will be very grateful."

The Chair then stated:

"The Chair's ruling is that although
there is a fine distinction between
procedural and substantive, if
the bill or resolution for action on
the floor is to be discussed on the
merits and demerits, that particular
caucus shall be open; otherwise,
all other procedural matters will
be in the confines of the caucus
room."

STANDING COMMITTEE REPORT

Representative Akizaki, for the
Committee on Legislative Management,
presented a report (Stand. Com.
Rep. No. 3-76) informing the House
that House Bill Nos. 2099-76 to
2146-76, House Resolution Nos.
72 to 79 and House Concurrent Resolu-
tion Nos. 6 and 7, have been printed
and distributed.

On motion by Representative Akizaki,
seconded by Representative Kiyabu
and carried, the report of the Commit-
tee was adopted.

INTRODUCTION OF BILLS

On motion by Representative Kimura,
seconded by Representative Ajifu
and carried, the following bills
(H.B. Nos. 2147-76 to 2208-76)
passed First Reading by title and
were referred to the Committee on
Legislative Management:

House Bill Nos.

2147-76 "A Bill for an Act relating
to loans insured by the Department
of Agriculture."

Introduced by: Representative
Wakatsuki. (By request)

2148-76 "A Bill for an Act relating
to criminal trespass."

Introduced by: Representative
Wakatsuki. (By request)

2149-76 "A Bill for an Act relating
to general prohibition against
water pollution."

Introduced by: Representative
Wakatsuki. (By request)

2150-76 "A Bill for an Act relating
to notaries public."

Introduced by: Representative
Wakatsuki. (By request)

2151-76 "A Bill for an Act relating to the expungement of arrest records."

Introduced by: Representative Wakatsuki. (By request)

2152-76 "A Bill for an Act relating to penal responsibility under the Hawaii Penal Code."

Introduced by: Representative Wakatsuki. (By request)

2153-76 "A Bill for an Act relating to costs and fees under the State Tort Liability Act."

Introduced by: Representative Wakatsuki. (By request)

2154-76 "A Bill for an Act relating to the State Tort Liability Act."

Introduced by: Representative Wakatsuki. (By request)

2155-76 "A Bill for an Act relating to general obligation bonds of the State of Hawaii."

Introduced by: Representative Wakatsuki. (By request)

2156-76 "A Bill for an Act relating to the claims of certain persons against the State and providing appropriations therefor."

Introduced by: Representative Wakatsuki. (By request)

2157-76 "A Bill for an Act relating to the compensation of certain persons under the criminal injuries compensation act and providing appropriations therefor."

Introduced by: Representative Wakatsuki. (By request)

2158-76 "A Bill for an Act relating to clarification of the law on rights based on sex."

Introduced by: Representative Wakatsuki. (By request)

2159-76 "A Bill for an Act relating to petty cash funds."

Introduced by: Representative Wakatsuki. (By request)

2160-76 "A Bill for an Act relating to stadiums and amending Chapter 109, Hawaii Revised Statutes."

Introduced by: Representative Wakatsuki. (By request)

2161-76 "A Bill for an Act relating to State bonds."

Introduced by: Representative Wakatsuki. (By request)

2162-76 "A Bill for an Act relating to the conversion of certain exempt positions within the Department of Defense to permanent civil service status."

Introduced by: Representative Wakatsuki. (By request)

2163-76 "A Bill for an Act relating to public officers and employees."

Introduced by: Representative Wakatsuki. (By request)

2164-76 "A Bill for an Act relating to agents of private schools and correspondence schools."

Introduced by: Representative Wakatsuki. (By request)

2165-76 "A Bill for an Act relating to the Hawaiian Homes Commission Act, 1920, as amended."

Introduced by: Representative Wakatsuki. (By request)

2166-76 "A Bill for an Act relating to the Hawaiian Homes Commission Act, 1920, as amended."

Introduced by: Representative Wakatsuki. (By request)

2167-76 "A Bill for an Act relating to the sanitation and reclamation expert under Hawaiian Homes Commission Act, 1920, as amended."

Introduced by: Representative Wakatsuki. (By request)

2168-76 "A Bill for an Act relating to the Hawaiian Homes Commission Act, 1920, as amended."

Introduced by: Representative Wakatsuki. (By request)

2169-76 "A Bill for an Act relating to smoking in public places."

Introduced by: Representative Wakatsuki. (By request)

2170-76 "A Bill for an Act relating to county hospital management advisory committees."

Introduced by: Representative Wakatsuki. (By request)

- 2171-76 "A Bill for an Act relating to the Hawaii Occupational Safety and Health Law."
- Introduced by: Representative Wakatsuki. (By request)
- 2172-76 "A Bill for an Act relating to the Prepaid Health Care Act."
- Introduced by: Representative Wakatsuki. (By request)
- 2173-76 "A Bill for an Act relating to workers' compensation."
- Introduced by: Representative Wakatsuki. (By request)
- 2174-76 "A Bill for an Act relating to workers' compensation."
- Introduced by: Representative Wakatsuki. (By request)
- 2175-76 "A Bill for an Act relating to the Prepaid Health Care Act."
- Introduced by: Representative Wakatsuki. (By request)
- 2176-76 "A Bill for an Act relating to the Prepaid Health Care Act."
- Introduced by: Representative Wakatsuki. (By request)
- 2177-76 "A Bill for an Act relating to the maintenance of public buildings."
- Introduced by: Representatives Kihano, Abercrombie, Ajifu, Akizaki, Blair, Cayetano, Clarke, Evans, Garcia, Hakoda, Inaba, Kamalii, Kawakami, Kimura, Kiyabu, Kondo, Kunimura, Lee, Lum, Lunasco, Medeiros, Mizuguchi, Morioka, Oda, Peters, Poepoe, Roehrig, Sakima, Santos, Segawa, Shito, Suwa, Takamine, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.
- 2178-76 "A Bill for an Act relating to elections."
- Introduced by: Representative Roehrig. (By request)
- 2179-76 "A Bill for an Act relating to elections."
- Introduced by: Representative Roehrig. (By request)
- 2180-76 "A Bill for an Act relating to elections."
- Introduced by: Representative Roehrig. (By request)
- 2181-76 "A Bill for an Act making an appropriation for the development of a master plan for the criminally insane."
- Introduced by: Representative Naito.
- 2182-76 "A Bill for an Act relating to the Hawaii Penal Code."
- Introduced by: Representative Naito.
- 2183-76 "A Bill for an Act relating to penal responsibility and fitness to proceed."
- Introduced by: Representative Naito.
- 2184-76 "A Bill for an Act relating to fitness to proceed."
- Introduced by: Representative Naito.
- 2185-76 "A Bill for an Act relating to examination of defendants."
- Introduced by: Representative Naito.
- 2186-76 "A Bill for an Act relating to the Use Tax Law."
- Introduced by: Representatives Kawakami, Abercrombie, Kihano, Kimura, Kondo, Kunimura, Mizuguchi, Sakima, Shito, Ushijima, Yamada and Yap.
- 2187-76 "A Bill for an Act making an appropriation for a grant-in-aid to the Kauai Economic Opportunity, Inc."
- Introduced by: Representatives Kawakami, Fong, Kihano, Kiyabu, Kunimura, Mizuguchi, Sakima, Shito, Ushijima and Yamada.
- 2188-76 "A Bill for an Act relating to assault."
- Introduced by: Representatives Kawakami, Kunimura, Yamada, Ajifu, Akizaki, Blair, Fong, Kihano, Kiyabu, Kondo, Medeiros, Mizuguchi, Sakima, Shito and Ushijima.
- 2189-76 "A Bill for an Act relating to protection of Kona crab."
- Introduced by: Representatives Kawakami, Kunimura, Yamada, Abercrombie, Ajifu, Akizaki, Blair, Cayetano, Evans, Fong, Kamalii, Kihano, Kimura, Kiyabu,

- Medeiros, Mizuguchi, Sakima, Santos, Shito, Ushijima and Yap.
- 2190-76 "A Bill for an Act relating to fishing."
- Introduced by: Representatives Kawakami, Kunimura, Yamada, Abercrombie, Ajifu, Akizaki, Blair, Cayetano, Evans, Fong, Ho, Kamalii, Kihano, Kimura, Kiyabu, Kondo, Mizuguchi, Roehrig, Sakima, Santos, Shito, Ushijima and Yap.
- 2191-76 "A Bill for an Act relating to public officers and employees."
- Introduced by: Representatives Abercrombie, Blair, Cayetano, Cobb, Ho, Naito and Takamura.
- 2192-76 "A Bill for an Act making an appropriation for lights on Kaukonahua Road, Oahu."
- Introduced by: Representatives Lunasco and Oda.
- 2193-76 "A Bill for an Act making an appropriation for lights at Waialua Recreational Center, Oahu."
- Introduced by: Representatives Lunasco and Oda.
- 2194-76 "A Bill for an Act relating to prepaid health care."
- Introduced by: Representative Wakatsuki. (By request)
- 2195-76 "A Bill for an Act relating to prepaid health care."
- Introduced by: Representative Wakatsuki. (By request)
- 2196-76 "A Bill for an Act relating to genetic diagnosis and appropriating funds therefor."
- Introduced by: Representatives Sakima, Cobb, Kihano, Santos, Segawa and Shito.
- 2197-76 "A Bill for an Act relating to the State Post-Secondary Education Commission."
- Introduced by: Representatives Sakima, Abercrombie, Cayetano, Hakoda, Ho, Ikeda, Kunimura, Oda, Peters, Santos, Shito and Takamura.
- 2198-76 "A Bill for an Act making an appropriation for the public services program of the College of Continuing Education."
- Introduced by: Representatives Sakima, Abercrombie, Cayetano, Hakoda, Ho, Ikeda, Kunimura, Oda, Peters, Santos, Shito and Takamura.
- 2199-76 "A Bill for an Act relating to sick leave benefits."
- Introduced by: Representatives Oda, Blair, Evans, Fong, Ho, Ikeda, Lee, Lunasco, Machida, Mizuguchi, Morioka, Peters, Uechi and Yuen.
- 2200-76 "A Bill for an Act relating to the prevention of discrimination in the pricing and hauling of petroleum products."
- Introduced by: Representatives Oda, Blair, Cayetano, Evans, Fong, Ho, Ikeda, Inaba, Lee, Lunasco, Machida, Mizuguchi, Morioka, Peters, Segawa, Uechi, Yamada and Yuen.
- 2201-76 "A Bill for an Act relating to the creation of a Department of Economic Security."
- Introduced by: Representatives Stanley and Peters.
- 2202-76 "A Bill for an Act relating to education."
- Introduced by: Representative Ikeda.
- 2203-76 "A Bill for an Act relating to licensing of drivers."
- Introduced by: Representatives Ikeda and Evans.
- 2204-76 "A Bill for an Act relating to public school parking."
- Introduced by: Representatives Ikeda and Evans.
- 2205-76 "A Bill for an Act relating to the general excise tax."
- Introduced by: Representatives Ikeda and Evans.
- 2206-76 "A Bill for an Act relating to employment security."
- Introduced by: Representative Ikeda.
- 2207-76 "A Bill for an Act relating to no-fault insurance."
- Introduced by: Representative

Medeiros.

2208-76 "A Bill for an Act making an appropriation for the purchase of the Royal Brewery, a registered historic place of the United States."

Introduced by: Representatives Evans and Takamura.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 80 to 82) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 80) congratulating the Honorable Carl T. Takamura for being selected one of Hawaii's Outstanding Young Men of 1975 was jointly offered by Representatives Akizaki, Cayetano, Abercrombie, Ajifu, Blair, Garcia, Ho, Inaba, Kawakami, Kihano, Kiyabu, Kondo, Kunimura, Lum, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Shito, Stanley, Suwa, Takamine, Uechi, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

On motion by Representative Akizaki, seconded by Representative Cayetano and carried, H.R. No. 80 was adopted.

At this time, Representative Naito presented the honoree with a red carnation lei and Representative Stanley presented him with a certified copy of the resolution.

Representative Takamura responded by saying:

"Let me just say, on behalf of my wife and myself and my parents, that I'm deeply touched by this resolution and I really appreciate Representative Akizaki, Representative Cayetano and all the other members of this body. Thank you very much."

A resolution (H.R. No. 81) thanking the young entertainers for their performance in the House chambers on opening day was jointly offered by Representatives Kihano, Abercrombie, Ajifu, Akizaki, Amaral, Blair,

Carroll, Cayetano, Clarke, Cobb, Evans, Garcia, Hakoda, Ho, Inaba, Kamalii, Kawakami, Kimura, Kiyabu, Kondo, Kunimura, Larsen, Lee, Lum, Lunasco, Medeiros, Mizuguchi, Morioka, Naito, Oda, Peters, Poepoe, Roehrig, Sakima, Santos, Segawa, Shito, Stanley, Suwa, Takamine, Takamura, Uechi, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

On motion by Representative Kihano, seconded by Representative Shito and carried, H.R. No. 81 was adopted.

A resolution (H.R. No. 82) honoring Oahu's 1976 "Heart of the Year", Janna Lara was jointly offered by Representatives Poepoe, Ajifu, Blair, Cayetano, Clarke, Evans, Ho, Inaba, Kamalii, Kawakami, Kihano, Kimura, Lee, Lum, Lunasco, Machida, Medeiros, Oda, Peters, Roehrig, Sakima, Santos, Takamine, Uechi, Ushijima, Yamada and Wakatsuki.

On motion by Representative Poepoe, seconded by Representative Evans and carried, H.R. No. 82 was adopted.

By unanimous consent, the following resolutions (H.R. Nos. 83 and 84) were referred to the Committee on Legislative Management and further action was deferred until Wednesday, January 28, 1976:

A resolution (H.R. No. 83) requesting a study of the establishment of a Department of Economic Security was jointly offered by Representatives Stanley and Peters.

A resolution (H.R. No. 84) requesting a study and recommendation for the establishment of a standard mental test under the penal code was offered by Representative Naito.

ADJOURNMENT

At 12:49 o'clock p.m., on motion by Representative Kimura, seconded by Representative Ajifu and carried, the House of Representatives adjourned until 11:30 o'clock a.m. on Wednesday, January 28, 1976.

SIXTH DAY

| | | |
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| Wednesday, January 28, 1976 | 2148-76 | Committee on Judiciary |
| The House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 11:30 o'clock a.m., with the Vice Speaker presiding. | 2149-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Environmental Protection |
| The Divine Blessing was invoked by The Reverend Charles M.C. Kwock of the First Chinese Church of Christ, after which the Roll was called showing all members present with the exception of Representatives Amaral and Wakatsuki, who were excused. | 2150-76 | Committee on Judiciary, then to the Committee on Finance |
| | 2151-76 | Committee on Judiciary |
| | 2152-76 | Committee on Judiciary |
| | 2153-76 | Committee on Judiciary |
| The Clerk proceeded to read the Journal of the House of Representatives of the Fifth Day. | 2154-76 | Committee on Judiciary |
| | 2155-76 | Committee on Finance |
| On motion by Representative Kimura, seconded by Representative Ajifu and carried, reading of the Journal was dispensed with and the Journal of the Fifth Day was approved. | 2156-76 | Committee on Finance |
| | 2157-76 | Committee on Judiciary, then to the Committee on Finance |
| | 2158-76 | Committee on Judiciary |
| At this time, the following introductions were made to the members of the House: | 2159-76 | Committee on Finance |
| | 2160-76 | Committee on Judiciary |
| Representative Sakima introduced 35 students in the Pre-placement Orientation Program from Kalakaua School and their teacher-coordinator, Mrs. Saludas. They were also accompanied by two tutors, a clerk and a community worker. | 2161-76 | Committee on Finance |
| | 2162-76 | Committee on Labor and Public Employment |
| | 2163-76 | Committee on Labor and Public Employment |
| Representative Ho introduced a group of students from Makakilo School and their teachers, Mrs. Frances Silva and Mrs. Evelyn Stumbaugh. | 2164-76 | Committee on Education, then to the Committee on Finance |
| Representative Sutton introduced Mrs. Leilani Hiaa Kalaeloa Mitchell. | 2165-76 | Committee on Water, Land Use, Development, and Hawaiian Homes |
| Representative Kimura introduced Mrs. Ann Ireton from Alaska and Mrs. Marilyn Pollock. | 2166-76 | Committee on Water, Land Use, Development, and Hawaiian Homes |
| | 2167-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| ORDER OF THE DAY | | |
| COMMITTEE REFERRALS | | |
| The following bills (H.B. Nos. 2147-76 to 2208-76) were disposed of as follows: | 2168-76 | Committee on Water, Land Use, Development, and Hawaiian Homes |
| <u>H.B. Nos.</u> | <u>Referred to:</u> | |
| 2147-76 | Committee on Agriculture, then to the Committee on Finance | 2169-76 |
| | | Committee on Health |
| | | 2170-76 |
| | | Committee on Health, then |

| | | | |
|---------|---|---------|---|
| | to the Committee on Labor and Public Employment, then to the Committee on Finance | | Transportation, then to the Committee on Finance |
| 2171-76 | Committee on Labor and Public Employment | 2193-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2172-76 | Jointly to the Committees on Health and Labor and Public Employment | 2194-76 | Jointly to the Committees on Health and Labor and Public Employment |
| 2173-76 | Committee on Labor and Public Employment | 2195-76 | Jointly to the Committees on Health and Labor and Public Employment |
| 2174-76 | Committee on Labor and Public Employment | 2196-76 | Committee on Health, then to the Committee on Finance |
| 2175-76 | Jointly to the Committees on Health and Labor and Public Employment | 2197-76 | Committee on Higher Education |
| 2176-76 | Jointly to the Committees on Health and Labor and Public Employment, then to the Committee on Finance | 2198-76 | Committee on Higher Education, then to the Committee on Finance |
| 2177-76 | Committee on Culture and the Arts, then to the Committee on Finance | 2199-76 | Committee on Labor and Public Employment, then to the Committee on Finance |
| 2178-76 | Committee on Judiciary | 2200-76 | Committee on Consumer Protection and Commerce |
| 2179-76 | Committee on Judiciary | 2201-76 | Committee on Public Assistance and Human Services, then to the Committee on Finance |
| 2180-76 | Committee on Judiciary | 2202-76 | Committee on Education, then to the Committee on Finance |
| 2181-76 | Committee on Judiciary, then to the Committee on Finance | 2203-76 | Committee on Judiciary |
| 2182-76 | Committee on Judiciary | 2204-76 | Committee on Energy and Transportation, then to the Committee on Education |
| 2183-76 | Committee on Judiciary | 2205-76 | Committee on Finance |
| 2184-76 | Committee on Judiciary | 2206-76 | Committee on Labor and Public Employment |
| 2185-76 | Committee on Judiciary | 2207-76 | Committee on Consumer Protection and Commerce |
| 2186-76 | Committee on Finance | 2208-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2187-76 | Committee on Finance | | |
| 2188-76 | Committee on Judiciary | | |
| 2189-76 | Committee on Water, Land Use, Development, and Hawaiian Homes | | |
| 2190-76 | Committee on Water, Land Use, Development, and Hawaiian Homes | | |
| 2191-76 | Committee on Labor and Public Employment, then to the Committee on Finance | | |
| 2192-76 | Committee on Energy and | | |

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 83 and 84) were disposed of as follows:

| <u>H.R. Nos.</u> | <u>Referred to:</u> |
|------------------|---------------------|
| 83 | Committee on Public |

84 Assistance and Human Services
Committee on Health, then to the Committee on Judiciary

COMMITTEE REASSIGNMENT

H.B. No. 2101-76 was re-referred jointly to the Committees on Public Assistance and Human Services and Health, then to the Committee on Finance.

UNFINISHED BUSINESS

H.R. No. 7 (Deferred from January 27, 1976):

Representative Roehrig moved that H.R. No. 7 be adopted, seconded by Representative Uechi.

At 11:40 o'clock a.m., on request by Representative Poepoe, the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 12:18 o'clock p.m., Representative Poepoe offered the following amendment to H.R. No. 7:

"House Resolution 7 is amended to include the following new paragraphs:

BE IT RESOLVED by the House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, that so much of Rule 11 of the Official Rules of Procedure adopted by the House of Representatives, State of Hawaii, Eighth Legislature, as hereinafter enumerated be, and the same is hereby, amended as follows:

1. Paragraph 11.5 of Rule 11, relating to the creation of standing committees, is amended by redesignating it as paragraph 11.6.

2. Paragraph 11.6 of Rule 11, relating to the general responsibility of standing committees, is amended by redesignating it as paragraph 11.7.

3. Paragraph 11.7 of Rule 11, relating to the Committee on Finance, is amended by redesignating it as paragraph 11.8.

4. Paragraph 11.8 of Rule 11, relating to Committee on Legislative Management, is amended by redesignating it as paragraph 11.9.

5. Paragraph 11.9 of Rule 11, relating to committee meetings, is amended by redesignating it as paragraph 11.10.

6. Paragraph 11.10 of Rule 11, relating to Standing Committee Reports, is amended by redesignating it as paragraph 11.11.

7. Rule 11 is amended by adding a new paragraph to be designated 11.5 and to read as follows:

"Rule 11.5. A majority of the members of any standing committee constitutes a quorum, of which a majority vote shall be required for the conduct of the business of the standing committee. At no time shall the standing committee attempt to conduct, or continue to conduct any business of the standing committee with less than a quorum actually present at the designated meeting place. If a quorum is not present at the designated time and place of meeting, or if at any time after commencement of a meeting the standing committee attempts to conduct business, including but not limited to hearings, deliberations and decision-making, with less than a quorum present, the chairperson of the standing committee or a majority vote of the members of the standing committee who are then present shall adjourn or recess the meeting until such time as a quorum is present or as the chairperson designates." "

Representative Poepoe moved that the amendment be adopted, seconded by Representative Ajifu.

Representative Poepoe then rose to speak in favor of the amendment, stating:

"Mr. Speaker, I rise to speak in favor of the amendment.

Mr. Speaker, this is a simple amendment to House Resolution 7. You can go by the first 7 points on the amendment and get down to the revision in Rule 11.5. This amendment requires that a standing committee have a majority present before any hearings, deliberations or decision making of the committee can continue.

Mr. Speaker, this amendment is put forth by our caucus which has imposed upon us accountability. When the good people of the State come to testify before our committees, we want them to testify when the majority of the members are present so that a majority of the members can hear their testimony and can make the proper decisions.

I ask that every person in this body support it."

Representative Roehrig then rose and stated:

"Mr. Speaker, I rise to speak against this amendment. The proposal of the Minority Leader would effect a substantial departure from the present rules and practice of the House. The reason that he has given for the proposed amendment is apparently so that the public would see a full committee in session when they could participate in our deliberations.

One of the problems that we face in this legislature, and in legislatures across the country, is that the various members of the House, and for that matter the Senate, have diverse responsibilities. For example, this past Monday--2 days ago--your Judiciary Committee had a hearing on the supplemental budget of the Department of Social Services as it relates to corrections. At the outset of the hearing, we had a majority of the members present; however, by dinner time when we were concluding the hearing and we were in a discussion of some of the very important nitty-gritty programs that the Corrections Division intends that we have for the Corrections Master Plan, there were only two Representatives left--myself and one other majority member. All of the minority members who had been present had left; they had other matters that they had to attend to.

Now, it is my feeling that I respect the minority members' other commitments. I expect that they have other responsibilities, so we have never taken the position that it was improper for them not to attend to conflicting duties, and they have been very courteous to me to inform me when they are unable to continue in a hearing for a particular reason, and I think that the rule that we presently have on this matter is sufficiently covered in Rule 11.10(3) which provides that, in the final analysis, the will of the Committee is represented by a majority signature on the Committee Report. This gives the Committee sufficient flexibility and leaves in the sound discretion of the Committee those instances wherein it is prudent for the majority party and the minority party and the chairman to have a majority present on the consideration of issues before this legislature.

For that reason, Mr. Speaker, I would ask the members of the House to vote this amendment down."

Representative Kimura then rose and stated:

"Mr. Speaker, in furtherance of the arguments advanced by the chairman of our Judiciary Committee, I also strongly oppose the amendment proposed by the Minority Leader.

First of all, each and every one of our standing committees, Mr. Speaker, does have a committee rule or committee rules and in that, it governs the matter of decorum, the matter of procedure, the matter of quorum and so forth. And it has been the past practice that this system where the committee determines the internal operations of the particular committee is the best workable method. The Finance Committee, for instance, is a large committee. The members are all over on different committees also.

Now, in the case of the majority, Mr. Speaker, at the outset of the session, we adopted what we call the 'bracketing system' and in this, we categorized our members in various groupings to minimize the conflict so that we can get maximum attendance. The minority, it appears, has not seen fit to do so. Well, that's their internal problem.

The other matter is this, Mr. Speaker, the testimony of witnesses generally in these public hearings is the matter of the committee gathering testimony on the various subjects that come before the committee, and each and every member of the committee is provided with a folder of all the testimony of the various witnesses that appeared, and the absentee legislator for that particular hearing can get all of the testimonies that were introduced at the committee hearing.

Furthermore, the minority has employed a system whereby they have a particular representative primarily assigned to the committee to cover the committee's doings. Furthermore, they are equipped and furnished with staff who can also cover the proceedings of the hearings.

And lastly, the Committee Report which is really the moving document for all measures, requires the signature of the majority and a committee report attendant to it and with all these safeguards built into it, Mr. Speaker, the rule advanced by the Minority Leader is purely unnecessary."

Representative Blair then rose and spoke against the amendment, stating:

"Mr. Speaker, I rise to speak against the amendment to House Resolution 7 offered by Representative Poepoe.

Mr. Speaker, I take offense at the introduction of this resolution by the Republicans. To me, it is the worse that we have a majority of all members on the committee in attendance. Mr. Speaker, I think what we, in fact, see here is a requirement of a super majority of Democrats since the Republican attendance, at least in my committee, is pretty dismal.

Before we take a vote on this, and I will be asking for a roll call vote, I would like to go on record as saying that there are some Republicans whose attendance, percentage-wise, ranks in the teens in my committee and if they vote in favor of this resolution, their names will be released to the press.

Thank you, Mr. Speaker."

Representative Poepoe then rose and stated:

"Mr. Speaker, time for rebuttal.

Mr. Speaker, the chairman of the Judiciary Committee has so kindly hit it right on the head. Our problem here is that we have conflicting duties. You are admitting, by that statement, that we have over-organized. The chairman of the Judiciary Committee is admitting that when we get to the end of any hearing, two people are left; two people hear the testimony that the good public has brought to us, and two people impose the decisions on the rest of the committee.

Now I ask you, is that what you want? That is not what our caucus wants. We have, Mr. Speaker, each member of this caucus serves on six or seven committees, a person. Now, let me remind you that a committee meets in the morning, and a committee meets in the afternoon and, if you wish, a committee can meet in the evening. That gives you three committees that you can attend. I don't care what your structure is--whether it is according to program structure or not--that's three. Now, when you try to stretch yourself to six or seven, you're stretching it pretty far.

What is our problem, Mr. Speaker? Our problem is basic organization, scheduling and the size of the committee. If you reduce the number of committees, if you reduce the size of the committees, members of this House can handle their different assignments and be present at every committee hearing. You're giving the public, in my opinion, political rhetoric when you give every member of the Democratic majority a title such as chairman so that they can take it out. . . ."

At this point, the Chair interrupted: "Representative Poepoe, will you please confine your arguments to what is presented before us regarding whether or not a committee needs a quorum. We are not referring to the particular structure of a committee, the number of committees that we have in the House."

Representative Poepoe continued:

"Mr. Speaker, the good Representative from the 14th district made some rather broad implications on members of my committee and I was responding to that. He was really doing that on a point of personal privilege. . . ."

Representative Blair then rose on a point of personal privilege, stating:

"Point of personal privilege, Mr. Speaker. . . ."

Representative Poepoe stated:

"Mr. Speaker, I have the floor."

The Chair replied: "Representative Poepoe, please continue."

Representative Poepoe continued, stating:

"Mr. Speaker, because we are doing our own checks; and the member from the 14th district should check his attendance in a couple of committees such as Youth and Elderly Affairs and Higher Education before he goes to the press with all the names. We have the power in this legislature by majority vote of both Houses to recess ourselves if we need more time during the session so that all committee members can hear the proper testimonies and make the proper decisions. I thank you and I ask for a favorable vote."

Representative Blair then rose and stated:

"Mr. Speaker, when Representative

Poepoe first spoke, he talked about imposing upon us accountability. I was simply trying to comply with his desires.

As for the question of multiple attendance problems, my committee meets in half of its meetings on Saturdays and so there is very little scheduling problems on Saturday hearings.

The other point that should be brought out is that the chairman of the Finance Committee who has, I think, the heaviest burden of any member of this body is also a member of my committee and his attendance record is excellent.

The point of information which I rose to speak on earlier was that when Representative Poepoe refers to me as the good Representative from the 14th district, I don't want it to be understood that he is slighting Representative Stanley who is also a good Representative.

Thank you, Mr. Speaker."

The Chair stated:

"Your point is well taken, Representative Blair."

Representative Poepoe then rose on a point of order and stated:

"I stand corrected."

Representative Lum then rose on a point of personal privilege and stated:

"I feel that I have been incorrectly, inaccurately accused of something that I am not guilty of. As a member of the committee Representative Blair is the chairman of, I have never missed a meeting that he had. . ."

The Chair interrupted: "Representative Lum, Representative Lum. . ."

Representative Abercrombie then rose, stating: "Point of order, point of order, point of order, Mr. Chairman."

The Chair recognized Representative Abercrombie who then went on to say, "I don't believe any names have been mentioned down here."

The Chair responded:

"That is correct and that is the ruling of the Chair. No names have been mentioned in this regard."

Representative Lum retorted:

"Then I think he should clarify that point because I am a Republican member."

Representative Blair then rose, stating:

"I will be happy to clarify that point. Representative Lum did not attend any meetings last session of the committee. Thank you."

The motion to adopt the amendment to House Resolution No. 7 offered by Representative Poepoe was then put to a roll call vote and failed to carry by a vote of 35 noes to 14 ayes, with Representatives Ajifu, Carroll, Clarke, Evans, Fong, Hakoda, Ikeda, Kamalii, Larsen, Lum, Medeiros, Poepoe, Santos and Sutton voting aye, and Representatives Amaral and Wakatsuki being excused.

At this time, Representative Lum offered the following amendment to House Resolution No. 7:

"House Resolution 7 is amended to include the following new paragraphs:

BE IT FURTHER RESOLVED by the House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, that so much of Rule 34 of the Official Rules of Procedure adopted by the House of Representatives, State of Hawaii, Eighth Legislature, as hereinafter enumerated be, and the same is hereby, amended as follows:

1. Rule 34 is amended by adding a new paragraph to be designated 34.2 and to read as follows:

'34.2. Any bill that is in committee on or after the fortieth legislative day may be recalled from that committee on any following legislative day, if one-third of the members to which the House is entitled vote in favor of the recall.' "

Representative Lum moved that the amendment be adopted, seconded by Representative Ajifu.

Representative Lum then spoke in favor of the amendment, stating:

"Mr. Speaker, the reason why this amendment is being offered at this time is to clarify what I think may be a problem with the wording

of the present rule and I will read that rule to the body so they know what I am talking about. Rule 34 relating to bills: recall from committee.

'Rule 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.'

According to the Constitution and the way I interpret it, it talks about the 20-day period and I will read to you what the Constitution says about this. I am now talking from the Supplement 1975, Supplement Volume I, page 21, the last paragraph. It says: 'Twenty days after a bill has been referred to a committee in either house, the same may be recalled from such committee by the affirmative vote of one-third of the members to which such house is entitled.'

As I read this particular provision in the Constitution, I think it sets the upper limit of when a particular bill may be recalled. It does not say that you cannot pull it out before the twentieth day. It has no reference to that. I read it as an upper limit of twenty days and from then on, any bill can be pulled out.

According to Rule 34, it says that the committee has to wait twenty days after referral and those of you who have been around for a while know that a referral can occur on the thirty-fifth day or the fortieth day or the forty-fifth day. And so my particular amendment addresses itself to that particular point: that any bill that is in committee on or after the fortieth legislative day with the actual twenty days left may be recalled from the committee on any following legislative day if one-third of the members to which the House is entitled vote in favor of the recall.

I have always been in the minority; therefore, I consider this particular provision set up by the Constitutional Convention, which I was a member of, as a protection for the rights of a minority whether he be on this side of the aisle or on that side of the aisle. I read this particular rule as a further restriction on the rights granted to us by the Constitution. Therefore, to clarify this, I am offering this amendment.

Thank you, Mr. Speaker."

Representative Roehrig then rose, stating:

"Mr. Speaker, I rise to speak in opposition to this amendment and, in doing so, I am somewhat surprised by the arguments made by the prior speaker regarding what the Constitution says and what the rule says.

For those members and other people who are present, a reading of the House Rule which is 34.1, Article III, Section 13, the second paragraph of our Constitution. Those two provisions were read. It is readily apparent that the precise substance of the Constitution is presently contained in the House Rules. The Constitution makes reference to the twenty-day period starting after a bill has been referred to a committee. That's in the Constitution itself and that is the reason why that particular language is in the House Rules. The identical substance is presently in the House Rules. What this particular amendment will do would be to substantially alter what our State Constitution presently provides by altering the twenty-day period to the fortieth legislative day which is not the language of the Constitution. Consequently, we would be in precarious shape Constitutionally if this House were to adopt this amendment, and I think this is a matter that the minority attorneys have brought to their attention. I am rather surprised, at this point, that they continue to ask our acceptance of this amendment. It is patently unconstitutional and I would ask that every member of the House vote this down."

Representative Kimura then stated:

"Mr. Speaker, I rise to speak in opposition to the proposed amendment.

Mr. Speaker, perhaps the ridiculousness of this particular proposal can be best illustrated by an example. The matter of the cut-off date over the course of the years has varied from thirty, thirty-five days and we have, within recent years, lowered or come closer to the opening . . . well, a shorter cut-off date. However, assuming that if the cut-off date by agreement with the House and the Senate is established--let's say the thirtieth or thirty-fifth day--then, this bill introduced on that last day would have but a period less than the minimum of twenty days required under the Constitution. And therefore, with all these problems, and that this particular proposal which, by that example, is patently unconstitutional, I urge the members that this amendment be voted down."

Representative Lum then rose, stating:

"May I, Mr. Speaker, react to the two previous speakers?"

The Chair directed Representative Lum to "proceed" and he continued:

"To the esteemed chairman of the Judiciary Committee, we have been through this before on abortion. Interpretation of words, interpretation of meanings to words--leads us to have attorneys and courts.

I think I want to address myself to the point of referral. I am suspicious of the fact that the bill may go from one committee to the other on the thirty-fifth or fortieth day. As an example, the bill on appropriations dealing with the University of Hawaii might go from Higher Education to the Finance Committee. As I read this particular rule, that bill cannot be recalled until after twenty days. Now, we are not going to be around twenty days after the referral, so how can you say you give us the right to recall under those circumstances?

My amendment addresses to the fact that there is a possibility that a bill may be referred on the 35th day, 36th day, 40th day, 45th day, to a different committee and when that bill is referred, then we have the right to still recall because it has met the first provision which is 34.1 of at least having twenty days. It further clarifies the fact that you can recall a bill out of the committee.

As far as unconstitutional, we can sit here and talk and discuss, attorneys will discuss this, this will never be judged unless it gets to the courts and it is decided by the courts themselves. I am not an attorney myself and perhaps my interpretation is wrong but I am backed up by counsel. I went into further deliberation after I heard your open caucus comments today and I still agree with my counsel that we are right, and I urge this body to consider the amendment and correct the injustice to the minority members of both this side and that side. Thank you."

Representative Roehrig rose, stating:

"Mr. Speaker, I rise to make

a few additional comments in opposition. I won't belabor the subject matter that myself and the prior speaker have addressed ourselves to. I would only add this point that had I been afforded the opportunity to go into an open minority caucus on this particular issue and had an opportunity to listen to the minority attorneys, perhaps this would not have been such a problem on the floor today. Thank you."

Representative Kimura then rose and stated:

"Mr. Speaker, I believe the proponent of this amendment is really arguing for some other than the committee system. We have a system whereby we have standing committees to consider bills, and what he is advocating is that the legislature operate on a Committee of the Whole basis and I think this amendment should go out the window."

Representative Poepoe rose to speak in favor of the amendment, stating:

"Mr. Speaker, I rise to speak in favor of the amendment.

Mr. Speaker, the point of clarification that we seek is referral. If the referrals start on the day the bills were initially introduced, it goes to the first committee--that's fine and dandy. We don't want any games played when a bill cannot be yanked and is referred on the forty-first day.

Now, you can take that back to your caucus and discuss it."

The motion to adopt the amendment to House Resolution No. 7 offered by Representative Lum was put to a roll call vote and failed to carry by a vote of 35 noes to 14 ayes, with Representatives Ajifu, Carroll, Clarke, Evans, Fong, Hakoda, Ikeda, Kamalii, Larsen, Lum, Medeiros, Poepoe, Santos and Sutton voting aye, and Representatives Amaral and Wakatsuki being excused.

At this time, Representative Ajifu rose on a point of information and inquired of the Judiciary Committee chairman: "I wonder if the Judiciary Committee chairman would explain to us the proposed amendment, Section 14.5, Items 1 and 2."

Representative Roehrig responded:

"Mr. Speaker, it might be quicker if we just have a short recess on this

matter and I would be happy to discuss it with Representative Ajifu. If he doesn't want a recess, then I am happy to explain it to him here if he'll ask me a particular question about the particular rule change."

Representative Ajifu responded:

"Yes, I would like to have it on record, Mr. Speaker, when he explains Item 1, Section 14-5, which reads: 'The authority of a conference committee shall be limited to solely resolving differences between the House and Senate versions of a bill or resolution. Accordingly, a conference committee shall not: (1) amend those provisions of a bill or resolution which are identical in both the Senate and House versions of a bill or resolution; provided, however, such identical provisions may be amended to conform to all other provisions of the bill or resolution.'

I am not clear in my mind as to what this really means."

Representative Roehrig responded, saying:

"Mr. Speaker, I believe that the language of the proposed amendment speaks for itself. If there are any particular words that Representative Ajifu does not understand the meaning of, I would be happy to address my attention to those words, but I have a very difficult time responding to his question because he has read it through and the wording of the proposed change seems reasonably clear.

Perhaps we should have a short recess on this matter. I would be happy to chat with him."

At 12:47 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 12:52 o'clock p.m., Representative Ajifu rose and stated:

"Mr. Speaker, I think we have come to an agreement that the Judiciary Committee will state it for the records on that particular subparagraph 1 as to what that proviso implies."

Representative Roehrig responded, saying:

"Mr. Speaker, in response to the question raised by Representative Ajifu prior to recess and after our discussions during recess, the

record should reflect that the intent in paragraph 1 of the new Rule 14.5 is that there will not be changes in substance. There may be renumbering that must be accomplished because of deletions and provisions in the bill by the joint House/Senate conference committee so that the language in the latter part of number 1 says that: 'Such identical provisions may be amended to conform to all other provisions of the bill or resolution.' That particular language is illustrative of the idea that if the renumbering must be accomplished, this technical flexibility is given to the committee.

As far as paragraph 2 is concerned, Representative Ajifu asked me what the intent of the last proviso was as regards increases of salaries and pensions of elected and appointed officers of the State or county being considered by separate bill other than the appropriations of public improvements or bills ratifying collective bargaining. It was merely pointed out and the record should reflect it that the intent here is that such measure shall be considered by a separate bill and not either one of the two there mentioned."

Representative Ajifu then offered the following amendment to House Resolution No. 7:

"House Resolution 7 is amended by amending subsection (2) of paragraph 14.5 to read as follows:

'(2) Amend a bill or resolution by inserting into the bill or resolution any unrelated or new subject; provided that the above provisions shall not apply to the General Appropriations, Supplemental Appropriations and the General Public Improvements bill; provided, further that any increases to the salaries, pension, or retirement benefits for any elected or appointed officer of the State or County shall be considered by separate bill other than the aforesaid Appropriations and Public Improvement bills or any bill ratifying collective bargaining agreements; provided, further that any appropriations of funds in ratification of collective bargaining agreements shall be considered by separate bill other than the aforesaid Appropriations and Public Improvement bills.'

Representative Ajifu moved that the amendment be adopted.

At this point, Representative Kimura rose on a point of order and upon being recognized by the Chair, stated:

"I see now for the first time a written copy of the proposed amendment offered by Representative Ajifu. I believe this move is a highly deleterious one, Mr. Speaker, and I question the good faith of the minority to advance it at this time. It is exactly three minutes to 1 p.m. This amendment, as I understand, was prepared days ago, and it should have been offered to us so we could have covered this along with the other two proposed amendments in our Policy, in our open caucus, and now we are put to a further delay to cover all of these items again and, Mr. Speaker, I feel this practice should cease and desist in the light of what was said several days ago by the Minority Leader."

The Chair interrupted:

"Your point is well taken, Representative Kimura."

The Chair then recognized Representative Poepoe who asked:

"Mr. Speaker, are you clarifying a point of order for a speech against the measure. . ."

The Chair responded:

"No, it was a point of information. Representative Ajifu, I believe you have offered an amendment. Will you so move?"

Representative Ajifu again moved that the amendment be adopted, stating:

"Mr. Speaker, I move to amend House Resolution 7 by amending subsection 2 of paragraph 14.5 and, Mr. Speaker, if I may be permitted to read the total amendment, the total amendment as I am proposing."

The Chair then stated:

"Representative Ajifu, I would prefer that the second be made first before we go into discussion."

Representative Poepoe seconded the motion.

As the motion to adopt the amendment was put by the Chair, Representative Kimura rose and asked for a recess.

The Chair declared a recess at 1:00 o'clock p.m., subject to the call of the Chair, for the purpose of discussing the amendment.

Upon reconvening at 1:15 o'clock

p.m., Representative Suwa was recognized and stated:

"Mr. Speaker, at this time, I am requesting the introducer of the amendment to withdraw the amendment because I think we are faced with a much bigger problem that we ought to resolve first and have some discussion in this area pertaining to the operation and also pertaining to the preparation, the Governor's preparation, for the budget, so at this time, I ask the Minority Floor Leader to withdraw this amendment."

Representative Ajifu responded, stating:

"Mr. Speaker, I have not accepted to withdraw my motion at this stage; provided, I would like to ask, to make this request--if we can defer this total package, House Resolution No. 7, for one day to give us time to review the questions that have been posed, I would then, at that time, consider the withdrawal. But otherwise, if there is no compromise on this, then we should proceed to act on it."

Representative Kimura then rose and stated:

"Yes, Mr. Speaker, the deferral of one more day of this Rule which has been lying on the Clerk's desk for days is totally unacceptable to the majority. I believe that we have a motion on the floor and we should proceed with the disposition of the motion on the floor."

Representative Ajifu rose and spoke in favor of the amendment, stating:

"Mr. Speaker, although the intent of House Resolution 7 is admirable and long overdue, I admit, Mr. Speaker, that it does not fully protect the interest of the general public. I submit, Mr. Speaker, that this does not happen.

I call your attention to paragraph 14.5 which prohibits the conference committee from amending a bill or resolution by introduction of any unrelated or new subject matter but which excludes the broad areas of general appropriations, supplemental appropriations, and general improvements bill, and which requires separate bills for any increases to salaries, pensions, or retirement benefits for any elected or appointed officers of the State or county but deletes, by language, any bill ratifying

collective bargaining agreements.

Mr. Speaker, in view of the uproar which followed the previous attempt of the majority members of this body to increase the salaries and pensions of elected and appointed officers of the State Administration, Judiciary, legislative members, the amendment submitted by the majority members is both appropriate and timely. Nevertheless, Mr. Speaker, I submit that the exclusion of collective bargaining agreements from the prohibition specified by the proposed amendment, the majority party defeats the general purpose of the amendment. It permits the tying in of collective bargaining agreements to appropriations and to public improvements bills, in effect, forcing members of this legislative body to accept whatever collective bargaining agreements that were executed, or voting against the appropriations and your general improvements bills.

The prospect, Mr. Speaker, of our State's Chief Executive someday capitulating to the pressures of organized groups which seek ever higher collective bargaining benefits is beyond the realm of reality. The power of organized labor is both immediate and sobering. Should the occasion rise when we, in the legislature, are faced with the decision of voting for or against a combined collective bargaining agreement, an appropriation or public improvements bill in total, many of us will be faced in exactly the same situation we faced the last days of the previous session when we were forced to vote for or against collective bargaining agreements in the same package as salary increases for elected and appointed officials were.

Mr. Speaker, it is mandatory that we, in our best legislative interest, separate the matter of collective bargaining from appropriation and public improvements bills, no less than the separation of appropriation and public improvements bills from salary, pension and retirement benefits for elected and appointed officers of the State or county. Therefore, Mr. Speaker, I urge all of the members of this House to vote for the amendment. Thank you."

Representative Suwa then rose and stated:

"Mr. Speaker, after pleading for his withdrawal of his amendment, I understand that he had a wonderful

speech written and I thought he was talking in reference to the main motion -- House Resolution No. 7.

What this amendment actually does is in conflict with some of our guidelines set by our statutes in terms of the collective bargaining law. Therefore, I ask the members to vote down the amendment because we are not in any way abusing that section of the collective bargaining."

Representative Kimura then rose and stated:

"Mr. Speaker, in furtherance of our Finance Committee chairman's argument against the proposed amendment, I think it is well to point out that in this proposed amendment the issue is whether or not the collective bargaining agreement should be by a document other than by the budget bill or any other bill. This matter has serious implications as to whether or not, as Representative Suwa had alluded to, and that is whether we run a conflict with our statutory law. The main thrust of our resolution deals with 14.5 which is the rules regarding conference committees and in this case, Mr. Speaker, the proposed amendment tries to latch on to . . . well, it deals with a separate and general subject and not specifically to conference committees and the reports that come from it. So, therefore, Mr. Speaker, I join in voicing a strong opposition to the proposed amendment."

Representative Ho then rose and stated:

"Mr. Speaker, I would like to speak against the measure. I know my colleague, Representative Kimura, has indicated some of my concerns. I believe that this amendment does not address 14.5 and what we call conference committees insofar as if we are talking about what happened last session, you have a collective bargaining bill which was piggy-backing. I think on 14.5 where the House or the majority had tried to resolve this problem, if there is another bill that is on collective bargaining, there is third readings and we vote on the measure.

Now, how does it come into conference? I don't see where, if we're talking about conference, that has no bearing on what his amendment is trying to say as far as conference committee. I don't think it addresses the issue."

Representative Cobb then rose on a point of order and the Chair asked Representative to "state your point."

Representative Cobb then said:

"Under House Resolution 7, under paragraph 2 of 14.5, the intent there is rather clear that it may be a bill or separate bills, in the plural, to ratify pay agreements or increase in retirement or pension benefits for elected or appointed officers of the State. The paragraph itself does not mandate that it either be one single bill or a series of bills and yet there is still a lack of clarity as to whether or not the proposed amendment that is before the House to be voted on deals only with the conference committee or would apply the prohibition of such piggy-backing practices throughout the legislative process from First Reading to conference reading."

The Chair stated that the "point is well taken."

The motion to adopt the amendment offered by Representative Ajifu on House Resolution No. 7 was put to a roll call vote and failed to carry by a vote of 34 noes to 15 ayes, with Representatives Ajifu, Carroll, Clarke, Cobb, Evans, Fong, Hakoda, Ikeda, Kamalii, Larsen, Lum, Medeiros, Poepoe, Santos and Sutton voting aye, and Representatives Amaral and Wakatsuki being excused.

The Chair, at this time, put the motion to adopt House Resolution No. 7 to vote.

Representative Roehrig then rose and spoke in favor of the resolution, stating:

"Mr. Speaker, I rise to speak in favor of the main motion.

By this proposed rule change, your majority party, through its caucus, tried to improve the workings of the important conference committees of the legislature by defining more clearly and with more exactitude the perimeters of their deliberations. This proposed rule will limit the authority of conference committees in several ways.

First, it will prohibit conference committees from considering last minute amendments not contained either in the House or Senate version of a bill so that the only matters considered in conference are going to be items that have withstood this scrutiny and sunlight of public opinion in a public forum.

Secondly, it would effectively prohibit the practice that has been

called 'piggy-backing' of unrelated matters.

Finally, it would also prohibit the inclusion of increases in salaries, pensions, or retirement benefits of public officers and employees. . . . excuse me, public elected officials and appointed officers, from inclusion in the budget or any bill relating to collective bargaining. The bill will not apply to certain matters relating to the conference committee on the budget because of the fact that a mere change in the dollar amount may arguably be considered a new matter or something which was not identical in the House or Senate measure on a particular bill.

The record should reflect that it is the intent of the majority in adopting this rule that in situations where technical and non-substantive changes are found necessary to correct conference drafts which are being clocked on the members' desks, that it be understood that this can be accomplished by a majority of both houses as the practice has been in the past.

This matter was brought to the minority leadership's attention in our discussion with them.

Also, on page 2, the record should reflect that there is a typographical error in line 3. The word after the word 'further' should be 'that' rather than 'than'. Also, at this point, to sum up the thrust of this resolution, let's tell it like it is. The effect of these changes, in the final analysis, is to insure the public of this State that we have benefitted by our past experience in this area and by these changes, will stimulate greater public confidence in the democratic process and in this legislature.

Thank you."

Representative Sutton then rose and stated:

"I rise to speak in favor of House Resolution No. 7.

I am indeed happy to see that the head of our Judiciary Committee, Representative Roehrig, has brought out the essentiality of the restoration of confidence. I, as an individual member of this House, brought a suit the first week of June immediately following the last session asking that the courts invalidate the pay raise on the basis of the fact that it had violated the Constitution and my House Rules. That case will be now heard on February 4th. I have filed a motion of Summary Judgment."

Representative Kimura then rose on a

point of order and stated:

"I think the court's calendar and what happens in the Judiciary are separate problems, and they have places posted for court proceedings, and I think he is kind of overstepping the bounds, Mr. Speaker."

The Chair remarked:

"Representative Kimura, your point is well taken."

Representative Cobb then rose and upon being recognized by the Chair, stated:

"In reference to the remarks by the Representative from the 15th district, I believe the House Rules belong to all of us, not him. Not to be construed as his rules, these rules are adopted by all 51 members of this House."

The Chair replied:

"Your point is well taken, Representative Cobb."

Representative Sutton continued:

"In a Russian. . ."

Representative Kimura rose on a point of order and stated:

"If the Representative that just spoke would differentiate which of the Representatives from the 15th district."

Representative Cobb replied:

"My apologies, Mr. Speaker. I was referring to the one in the gray suit."

Representative Abercrombie then rose and stated:

"Point of order, Mr. Speaker, that doesn't tell me anything at the moment."

The Chair then directed Representative Sutton to continue and Representative Sutton went on to say:

"Is Mr. Abercrombie satisfied now?"

The Chair replied that he was and asked Representative Sutton to continue.

Representative Sutton continued, stating:

"Just to reiterate the remarks that

I pick up following in consecutive sequence from the thoughts that were given to us by the head of the Judiciary Committee, Representative Roehrig, and this is totally relevant thereto. His remarks have now become part of the record and I am following through. I am happy indeed to see that the Democratic Party has, at last, come to a sense that they must change these House Rules. . ."

At this point, Representative Abercrombie rose on a point of order and stated:

"Democratic Party is pejorative. Everyone knows that. I think if the present speaker would use the phrase 'Democratic Party', he will not aggrieve me personally."

Representative Sutton then responded:

"Strike the word 'Democrat' and put in the word 'majority' please."

The Chair then replied:

"Representative Sutton, will you please be careful on how you phrase your words so that we can continue with the business of the day."

Representative Sutton replied:

"Yes, sir."

The Chair then directed Representative Sutton to continue.

Representative Sutton went on to say:

"I brought this suit in order that we would have this type of a beginning of our session where there would be an admission on their part that they were wrong in the last session and that we would correct it. They. . ."

The Chair interrupted:

"Representative Sutton, we have not stated for the record that we were wrong or that this was an admission. We have pending before us a resolution--it calls for the adoption of certain procedures that we wanted to see corrected, so will you please limit your remarks to either for or against the resolution."

Representative Sutton replied:

"I am for the resolution because of the evils that it corrects and I am trying to show the evils that were corrected, and I feel that there is great necessity to make these changes. Representative Kimura is standing."

The Chair asked Representative Sutton to continue as "your time is getting to be very minute so. . ."

Representative Sutton replied:

"Representative Carroll has just yielded his time to me. Representative Carroll, do you yield?"

The Chair then said:

"Representative Sutton, he does not have to yield until your time runs out so please continue."

Representative Carroll then rose and stated:

"I reluctantly yield."

Representative Abercrombie then rose on a point of order and stated:

"Perhaps if Representative Sutton would take the luminous pocket watch that he has on his possession out, he could keep track of the time and thus not violate it."

Representative Sutton replied:

"I am complying therewith."

Representative Blair then rose on a point of information and inquired:

"I am beginning to wonder if Representative Sutton is filibustering."

Representative Poepoe then rose on a point of order and stated that "the Representative from the 15th district has the floor."

The Chair responded, stating:

"That is correct, but a point of order has jurisdiction over any other point so I am requesting. . ."

Representative Blair interrupted:

"I am beginning to secretly think that Representative Sutton is against this and is filibustering on the floor of the House. Thank you."

The Chair responded:

"Representative Blair, he is not filibustering. He is continuing to support his remarks with some evidence and I would like to see him continue."

Representative Sutton continued his remarks, stating:

"Oliver Wendell Holmes said that

'one page of history is worth a hundred pages of law.' We have a page of history. The piggy-backing had occurred on the pay bill. My law suit brought this out and we have now seen the results of my law suit. They have corrected it. God Bless them. Aloha, mahalo, and thank you."

Representative Kamalii then rose and stated:

"Mr. Speaker, I rise to speak in favor of House Resolution No. 7, however with some reservation."

Mr. Speaker, if the intent of the House resolution, as drafted, is not to permit piggy-backing of collective bargaining bills to appropriations and/or public improvement bills, then, I submit that House Resolution 7, although I support its intent, may and can be challenged on the grounds of unconstitutionality just as the previous session's pay bill is now being challenged in the circuit court by my colleague and the Attorney General's Office.

Mr. Speaker, though this resolution does not take care of all of the minority's concerns, we will still support House Resolution No. 7 because, fellow colleagues, some improvement is better than no improvement.

Thank you."

Representative Lum then rose on a point of information and asked:

"I would like to know, if we pass this resolution changing our Rules, and the Senate doesn't amend their Rules--what would happen in conference committee if they disagree to abide by the Rules of the House?"

Representative Kimura responded:

"I would like to answer that, Mr. Speaker. We abide by our Rules and the Senate abides by their Rules, and an example of that in the previous session--we took the bold step forward of having open conferences. There was much trepidation and fears expressed all the way around and today, we live with it. That's all, Mr. Speaker."

Representative Lum further inquired:

"I would like to know then, if the Senate disagrees and they would like to change the rules, that we are not able to go into conference or are we going to be able to go into conference?"

The Chair replied:

"As far as the Chair is concerned, the Senate has their own rules and the House has ours. Our House business is conducted by what is reflected in the House resolution."

Representative Cobb then rose on a point of order and stated:

"Mr. Speaker, in reference to the questions raised by my colleague from the 7th district, in case either House is unable to agree either on procedure or the merits of the bill, the bill is dead."

The motion to adopt House Resolution No. 7 was put by the Chair and was adopted by a roll call vote of 49 ayes, with Representatives Amaral and Wakatsuki being excused.

STANDING COMMITTEE REPORT

Representative Akizaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 4-76) informing the House that House Bill Nos. 2147-76 to 2208-76 and House Resolution Nos. 80 to 84, have been printed and distributed.

On motion by Representative Akizaki, seconded by Representative Kiyabu and carried, the report of the Committee was adopted.

INTRODUCTION OF BILLS

On motion by Representative Kimura, seconded by Representative Ajifu and carried, the following bills (H.B. Nos. 2209-76 to 2268-76) passed First Reading by title and were referred to the Committee on Legislative Management:

H.B. Nos.

2209-76 "A Bill for an Act relating to conservation districts."

Introduced by: Representative Wakatsuki. (By request)

2210-76 "A Bill for an Act relating to the conservation, management and protection of endangered or threatened species of wildlife or plants."

Introduced by: Representative Wakatsuki. (By request)

2211-76 "A Bill for an Act relating to the appraisal of public lands."

Introduced by: Representative Wakatsuki. (By request)

2212-76 "A Bill for an Act relating to the use of the special land and development fund."

Introduced by: Representative Wakatsuki. (By request)

2213-76 "A Bill for an Act relating to landowner's liability."

Introduced by: Representative Wakatsuki. (By request)

2214-76 "A Bill for an Act relating to disposition of easements."

Introduced by: Representative Wakatsuki. (By request)

2215-76 "A Bill for an Act relating to leases of public lands."

Introduced by: Representative Wakatsuki. (By request)

2216-76 "A Bill for an Act relating to the disposition of remnants of public lands."

Introduced by: Representative Wakatsuki. (By request)

2217-76 "A Bill for an Act relating to initial appointments."

Introduced by: Representative Wakatsuki. (By request)

2218-76 "A Bill for an Act relating to vacations of public officers and employees."

Introduced by: Representative Wakatsuki. (By request)

2219-76 "A Bill for an Act relating to civil service and exemptions."

Introduced by: Representative Wakatsuki. (By request)

2220-76 "A Bill for an Act relating to the Hawaii Capital Loan Program."

Introduced by: Representative Wakatsuki. (By request)

2221-76 "A Bill for an Act relating to Fishing Vessel Loan Programs."

Introduced by: Representative Wakatsuki. (By request)

2222-76 "A Bill for an Act relating to incentives to encourage homeowners to use solar energy collector and

- storage systems for hot water heating."
- Introduced by: Representative
Wakatsuki. (By request)
- 2223-76 "A Bill for an Act relating
to the Department of Regulatory
Agencies."
- Introduced by: Representative
Wakatsuki. (By request)
- 2224-76 "A Bill for an Act relating
to audited statements of industrial
loan companies issuing investment
certificates or debentures."
- Introduced by: Representative
Wakatsuki. (By request)
- 2225-76 "A Bill for an Act relating
to the Hawaii Motor Vehicle Accident
Reparations Act."
- Introduced by: Representative
Wakatsuki. (By request)
- 2226-76 "A Bill for an Act relating
to the Hawaii Insurance Law."
- Introduced by: Representative
Wakatsuki. (By request)
- 2227-76 "A Bill for an Act relating
to the Motor Carrier Law."
- Introduced by: Representative
Wakatsuki. (By request)
- 2228-76 "A Bill for an Act relating
to the Motor Carrier Law."
- Introduced by: Representative
Wakatsuki. (By request)
- 2229-76 "A Bill for an Act relating
to escrows."
- Introduced by: Representative
Wakatsuki. (By request)
- 2230-76 "A Bill for an Act relating
to fees applicable to practicing psycho-
logists."
- Introduced by: Representative
Wakatsuki. (By request)
- 2231-76 "A Bill for an Act relating
to fees for certain professional and
vocational licenses."
- Introduced by: Representative
Wakatsuki. (By request)
- 2232-76 "A Bill for an Act relating
to State rent supplements."
- Introduced by: Representative
Wakatsuki. (By request)
- 2233-76 "A Bill for an Act relating
to housing for elderly persons."
- Introduced by: Representative
Wakatsuki. (By request)
- 2234-76 "A Bill for an Act relating
to offenses against the person."
- Introduced by: Representative
Wakatsuki. (By request)
- 2235-76 "A Bill for an Act relating
to prison contraband."
- Introduced by: Representative
Wakatsuki. (By request)
- 2236-76 "A Bill for an Act relating
to real property taxes."
- Introduced by: Representative
Wakatsuki. (By request)
- 2237-76 "A Bill for an Act relating
to income tax."
- Introduced by: Representative
Wakatsuki. (By request)
- 2238-76 "A Bill for an Act relating
to harbors, shores, beaches, and
streams."
- Introduced by: Representative
Wakatsuki. (By request)
- 2239-76 "A Bill for an Act relating
to public money and public contracts."
- Introduced by: Representative
Wakatsuki. (By request)
- 2240-76 "A Bill for an Act relating
to bicycles."
- Introduced by: Representative
Wakatsuki. (By request)
- 2241-76 "A Bill for an Act relating
to school buses."
- Introduced by: Representative
Wakatsuki. (By request)
- 2242-76 "A Bill for an Act relating
to driver's license categories."
- Introduced by: Representative
Wakatsuki. (By request)
- 2243-76 "A Bill for an Act relating
to detainment of person found to
be under the influence of intoxicated
liquor."
- Introduced by: Representative
Wakatsuki. (By request)
- 2244-76 "A Bill for an Act amending

- Act 179, Session Laws of Hawaii 1975, relating to a statewide transportation council and a statewide transportation planning program."
- Introduced by: Representative Wakatsuki. (By request)
- 2245-76 "A Bill for an Act relating to vehicle size and weight."
- Introduced by: Representative Wakatsuki. (By request)
- 2246-76 "A Bill for an Act relating to exemption of the Campus Center Special Fund, University of Hawaii."
- Introduced by: Representative Wakatsuki. (By request)
- 2247-76 "A Bill for an Act relating to civil service and exemptions."
- Introduced by: Representative Wakatsuki. (By request)
- 2248-76 "A Bill for an Act establishing a duplicating services revolving fund for the University of Hawaii."
- Introduced by: Representative Wakatsuki. (By request)
- 2249-76 "A Bill for an Act relating to the University of Hawaii."
- Introduced by: Representative Wakatsuki. (By request)
- 2250-76 "A Bill for an Act relating to the University of Hawaii."
- Introduced by: Representative Wakatsuki. (By request)
- 2251-76 "A Bill for an Act relating to the University of Hawaii."
- Introduced by: Representative Wakatsuki. (By request)
- 2252-76 "A Bill for an Act making an appropriation for design and development for a park in the Lahikina area of Punchbowl."
- Introduced by: Representatives Blair, Stanley, Kimura, Lunasco, Naito, Sakima, Suwa and Yamada.
- 2253-76 "A Bill for an Act relating to residential leaseholds."
- Introduced by: Representatives Shito and Cayetano.
- 2254-76 "A Bill for an Act making an appropriation for the establishment and operation of the Committee on Building Codes."
- Introduced by: Representatives Shito and Cayetano.
- 2255-76 "A Bill for an Act relating to acquisition of residential leaseholds."
- Introduced by: Representatives Shito and Cayetano.
- 2256-76 "A Bill for an Act relating to horizontal property regimes."
- Introduced by: Representatives Shito and Cayetano.
- 2257-76 "A Bill for an Act making an appropriation for a girls basketball program in the public high schools."
- Introduced by: Representative Yap.
- 2258-76 "A Bill for an Act relating to industrial loan companies."
- Introduced by: Representative Yap. (By request)
- 2259-76 "A Bill for an Act relating to the unauthorized duplication of keys."
- Introduced by: Representative Yap.
- 2260-76 "A Bill for an Act relating to medical malpractice."
- Introduced by: Representative Yap.
- 2261-76 "A Bill for an Act relating to student loans."
- Introduced by: Representative Yap.
- 2262-76 "A Bill for an Act relating to library services."
- Introduced by: Representative Naito. (By request)
- 2263-76 "A Bill for an Act relating to the status of convicted persons."
- Introduced by: Representative Kawakami. (By request)
- 2264-76 "A Bill for an Act relating to coastal zone management."
- Introduced by: Representatives Kamalii, Ajifu, Carroll, Evans, Fong, Hakoda, Larsen, Lum, Medeiros, Santos and Sutton.
- 2265-76 "A Bill for an Act making

an appropriation to promote export marketing of fresh papaya."

Introduced by: Representatives Larsen, Ajifu, Carroll, Hakoda, Inaba, Kawakami, Lum, Machida, Medeiros, Morioka, Oda, Poepoe, Uechi and Yap.

2266-76 "A Bill for an Act relating to health services in the schools."

Introduced by: Representative Evans.

2267-76 "A Bill for an Act relating to medical malpractice."

Introduced by: Representative Carroll.

2268-76 "A Bill for an Act relating to the continuation of the Statewide School Security Patrol Program."

Introduced by: Representative Medeiros.

INTRODUCTION OF RESOLUTIONS

A resolution (H.R. No. 85) extending congratulations and best wishes to the Moiliili Community Association on the dedication of the new Moiliili Community Center was jointly offered by Representatives Takamura, Akizaki,

Abercrombie, Ajifu, Blair, Cayetano, Clarke, Cobb, Evans, Garcia, Hakoda, Ho, Ikeda, Inaba, Kawakami, Kimura, Kiyabu, Kondo, Kunimura, Larsen, Lee, Lum, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Poepoe, Santos, Segawa, Shito, Stanley, Sutton, Suwa, Takamine, Uechi, Ushijima, Yamada, Yap and Yuen and was read by the Clerk.

On motion by Representative Takamura, seconded by Representative Akizaki and carried, H.R. No. 85 was adopted.

By unanimous consent, the following resolution (H.R. No. 86) was referred to the Committee on Legislative Management and further action was deferred until tomorrow, January 29, 1976:

A resolution (H.R. No. 86) requesting a report on management practices in the Department of Social Services and Housing was jointly offered by Representatives Stanley and Peters.

ADJOURNMENT

At 1:45 o'clock p.m., on motion by Representative Kimura, seconded by Representative Ajifu and carried, the House of Representatives adjourned to 11:30 o'clock a.m. tomorrow, Thursday, January 29, 1976.

SEVENTH DAY

Thursday, January 29, 1976

The House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Robert Allen of Christian Research Hawaii, after which the Roll was called showing all members present with the exception of Representatives Fong, Garcia, Hakoda, Ho and Machida, who were excused.

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

On motion by Representative Kimura, seconded by Representative Ajifu and carried, reading of the Journal was dispensed with and the Journal of the Sixth Day was approved.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 6) transmitting Senate Concurrent Resolution No. 22 extending best wishes to delegates of the Hawaii State Student Conference which was adopted by the Senate on January 28, 1976, was read by the Clerk and was placed on file.

On motion by Representative Kimura, seconded by Representative Ajifu and carried, S.C.R. No. 22 was adopted.

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

Representative Sutton introduced Mr. & Mrs. Gordon Waites from Ontario, Canada, and Mr. & Mrs. Murray Siddell from British Columbia.

Representative Kihano introduced Miles Hayashida who is a good friend of his and a student at West Oahu College.

Representative Ushijima introduced students from the Hawaii Job Corps.

Representative Kunimura introduced Dr. Mark Tajima who is the personal dentist of Representative Peters.

Representative Kunimura went

on to say: "Mr. Speaker, my colleague was suffering for three days with a terrible toothache and he was almost unbearable yesterday; but, Dr. Tajima took care of him last evening and he's smiling again - so he's in good health."

The Chair then stated:

"The Chair still assumes that Mr. Peters has his bite yet!"

ORDER OF THE DAY

COMMITTEE REFERRALS

The following bills (H.B. Nos. 2209-76 to 2268-76) were disposed of as follows:

| | |
|---------|--|
| 2209-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Judiciary |
| 2210-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Environmental Protection |
| 2211-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2212-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2213-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Judiciary |
| 2214-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2215-76 | Committee on Water, Land Use, Development, and Hawaiian Homes |
| 2216-76 | Committee on Water, Land Use, Development, and Hawaiian Homes |
| 2217-76 | Committee on Labor and Public Employment |
| 2218-76 | Committee on Labor and Public Employment |
| 2219-76 | Committee on Labor and |

| | | | |
|---------|---|---------|--|
| | Public Employment | | Use, Development, and Hawaiian Homes, then jointly to the Committees on Environmental Protection and Energy and Transportation |
| 2220-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | | |
| 2221-76 | Committee on Water, Land Use, Development, and Hawaiian Homes | 2239-76 | Committee on Labor and Public Employment, then to the Committee on Finance |
| 2222-76 | Committee on Energy and Transportation, then to the Committee on Finance | 2240-76 | Committee on Judiciary |
| 2223-76 | Committee on Consumer Protection and Commerce | 2241-76 | Committee on Judiciary, then to the Committee on Education |
| 2224-76 | Committee on Consumer Protection and Commerce | 2242-76 | Committee on Energy and Transportation, then to the Committee on Judiciary |
| 2225-76 | Committee on Consumer Protection and Commerce | 2243-76 | Committee on Judiciary |
| 2226-76 | Committee on Consumer Protection and Commerce, then to the Committee on Finance | 2244-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2227-76 | Committee on Consumer Protection and Commerce, then to the Committee on Finance | 2245-76 | Jointly to the Committees on Consumer Protection and Commerce and Judiciary |
| 2228-76 | Committee on Consumer Protection and Commerce | 2246-76 | Committee on Higher Education, then to the Committee on Finance |
| 2229-76 | Committee on Consumer Protection and Commerce | 2247-76 | Committee on Labor and Public Employment |
| 2230-76 | Committee on Consumer Protection and Commerce, then to the Committee on Finance | 2248-76 | Committee on Higher Education, then to the Committee on Finance |
| 2231-76 | Committee on Consumer Protection and Commerce | 2249-76 | Committee on Higher Education, then to the Committee on Judiciary |
| 2232-76 | Committee on Public Assistance and Human Services, then to the Committee on Finance | 2250-76 | Committee on Higher Education |
| 2233-76 | Committee on Public Assistance and Human Services, then jointly to the Committees on Environmental Protection and Energy and Transportation | 2251-76 | Committee on Higher Education, then to the Committee on Labor and Public Employment |
| 2234-76 | Committee on Judiciary | 2252-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2235-76 | Committee on Judiciary | 2253-76 | Committee on Housing |
| 2236-76 | Committee on Finance | 2254-76 | Committee on Housing, then to the Committee on Finance |
| 2237-76 | Committee on Finance | 2255-76 | Committee on Housing |
| 2238-76 | Committee on Water, Land | 2256-76 | Committee on Consumer Protection and Commerce |
| | | 2257-76 | Committee on Education, then to the Committee on Finance |

2258-76 Committee on Consumer Protection and Commerce

H.R. No.

2259-76 Committee on Judiciary

83 Jointly to the Committees on Public Assistance and Human Services and Labor and Public Employment

2260-76 Committee on Consumer Protection and Commerce

2261-76 Committee on Higher Education, then to the Committee on Finance

STANDING COMMITTEE REPORT

2262-76 Committee on Education, then to the Committee on Finance

Representative Akizaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 5-76) informing the House that House Bill Nos. 2209-76 to 2268-76 and House Resolution Nos. 85 and 86 have been printed and distributed.

2263-76 Jointly to the Committees on Consumer Protection and Commerce and Judiciary

On motion by Representative Akizaki, seconded by Representative Kiyabu and carried, the report of the Committee was adopted.

2264-76 Jointly to the Committees on Water, Land Use, Development, and Hawaiian Homes and Environmental Protection

INTRODUCTION OF BILLS

2265-76 Committee on Agriculture, then to the Committee on Finance

On motion by Representative Kimura, seconded by Representative Ajifu and carried, the following bills (H.B. Nos. 2269-76 to 2291-76) passed First Reading by title and were referred to the Committee on Legislative Management:

2266-76 Committee on Education, then to the Committee on Finance

2267-76 Committee on Consumer Protection and Commerce, then to the Committee on Finance

H.B. Nos.

2268-76 Committee on Education, then to the Committee on Finance

2269-76 "A Bill for an Act amending Section 383-61, Hawaii Revised Statutes."

Introduced by: Representatives Takamine, Lee, Lunasco, Machida, Roehrig, Stanley, Suwa and Yamada.

DEFERRED RESOLUTIONS

The following resolution (H.R. No. 86) was disposed of as follows:

| <u>H.R. No.</u> | <u>Referred to:</u> |
|-----------------|---|
| 86 | Jointly to the Committees on Public Assistance and Human Services and Labor and Public Employment |

2270-76 "A Bill for an Act relating to the registration of vacant positions in employment."

Introduced by: Representatives Takamine, Inaba, Lee, Lunasco, Machida, Mizuguchi, Naito, Roehrig, Segawa, Stanley, Suwa and Yamada.

COMMITTEE REASSIGNMENT

The following were re-referred as follows:

| <u>H.B. No.</u> | <u>Re-referred to:</u> |
|-----------------|---|
| 2201-76 | Jointly to the Committees on Public Assistance and Human Services and Labor and Public Employment, then to the Committee on Finance |

2271-76 "A Bill for an Act relating to prepaid health care."

Introduced by: Representatives Takamine, Lee, Lunasco, Machida, Mizuguchi, Naito, Roehrig, Stanley, Suwa and Yamada.

2272-76 "A Bill for an Act relating to workmen's compensation."

Introduced by: Representatives Takamine, Lee, Lunasco, Machida, Mizuguchi, Roehrig, Stanley, Suwa and Yamada.

2273-76 "A Bill for an Act relating to the Wage and Hour Law."

Introduced by: Representatives Takamine, Lee, Lunasco, Machida, Naito, Roehrig, Stanley, Suwa and Yamada.

2274-76 "A Bill for an Act relating to employer payment for health, welfare, pension fund or vacation plans."

Introduced by: Representatives Takamine, Lee, Lunasco, Machida, Naito, Roehrig, Stanley, Suwa and Yamada.

2275-76 "A Bill for an Act relating to death benefits under the Workers' Compensation Law."

Introduced by: Representatives Takamine, Lee, Lunasco, Machida, Roehrig, Stanley, Suwa and Yamada.

2276-76 "A Bill for an Act relating to occupational safety and health."

Introduced by: Representatives Takamine, Lee, Lunasco, Machida, Mizuguchi, Roehrig, Stanley, Suwa and Yamada.

2277-76 "A Bill for an Act making an appropriation for the University of Hawaii at Hilo sports programs."

Introduced by: Representatives Segawa, Roehrig, Abercrombie, Akizaki, Blair, Cayetano, Cobb, Ho, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kunimura, Lee, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Sakima, Shito, Suwa, Takamine, Takamura, Uechi, Ushijima, Yamada, Yap and Yuen.

2278-76 "A Bill for an Act relating to mental health."

Introduced by: Representatives Segawa, Mizuguchi, Abercrombie, Akizaki, Blair, Cayetano, Ho, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lee, Lunasco, Machida, Morioka, Naito, Oda, Sakima, Shito, Stanley, Suwa, Takamine, Takamura, Uechi, Ushijima, Yamada, Yap and Yuen.

2279-76 "A Bill for an Act relating to the Hawaii Motor Vehicle Accident Reparations Act."

Introduced by: Representative Yamada.

2280-76 "A Bill for an Act relating to the Hawaii Motor Vehicle Accident Reparations Act."

Introduced by: Representative Yamada.

2281-76 "A Bill for an Act making an appropriation to provide a grant-in-aid to Wahiawa General Hospital, Oahu."

Introduced by: Representatives Lunasco and Oda.

2282-76 "A Bill for an Act making an appropriation to provide a grant-in-aid to Kahuku Hospital, Oahu."

Introduced by: Representatives Lunasco and Oda.

2283-76 "A Bill for an Act relating to public employees."

Introduced by: Representative Naito.

2284-76 "A Bill for an Act relating to offenses against public order."

Introduced by: Representative Naito.

2285-76 "A Bill for an Act relating to inheritance taxation."

Introduced by: Representative Naito.

2286-76 "A Bill for an Act relating to an office of volunteer services."

Introduced by: Representative Kondo.

2287-76 "A Bill for an Act making an appropriation for plans and construction of an Olympic size swimming pool at McKinley High School, Oahu."

Introduced by: Representatives Akizaki and Takamura.

2288-76 "A Bill for an Act drainage improvements, Bingham Street area, Oahu, Hawaii."

Introduced by: Representatives Akizaki and Takamura.

2289-76 "A Bill for an Act making an appropriation for a grant-in-aid for Kapiolani Hospital, Oahu."

Introduced by: Representatives Akizaki and Takamura.

2290-76 "A Bill for an Act relating to scrap dealers."

Introduced by: Representative Garcia.

2291-76 "A Bill for an Act relating to land readjustment."

Introduced by: Representatives Shito, Akizaki, Cayetano, Kihano, Kiyabu, Kondo, Kunimura, Mizuguchi and Morioka.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 87 and 88) were referred to the Committee on Legislative Management and further action was deferred until Friday, January 30, 1976:

A resolution (H.R. No. 87) requesting a review of the impact of medicare and medicaid cutbacks was jointly offered by Representatives Segawa, Stanley, Abercrombie, Akizaki, Blair, Cayetano, Ho, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Roehrig, Sakima, Shito, Suwa, Takamine, Takamura, Uechi, Ushijima, Yamada, Yap and Yuen.

A resolution (H.R. No. 88) requesting a review and determination of the effectiveness of the State in procuring and using federal funds for health programs was jointly offered by Representatives Segawa, Stanley, Abercrombie, Akizaki, Blair, Cayetano, Ho, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lee, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Roehrig, Sakima, Shito, Suwa, Takamine, Takamura, Uechi,

Ushijima, Yamada, Yap and Yuen.

At this time, Representative Sutton, on a point of order, stated:

"Mr. Speaker, when we have these various 'announcements', the meetings of the committees, sometimes we do not always have adequate notice ahead of time and subsequently it becomes a public notice and rather than having to take off the tapes, could we have the House Journal record these various announcements?"

The Chair then replied:

"As the announcements are made, it's being recorded."

Representative Kunimura, on a point of information, asked:

"Is it really 11:40 at this time?"

The Chair remarked:

"Your eyes have 20-20 vision."

Representative Kunimura then said:

"Then, am I to believe that we are going to have lunch on time today?"

The Chair replied:

"That is correct."

ADJOURNMENT

At 11:40 o'clock a.m., on motion by Representative Kimura, seconded by Representative Ajifu and carried, the House of Representatives adjourned until 11:30 o'clock a.m. on Friday, January 30, 1976.

EIGHTH DAY

Friday, January 30, 1976

The House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by The Reverend Henry E. McCloskey of Star of the Sea Church, after which the Roll was called showing all members present with the exception of Representatives Abercrombie, Garcia, Hakoda, Roehrig and Yap, who were excused.

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

On motion by Representative Kimura, seconded by Representative Ajifu and carried, reading of the Journal was dispensed with and the Journal of the Seventh Day was approved.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 7) transmitting Senate Concurrent Resolution No. 23, congratulating the National Association of Conservation Districts on the occasion of its thirtieth Annual Convention, which was adopted by the Senate on January 29, 1976, was read by the Clerk and was placed on file.

On motion by Representative Kimura, seconded by Representative Ajifu and carried, S.C.R. No. 23 was adopted.

At this time, the Chair directed the Clerk to note the presence of Representatives Abercrombie and Yap.

Representative Kimura then introduced to the members of the House a former member of the House of Representatives, Mr. Peter Iha and his wife, Janet, and two guests from Tokyo, Japan, Mr. and Mrs. Ryusuke Tanaka.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following bills (H.B. Nos. 2269-76 to 2291-76) were disposed of as follows:

| <u>H.B. Nos.</u> | <u>Referred to:</u> |
|------------------|---|
| 2269-76 | Committee on Labor and Public Employment |
| 2270-76 | Committee on Labor and Public Employment |
| 2271-76 | Jointly to the Committees on Labor and Public Employment and Health |
| 2272-76 | Committee on Labor and Public Employment |
| 2273-76 | Committee on Labor and Public Employment |
| 2274-76 | Committee on Labor and Public Employment |
| 2275-76 | Committee on Labor and Public Employment |
| 2276-76 | Committee on Labor and Public Employment |
| 2277-76 | Committee on Higher Education, then to the Committee on Finance |
| 2278-76 | Committee on Health, then to the Committee on Youth and Elderly Affairs |
| 2279-76 | Committee on Consumer Protection and Commerce |
| 2280-76 | Committee on Consumer Protection and Commerce |
| 2281-76 | Committee on Health, then to the Committee on Finance |
| 2282-76 | Committee on Health, then to the Committee on Finance |
| 2283-76 | Committee on Labor and Public Employment |
| 2284-76 | Committee on Judiciary |
| 2285-76 | Committee on Finance |

2286-76 Committee on Youth and Elderly Affairs, then to the Committee on Finance

Akizaki, seconded by Representative Kiyabu and carried, the report of the Committee was adopted.

2287-76 Committee on Education, then to the Committee on Finance

INTRODUCTION OF BILLS

2288-76 Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance

On motion by Representative Kimura, seconded by Representative Ajifu and carried, the following bills (H.B. Nos. 2292-76 to 2307-76) passed First Reading by title and were referred to the Committee on Legislative Management:

2289-76 Committee on Health, then to the Committee on Finance

House Bill Nos.

2290-76 Committee on Consumer Protection and Commerce

2292-76 "A Bill for an Act making an appropriation for a park in Manana-Uka Valley (Waimano Gulch) between Pacific Palisades and Pearl City."

2291-76 Jointly to the Committees on Water, Land Use, Development, and Hawaiian Homes and Housing, then to the Committee on Finance

Introduced by: Representatives Mizuguchi, Akizaki, Cayetano, Kawakami, Kiyabu and Suwa.

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 87 and 88) were disposed of as follows:

| <u>H.R. Nos.</u> | <u>Referred to:</u> |
|------------------|--|
| 87 | Jointly to the Committees on Health and Public Assistance and Human Services |
| 88 | Jointly to the Committees on Health and Public Assistance and Human Services |

2293-76 "A Bill for an Act making an appropriation for the English Department of the University of Hawaii, Manoa."

Introduced by: Representative Abercrombie.

2294-76 "A Bill for an Act relating to taxpayer's actions."

Introduced by: Representative Abercrombie.

2295-76 "A Bill for an Act making an appropriation for a land survey in the Anahola area of Kauai to determine land ownership boundaries."

Introduced by: Representatives Kawakami, Akizaki, Blair, Inaba, Kihano, Kiyabu, Kondo, Kunimura, Peters, Shito, Sutton, Suwa, Ushijima and Yamada.

2296-76 "A Bill for an Act relating to the Land Use Commission."

Introduced by: Representative Kawakami. (By request)

2297-76 "A Bill for an Act relating to standards of conduct, including disclosure of financial interests by legislators, State employees, and candidates for elective State office."

Introduced by: Representative Wakatsuki. (By request)

COMMITTEE REASSIGNMENTS

The following bills were re-referred as follows:

| <u>H.B. Nos.</u> | <u>Re-referred to:</u> |
|------------------|--|
| 2232-76 | Committee on Housing, then to the Committee on Finance |
| 2233-76 | Committee on Housing |

2298-76 "A Bill for an Act making

STANDING COMMITTEE REPORT

Representative Akizaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 6-76) informing the House that House Bill Nos. 2269-76 to 2291-76, and House Resolution Nos. 87 and 88, have been printed and distributed.

On motion by Representative

an appropriation for the extension of the demonstration elderly day care facility at Wilcox Memorial Hospital, Kauai."

Introduced by: Representatives Kunimura, Kawakami, Takamura and Yamada.

2299-76 "A Bill for an Act relating to mechanic's and materialman's liens."

Introduced by: Representative Kawakami. (By request)

2300-76 "A Bill for an Act relating to public assistance."

Introduced by: Representatives Stanley and Naito.

2301-76 "A Bill for an Act relating to the Land Use Commission."

Introduced by: Representatives Stanley and Blair.

2302-76 "A Bill for an Act relating to public assistance."

Introduced by: Representative Stanley.

2303-76 "A Bill for an Act relating to a Constitutional Convention."

Introduced by: Representatives Poepoe and Medeiros.

2304-76 "A Bill for an Act making an appropriation for State Capitol tours."

Introduced by: Representative Evans.

2305-76 "A Bill for an Act proposing an amendment to Article V, Section 3, of the Hawaii Constitution, to change the qualifications for appointment as justice and judge."

Introduced by: Representative Amaral.

2306-76 "A Bill for an Act relating to the citizens committee on crime prevention."

Introduced by: Representatives Kamalii, Abercrombie, Ajifu, Amaral, Carroll, Clarke, Cobb, Evans, Ikeda, Kihano, Kimura, Kunimura, Larsen, Lunasco, Medeiros, Mizuguchi, Morioka, Naito, Oda, Peters, Poepoe, Santos, Yap and Wakatsuki.

2307-76 "A Bill for an Act relating to the Ad Hoc Joint Legislative Crime Commission."

Introduced by: Representatives Kamalii, Abercrombie, Ajifu, Amaral, Carroll, Clarke, Cobb, Evans, Ikeda, Kihano, Kimura, Kunimura, Larsen, Lunasco, Medeiros, Mizuguchi, Morioka, Naito, Oda, Peters, Poepoe, Santos, Ushijima, Yap and Wakatsuki.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 89 to 93) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 89) congratulating McKinley High School student Lana Y. P. Choy and Waialua High School student Darolyn H. Lendio for their selection as the Hawaii representatives in the 1976 U.S. Senate Youth Program was jointly offered by Representatives Stanley, Lunasco, Blair and Oda.

On motion by Representative Stanley, seconded by Representative Lunasco and carried, H.R. No. 89 was adopted.

At this time, Representative Stanley introduced to the members of the House Ms. Lana Choy and Ms. Darolyn Lendio.

Prior to presenting a lei to the honoree, Representative Blair rose and asked:

"Mr. Speaker, before I present the lei, in light of my experience last session, I would like to ask my colleague from the 14th district if there are any rules that I should be forewarned of similar to those of the Narcissus Queen festival when I was set up by the Chairman of the Education Committee."

Representative Stanley replied:

"Mr. Speaker, Mr. Blair will do an excellent job."

Representatives Blair and Oda then presented carnation leis to the honorees and Representative Stanley presented the honorees with a certified copy of House Resolution No. 89.

Representative Lunasco then introduced to the members of the House, Mr. and Mrs. Wallace A.H. Choy, parents of Lana; and Mrs. Pedro O. Lendio, mother of Darolyn, and a cousin,

Domingo Redira.

Representative Kunimura then rose on a point of information and asked whether or not Representative Blair would yield to a question, to which Representative Blair replied in the affirmative.

Representative Kunimura then asked:

"I would like to ask -- with such a powerful suction, I wonder if he brushed his teeth this morning or not."

Representative Blair replied:

"Mr. Speaker, we had a very late Higher Education Committee hearing which was extended somewhat by the questioning of the Kauai delegation, and this morning, I had a 7:30 O&PL hearing and so I came to work this morning in very untidy condition but made it a point to adjourn just before session to both shave and brush my teeth."

Representative Abercrombie then rose on a point of personal privilege, stating:

"Mr. Speaker, I would like to know whether or not it is required possibly to brush your teeth but whether or not you have to shave before you can attend the session."

The Chair responded:

"There is no edict that we all shave but we certainly would like to see Representative Abercrombie shave."

A resolution (H.R. No. 90) honoring Mrs. Shimeji Kanazawa, retiring Chairman of the State Commission on Aging, for dedicated service to the State Commission on Aging and the community was jointly offered by Representatives Takamura, Akizaki, Blair, Cayetano, Clarke, Cobb, Evans, Fong, Ho, Inaba, Kamalii, Kawakami, Kiyabu, Kondo, Kunimura, Lee, Lunasco, Medeiros, Mizuguchi, Morioka, Oda, Poepoe, Sakima, Santos, Segawa, Shito, Suwa, Uechi and Ushijima.

On motion by Representative Takamura, seconded by Representative Kunimura and carried, H.R. No. 90 was adopted.

At this time, Representative Takamura introduced to the members of the House a group of senior citizens from the community, as well as members of the Commission on Aging, who were seated in the gallery; Mr. Kinji Kanazawa, husband of Mrs. Kanazawa; and the honoree, Mrs. Shimeji Kanazawa.

Representative Kunimura then presented Mrs. Kanazawa with a carnation lei and a certified copy of House Resolution No. 90.

Also present to honor Mrs. Shimeji Kanazawa were the Puuwai Opio (young at heart) Serenaders, led by Mrs. Garner.

At 11:50 o'clock a.m., on request by Representative Takamura, the Chair declared a recess, subject to the call of the Chair, for the purpose of having the Puuwai Opio Serenaders entertain Mrs. Shimeji Kanazawa and the members of the House and audience.

The House of Representatives reconvened at 11:57 o'clock a.m.

A resolution (H.R. No. 91) welcoming the Stanford basketball team was offered by Representative Sutton.

On motion by Representative Sutton, seconded by Representative Ushijima and carried, H.R. No. 91 was adopted.

Representative Sutton then introduced the Stanford basketball team, stating:

"Mr. Speaker, we have with us today a new type of personae. I played with Stanford years ago and I am 6 feet. I look up to these fellows -- they're a whole 7 or 8 inches taller. I am going to ask them all to stand."

Representative Sutton then introduced the Athletic Director of Stanford, Mr. Joe Ruetz, and Mrs. Ruetz who was seated in the gallery; and Mr. Dick DiBiasco, coach of the Stanford basketball team.

The Chair appointed Representatives Ikeda, Evans, Stanley, Naito, Poepoe and Ushijima to escort Mr. DiBiasco to the rostrum.

The Chair then presented Mr. DiBiasco to the members, stating:

"Ladies and gentlemen, it is my distinct privilege and honor to present to you Coach DiBiasco."

Mr. Dick DiBiaso then addressed the members of the House, stating:

"Thank you, Mr. Speaker. Without question, it is a tremendous honor and pleasure to address the House of Representatives. I only wish I could be as humorous as some of the distinguished Representatives and say something funny but I feel a little nervous now, just as I am sure the team feels nervous before the games. But on behalf of Stanford University and the Stanford Athletic Department basketball team, I would like to thank you and the University of Hawaii for inviting us here.

If I might paraphrase an anonymous philosopher in that I look around and see beautiful flowers and know that the world is filled with trouble at times but in a world that is filled with the flowers that we see here, and the true flowers of life and love are found in the flower of the people of the State of Hawaii, and we would like to thank you for letting us walk through your garden.

Thank you very much."

Leis were then presented to the honorees by Representatives Kamalii, Santos, Evans and Ikeda.

At 12:05 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:07 o'clock p.m.

A resolution (H.R. No. 92) congratulating Hawaii Junior Miss Pageant winners was jointly offered by Representatives Ajifu, Amaral, Clarke, Evans, Fong, Ho, Ikeda, Inaba, Kamalii, Kawakami, Lum, Medeiros, Morioka, Oda, Peters, Poepoe, Santos, Segawa, Shito, Sutton, Suwa, Takamine and Yuen.

On motion by Representative Ajifu, seconded by Representative Medeiros and carried, H.R. No. 92 was adopted.

A resolution (H.R. No. 93) extending congratulations to the Oahu Interscholastic Association champions of 1975: the Waianae

High School Seariders was jointly offered by Representatives Peters, Ho, Akizaki, Carroll, Clarke, Evans, Garcia, Hakoda, Ikeda, Inaba, Kihano, Kimura, Kunimura, Lee, Lum, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Naito, Oda, Sakima, Segawa, Shito, Suwa, Takamine, Takamura, Uechi and Yuen.

On motion by Representative Peters, seconded by Representative Ho and carried, H.R. No. 93 was adopted.

By unanimous consent, the following resolutions (H.R. Nos. 94 and 95) and concurrent resolutions (H.C.R. Nos. 8 and 9) were referred to the Committee on Legislative Management and further action was deferred until Monday, February 2, 1976:

A resolution (H.R. No. 94) relating to an unemployment insurance loan program was jointly offered by Representatives Kihano, Ajifu, Akizaki, Amaral, Blair, Cayetano, Ikeda, Inaba, Kamalii, Kimura, Kiyabu, Kunimura, Lee, Lum, Lunasco, Medeiros, Mizuguchi, Naito, Oda, Peters, Sakima, Santos, Segawa, Shito, Stanley, Takamura, Ushijima, Yamada, Yap and Yuen.

A resolution (H.R. No. 95) requesting the provision of simple and easily understood notices of rights, duties, and benefits by mail and publication to all foreign-born persons was jointly offered by Representatives Kawakami, Akizaki, Blair, Inaba, Kihano, Kiyabu, Kondo, Kunimura, Shito, Suwa, Ushijima and Yamada.

A concurrent resolution (H.C.R. No. 8) relating to acquisition of St. Francis School and Convent property by University of Hawaii was offered by Representative Abercrombie.

A concurrent resolution (H.C.R. No. 9) relating to a Constitutional Convention was jointly offered by Representatives Poepoe and Medeiros.

ADJOURNMENT

At 12:10 o'clock p.m., on motion by Representative Kimura, seconded by Representative Ajifu and carried, the House of Representatives adjourned to 11:30 o'clock a.m. on Monday, February 2, 1976.

NINTH DAY

Monday, February 2, 1976

The House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Henry S. Wong of United Church of Christ, after which the Roll was called showing all members present with the exception of Representatives Garcia, Hakoda, and Roehrig, who were excused.

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

On motion by Representative Kimura, seconded by Representative Ajifu and carried, reading of the Journal was dispensed with and the Journal of the Eighth Day was approved.

At this time, Representative Kimura introduced "a very distinguished visitor from the State of Louisiana, State Representative Richard S. Thompson, who represents the Parish of Grant and portions of LaSalle and Rapides in the Louisiana State House."

The Chair then appointed Representatives Kimura, Stanley, Naito and Kamalii to escort the Honorable Richard S. Thompson to the rostrum.

Representative Thompson then stated:

"Thank you very much. This is most unusual. We came over with an ACD convention from the other 49 states looking at your beautiful country.

I was over here ten years ago when you were in the other building. I think you have a much improved building to meet in. I have enjoyed the individual office spaces of which we do not have. We have about three times as many as you all. We have 105 in the House and 39 in the Senate. So, I want to extend greetings to you all from our Speaker and from the House and Senate back in Louisiana, and to tell you that it's wonderful to visit and have the hospitality that we have here.

Noticing your agenda and discussing with some of the members of the

House, we have the same problems. I understand facing you all is possibly a constitutional convention. We've just gone through this. We had 44 members of the House - one from each of the five districts - plus the rest - the other 39 - appointed by the Governor. And, we came up with a new constitution - it took 13 months to develop. It was put to the vote of the people and was adopted and went into effect January 1st of this year. So we are operating under a new constitution.

We've been meeting in May, but will now start meeting in March. We meet 60 days in an 85-day period, which gives us 15 days or 25 days, whichever way you want to look at it, that we can have to go back and converse with our constituents to feel their feelings about bills. So what we generally do is get all the bills introduced, then go back home for about two weeks, and then committee meetings for ten days, then that takes up our 60 days. We do not count committee meetings as days. What a day is which either house convenes is considered a day of the 60-day session.

I'm just happy to be here - all these flowers. And, for the ladies' benefit, we only have one in our House, so I think it's much more pleasant to see as many ladies here and all of the flowers. Somebody asked me, says: 'Do you have a majority and a minority party?' And, I said, 'Well, I don't know what you call it, we've got 101 Democrats and 4 Republicans in the House.'

And the elections which you all, I understand, are facing this fall - I have just been reelected last November, so we had our elections in November and December. The Governor, the Senate and the House all are four-year terms elected all at the same time. So we either all go out or all come back in or a mixed up variety of it. We've just been elected for another four years.

I would like to extend an invitation to any of you all to come to Louisiana. We'd like to have you down there during the sessions of the legislature. I personally would like to have any of you that would like to come visit. My area is 44 x 84 miles - completely agriculture. I'm a farmer completely. That's my entire business.

I personally would like to have each and everyone of you come or any of you come.

Thank you very much, Mr. Speaker."

The Chair then stated:

"On behalf of the House, the Chair extends warm greetings. We want you to take back to your Speaker, Speaker Bubber Henry, our personal best wishes."

The following introductions were then made to the members of the House:

Representative Sutton introduced Mr. & Mrs. Leroy Elmore from Lubbock, Texas.

Representative Medeiros introduced 80 4th and 5th grade students from St. John Vianney Elementary Catholic School. They were accompanied by Sister Marie Jane, Mrs. Toni Blocker, Ms. Marie Martins, Sister Patricia, Mrs. Bob Schulte, Kathy Hiraguchi, Mrs. Abe and Mrs. Bronson.

Representative Cobb introduced Chris Pedoe and Craig Chun who are seniors at Iolani and are here for a week observing the legislative process.

Representative Blair introduced Paul Naito and his nephew, Kenneth Kuniyoshi.

Representative Fong introduced 27 5th grade students from Punahou who were accompanied by their teacher, Mr. Eldredge.

Representative Kunimura, on a point of information, asked:

"You all gonna call a short recess so we can all meet Representative Dick Thompson?"

The Chair replied:

"The Chair will call a short recess in due time."

At this time, Representative Fong introduced the Narcissus Queen, Coralie S. L. Chun, and the members of her court as follows: Caroline Wang, 1st Princess; Sandra Mew, 3rd Princess; and Lisa Chock, 4th Princess. They were accompanied by Mr. Anthony Ching, General Chairman of the Narcissus Festival and president-elect of the Chinese Chamber of Commerce.

The Chair appointed Representatives Yap, Yuen, Blair and Fong to accompany Queen Coralie Chun to the rostrum.

Queen Coralie then presented the Speaker with a Narcissus plant and stated:

"Good morning everyone. I'd like to take this time to extend a sincere Aloha and Mahalo for letting us be here with you today. On behalf of the entire Chinese community, I would like to extend a Kung Hee Fat Choy. Thank you."

The Chair then stated:

"On behalf of the members of the House, the Chair would like to extend to the Queen and her court best wishes. We certainly appreciate the Narcissus flower and the programs there for review by the members. I want to remind Representative Yap that I don't think he's too old to escort some lovely ladies to the rostrum."

At 11:48 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:51 o'clock a.m.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following bills (H.B. Nos. 2292-76 to 2307-76) were disposed of as follows:

| <u>H.B. Nos.</u> | <u>Referred to:</u> |
|------------------|---|
| 2292-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2293-76 | Committee on Higher Education, then to the Committee on Finance |
| 2294-76 | Committee on Judiciary, then to the Committee on Finance |
| 2295-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2296-76 | Committee on Water, Land Use, Development, and Hawaiian Homes |
| 2297-76 | Committee on Judiciary, then to the Committee on Labor and |

- Public Employment
- 2298-76 Committee on Health, then to the Committee on Finance
- 2299-76 Committee on Consumer Protection and Commerce
- 2300-76 Committee on Public Assistance and Human Services
- 2301-76 Committee on Water, Land Use, Development, and Hawaiian Homes
- 2302-76 Committee on Public Assistance and Human Services
- 2303-76 Committee on Judiciary, then to the Committee on Finance
- 2304-76 Committee on Tourism, then to the Committee on Finance
- 2305-76 Committee on Judiciary
- 2306-76 Committee on Judiciary, then to the Committee on Finance
- 2307-76 Committee on Judiciary, then to the Committee on Finance

Rep. No. 7-76) informing the House that House Bill Nos. 2292-76 to 2307-76, House Resolution Nos. 89 to 95, House Concurrent Resolution Nos. 8 and 9 and Special Committee Report No. 7, have been printed and distributed.

On motion by Representative Akizaki, seconded by Representative Kiyabu and carried, the report of the Committee was adopted.

SPECIAL COMMITTEE REPORT

Representatives Takamura and Roehrig, for the Interim Committee appointed pursuant to H.R. No. 179 adopted by the Regular Session of 1975 and directed to review the proposed Juvenile Justice Master Plan, presented a report (Spec. Com. Rep. No. 7) which was received and placed on file.

INTRODUCTION OF BILLS

On motion by Representative Kimura, seconded by Representative Ajifu and carried, the following bills (H.B. Nos. 2308-76 to 2325-76) passed First Reading by title and were referred to the Committee on Legislative Management:

H.B. Nos.

2308-76 "A Bill for an Act relating to teachers."

Introduced by: Representatives Yuen, Abercrombie, Evans, Ho, Inaba, Kawakami, Machida, Medeiros, Oda and Takamura.

2309-76 "A Bill for an Act relating to education."

Introduced by: Representatives Yuen, Abercrombie, Evans, Ho, Inaba, Kawakami, Machida, Medeiros, Oda and Takamura.

2310-76 "A Bill for an act relating to libraries."

Introduced by: Representatives Yuen, Abercrombie, Evans, Ho, Inaba, Kawakami, Machida, Medeiros, Oda and Takamura.

2311-76 "A Bill for an Act relating to learning disabled students."

Introduced by: Representatives Yuen, Abercrombie, Evans, Ho, Inaba, Kawakami, Machida, Medeiros,

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 94 and 95) and concurrent resolutions (H.C.R. Nos. 8 and 9) were disposed of as follows:

- | <u>H.R. Nos.</u> | <u>Referred to:</u> |
|------------------|---|
| 94 | Committee on Labor and Public Employment, then to the Committee on Legislative Management |
| 95 | Committee on Finance |

- | <u>H.C.R. Nos.</u> | <u>Referred to:</u> |
|--------------------|---|
| 8 | Committee on Higher Education, then to the Committee on Finance |
| 9 | Committee on Judiciary |

STANDING COMMITTEE REPORT

Representative Akizaki, for the Committee on Legislative Management, presented a report (Stand. Com.

Oda and Takamura.

- 2312-76 "A Bill for an Act making an appropriation for the planning and construction of correctional facilities in conformance with the Hawaii Correctional Master Plan and providing for the issuance of bonds."

Introduced by: Representative Wakatsuki. (By request)

- 2313-76 "A Bill for an Act making an appropriation for the hiring of reading teachers in the public schools."

Introduced by: Representative Abercrombie.

- 2314-76 "A Bill for an Act making an appropriation for Kula Elementary School, Maui."

Introduced by: Representatives Amaral and Machida.

- 2315-76 "A Bill for an Act relating to aerosol sprays."

Introduced by: Representative Stanley.

- 2316-76 "A Bill for an Act relating to a statewide inter-island ferry system."

Introduced by: Representatives Cayetano, Blair, Clarke, Ho, Kiyabu, Lee, Machida, Naito, Peters, Sakima, Santos, Segawa, Shito, Takamura and Yuen.

- 2317-76 "A Bill for an Act relating to the Hawaii Insurance Law."

Introduced by: Representatives Cayetano, Akizaki, Blair, Clarke, Evans, Fong, Ho, Kiyabu, Kondo, Lee, Machida, Medeiros, Mizuguchi, Morioka, Naito, Sakima, Santos, Segawa, Shito, Suwa, Takamura and Yap.

- 2318-76 "A Bill for an Act making an appropriation for a regional park, Leeward, Oahu."

Introduced by: Representatives Cayetano, Akizaki, Blair, Carroll, Clarke, Evans, Fong, Ho, Kiyabu, Lee, Machida, Medeiros, Mizuguchi, Morioka, Naito, Peters, Sakima, Santos, Segawa, Shito, Suwa, Takamura, Yap and Yuen.

- 2319-76 "A Bill for an Act relating to high-voltage power transmission lines."

Introduced by: Representatives Naito, Kiyabu and Morioka.

- 2320-76 "A Bill for an Act relating to vehicles left unattended on private property."

Introduced by: Representative Takamura.

- 2321-76 "A Bill for an Act proposing an amendment to Article III, Section 11, of the Hawaii Constitution, to change the length of legislative sessions."

Introduced by: Representatives Ho, Abercrombie, Blair, Cayetano, Cobb, Lee, Medeiros, Naito, Oda and Takamura.

- 2322-76 "A Bill for an Act proposing an amendment to Article II of the Hawaii Constitution to limit the term of office of elective State officials."

Introduced by: Representatives Ho, Abercrombie, Blair, Cayetano, Cobb, Lum, Naito and Takamura.

- 2323-76 "A Bill for an Act relating to the preparation of the budget."

Introduced by: Representatives Ho, Abercrombie, Blair, Cobb, Lum, Naito and Oda.

- 2324-76 "A Bill for an Act relating to the dedication of lands for residential purposes."

Introduced by: Representatives Carroll and Kamalii.

- 2325-76 "A Bill for an Act relating to liens."

Introduced by: Representatives Sutton, Carroll, Fong, Medeiros and Yamada.

INTRODUCTION OF RESOLUTIONS

A resolution (H.R. No. 96) congratulating the winners of the Hawaii Association of Conservation Districts' Environmental Awards Program was jointly offered by Representatives Ajifu, Abercrombie, Amaral, Carroll, Cayetano, Clarke, Cobb, Evans, Fong, Ho, Ikeda, Kamalii, Kawakami, Kimura, Kunimura, Larsen, Lum, Medeiros, Mizuguchi, Morioka, Oda, Poepoe, Stanley, Sutton, Takamura, Yamada and Yap, and was read by the Clerk.

On motion by Representative Ajifu, seconded by Representative Sutton

and carried, H.R. No. 96 was adopted.

By unanimous consent, the following resolutions (H.R. Nos. 97 and 98) were referred to the Committee on Legislative Management and further action was deferred until Tuesday, February 3, 1976:

A resolution (H.R. No. 97) requesting a study of the possible implementation of a State Poison Center was jointly offered by Representatives Segawa, Ajifu, Akizaki, Blair, Ho, Inaba, Kiyabu, Kondo, Lee, Lunasco, Machida, Mizuguchi, Morioka, Suwa, Takamura, Uechi and Yamada.

A resolution (H.R. No. 98) requesting the Department of Education to provide alternative means of education was jointly offered by Representatives Blair and Yuen.

ADJOURNMENT

At 11:55 o'clock a.m., on motion by Representative Kimura, seconded by Representative Ajifu and carried, the House of Representatives adjourned until 11:30 o'clock a.m. on Tuesday, February 3, 1976.

TENTH DAY

Tuesday, February 3, 1976

The House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by The Reverend Dr. Paul Moore Wheeler of Saint Clement's Episcopal Church, after which the Roll was called showing all members present with the exception of Representatives Abercrombie, Blair, Kondo and Takamura, who were excused.

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

On motion by Representative Kimura, seconded by Representative Ajifu and carried, reading of the Journal was dispensed with and the Journal of the Ninth Day was approved.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 59 to 62) were read by the Clerk and were disposed of as follows:

A message from the Governor (Gov. Msg. No. 59) transmitting copies of a progress report on the Hawaii Fisheries New Vessel Construction Loan Program - January 1, 1975 through December 31, 1975, which was prepared by the Department of Land and Natural Resources pursuant to Section 189-26, Hawaii Revised Statutes, was placed on file.

A message from the Governor (Gov. Msg. No. 60) transmitting copies of the final report and summary of the study of the Assignment of Responsibilities and Funding of Transportation in Hawaii conducted by the consulting firm of Arthur Young and Company, was placed on file.

A message from the Governor (Gov. Msg. No. 61) transmitting copies of the Kakaako Urban Design Demonstration Study prepared through the State Department of Planning and Economic Development, was placed on file.

A message from the Governor (Gov. Msg. No. 62) transmitting copies of the Annual Report of the Department of Transportation for the fiscal year ending June 30, 1975, was placed on file.

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

Representative Carroll introduced three gentlemen from the United States Air Force: Colonel Alt Derinney from Eddy, Texas, who was a companion in flight school; Colonel Lou Harrington from Southern Pines, North Carolina; and Major Fran Morse from Moldenville, Oklahoma.

Representative Lunasco introduced 110 sixth grade students and their teachers, Ms. Grace Sabateo, Mr. Michael Billings, Ms. Clara Barros, Ms. Rene Hamai and Ms. Brenda Teranishi. Also accompanying the students were parents: Mrs. Carol Ganter, Mrs. Patricia Saboda, Mrs. Lillian Panalo, Mrs. Lena Smith and Mrs. Theresa Ortinez.

Representative Cobb introduced a student intern from Kalani High School, Ms. Maureen Coon.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following bills (H.B. Nos. 2308-76 to 2325-76) were disposed of as follows:

| <u>H.B. Nos.</u> | <u>Referred to:</u> |
|------------------|--|
| 2308-76 | Committee on Education |
| 2309-76 | Committee on Education, then to the Committee on Finance |
| 2310-76 | Committee on Education, then to the Committee on Finance |
| 2311-76 | Committee on Education, then to the Committee on Finance |
| 2312-76 | Committee on Judiciary, then to the Committee on Finance |
| 2313-76 | Committee on Education, |

| | | <u>H.B. Nos.</u> | <u>Re-referred to:</u> |
|---------|---|------------------|--|
| | then to the Committee on Finance | | |
| 2314-76 | Committee on Education, then to the Committee on Finance | 2025-76 | Committee on Youth and Elderly Affairs, then to the Committee on Judiciary, then to the Committee on Finance |
| 2315-76 | Jointly to the Committees on Environmental Protection and Health, then to the Committee on Consumer Protection and Commerce | 2028-76 | Committee on Judiciary, then to the Committee on Finance |
| | | 2035-76 | Committee on Consumer Protection and Commerce, then to the Committee on Finance |
| 2316-76 | Committee on Energy and Transportation, then to the Committee on Finance | 2036-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2317-76 | Committee on Consumer Protection and Commerce | | |
| | | 2061-76 | Committee on Energy and Transportation, then to the Committee on Judiciary, then to the Committee on Finance |
| 2318-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | 2142-76 | Committee on Education, then to the Committee on Finance |
| 2319-76 | Committee on Consumer Protection and Commerce | | |
| | | 2204-76 | Committee on Energy and Transportation, then to the Committee on Education, then to the Committee on Finance |
| 2320-76 | Committee on Judiciary | | |
| 2321-76 | Committee on Judiciary | | |
| 2322-76 | Committee on Judiciary | 2260-76 | Committee on Consumer Protection and Commerce, then to the Committee on Finance |
| 2323-76 | Committee on Finance | | |
| 2324-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | | |
| 2325-76 | Committee on Consumer Protection and Commerce | | |

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 97 and 98) were disposed of as follows:

| <u>H.R. Nos.</u> | <u>Referred to:</u> |
|------------------|--|
| 97 | Committee on Health, then to the Committee on Legislative Management |
| 98 | Committee on Education, then to the Committee on Finance |

COMMITTEE REASSIGNMENTS

The following bills were re-referred as follows:

STANDING COMMITTEE REPORT

Representative Akizaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 8-76) informing the House that House Bill Nos. 2308-76 to 2325-76, House Resolution Nos. 96 to 98, and Special Committee Report Nos. 8 to 15, have been printed and distributed.

On motion by Representative Akizaki, seconded by Representative Kiyabu and carried, the report of the Committee was adopted.

At 11:37 o'clock a.m., on request by Representative Ajifu, the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 11:40 o'clock a.m., the Chair directed the Clerk to note the presence of Representatives Kondo and Takamura.

SPECIAL COMMITTEE REPORTS

The following Special Committee Reports (Spec. Com. Rep. Nos. 8 to 15) were received and were placed on file.

Representative Lee, for the House Interim Committee on Labor and Public Employment appointed pursuant to H.R. No. 146, adopted by the Regular Session of 1975, and directed to review the State's unemployment insurance program, presented a report (Spec. Com. Rep. No. 8).

Representative Lee, for the House Committee on Labor and Public Employment requested to review the implementation of the Hawaii Occupational Safety and Health Law pursuant to House Resolution No. 139, presented a report (Spec. Com. Rep. No. 9).

Representative Lee, for the House Committee on Labor and Public Employment appointed pursuant to House Resolution No. 151, adopted by the Regular Session of 1975 to re-examine the State's collective bargaining law, presented a report (Spec. Com. Rep. No. 10).

Representative Segawa, for the House Committee on Health appointed pursuant to House Resolution No. 125 and directed to review, assess, and evaluate the existing health care services and facilities of the State's correctional institutions, presented a report (Spec. Com. Rep. No. 11).

Representative Segawa, for the House Committee on Health, appointed pursuant to House Resolution No. 816, adopted by the Regular Session of 1975, and directed to review the programs and operations of the Waimano Training School and Hospital, presented a report (Spec. Com. Rep. No. 12).

Representative Segawa, for the Interim Committee appointed pursuant to House Resolution No. 127, adopted by the Regular Session of 1975, and directed to study and review the Hawaii State Hospital in terms of the needs of the State in programs related to the treatment of mental illness, presented a report (Spec. Com. Rep. No. 13).

Representative Segawa, for the House Committee on Health appointed pursuant to House Resolution No. 816, adopted by the Regular Session of 1975, and directed to review the implementation of mental health services for children and youth program established under Act 211, Session Laws of Hawaii 1974, presented a report (Spec. Com. Rep. No. 14).

Representative Machida, for the House Interim Committee on Tourism appointed in accordance with House Concurrent Resolution No. 55 and directed to review overbooking problems in the industry and the progress made by visitor industry associations in this respect, presented a report (Spec. Com. Rep. No. 15).

At this time, Representative Lee rose and made a comment on Special Committee Report No. 8 as follows:

"The Chair intends to have a memorandum circulated to explain further details of this program. Thank you."

Representative Kamalii then rose and made a few comments on Special Committee Report No. 8, stating:

"So that there is no misunderstanding, the memorandum or addendum or whatever the Chairman of the Labor Committee wishes to call it, for the record, it will show the minority's concern as far as this Special Committee Report No. 8 in referring to the reservations that we had and it should be. . ."

The Chair interrupted:

"Representative Kamalii, I believe the report or addendum, when it is reported to the floor, will speak for itself."

Representative Kamalii then said, "Thank you, Mr. Speaker."

Representative Sutton then rose on a point of information and inquired:

"What does the word 'addendum' mean? Is it the equivalent of incorporation by reference? If not, I object to the filing of this Special Committee Report No. 8."

The Chair replied:

"Representative Sutton, as a graduate of Stanford Law School, I don't believe it is necessary for the Chair to explain it to you."

INTRODUCTION OF BILLS

On motion by Representative Kimura, seconded by Representative Ajifu and carried, the following bills (H.B. Nos. 2326-76 to 2365-76) passed First Reading by title and were referred to the Committee on Legislative Management:

House Bill Nos.

2326-76 "A Bill for an Act making an appropriation for the construction of Kauikeolani Children's Hospital, Oahu."

Introduced by: Representatives Takamura and Akizaki.

2327-76 "A Bill for an Act relating to bank procedures."

Introduced by: Representative Yamada.

2328-76 "A Bill for an Act relating to patient's compensation fund."

Introduced by: Representative Kihano.

2329-76 "A Bill for an Act relating to the selection and creation of the Board of Medical Examiners."

Introduced by: Representative Kihano.

2330-76 "A Bill for an Act relating to the powers of the Board of Medical Examiners."

Introduced by: Representative Kihano.

2331-76 "A Bill for an Act relating to the arbitration of medical malpractice claims."

Introduced by: Representative Kihano.

2332-76 "A Bill for an Act relating to the reporting of malpractice claims to the Insurance Commissioner."

Introduced by: Representative Kihano.

2333-76 "A Bill for an Act making an appropriation for the installation of an automatic sprinkler system

at Waipahu High School."

Introduced by: Representatives Shito and Kihano.

2334-76 "A Bill for an Act making an appropriation for the installation of an automatic sprinkler system on State land enclosed by Kahualii Street, Waipio Point Access Road and Farrington Highway."

Introduced by: Representatives Shito and Kihano.

2335-76 "A Bill for an Act relating to housing."

Introduced by: Representatives Shito, Akizaki, Blair, Cayetano, Cobb, Ikeda, Kiyabu, Kunimura, Larsen, Lum, Sutton, Suwa and Takamura.

2336-76 "A Bill for an Act relating to Lihue water system."

Introduced by: Representatives Kawakami, Kunimura and Yamada.

2337-76 "A Bill for an Act relating to civil service exemption."

Introduced by: Representatives Yap, Akizaki, Kihano, Sakima and Suwa.

2338-76 "A Bill for an Act relating to departmental planning."

Introduced by: Representatives Yap, Akizaki, Kihano, Kiyabu, Sakima and Suwa.

2339-76 "A Bill for an Act relating to the establishment of the Department of Cultural Services."

Introduced by: Representatives Ho, Abercrombie, Blair, Cayetano, Inaba, Lee, Lum, Machida, Medeiros, Naito, Oda, Roehrig and Takamura.

2340-76 "A Bill for an Act making an appropriation to facilitate health services to recent immigrants."

Introduced by: Representative Wakatsuki. (By request)

2341-76 "A Bill for an Act relating to meetings of employees' associations."

Introduced by: Representative Wakatsuki. (By request)

2342-76 "A Bill for an Act relating to holidays."

- Introduced by: Representative Wakatsuki. (By request)
- 2343-76 "A Bill for an Act relating to reallocation."
- Introduced by: Representative Wakatsuki. (By request)
- 2344-76 "A Bill for an Act relating to sabbatical leaves."
- Introduced by: Representative Wakatsuki. (By request)
- 2345-76 "A Bill for an Act relating to pay of officers and employees on active military service."
- Introduced by: Representative Wakatsuki. (By request)
- 2346-76 "A Bill for an Act relating to employee management cooperation."
- Introduced by: Representative Wakatsuki. (By request)
- 2347-76 "A Bill for an Act relating to office hours."
- Introduced by: Representative Wakatsuki. (By request)
- 2348-76 "A Bill for an Act making an appropriation for the installation of water main and appurtenances in the St. Louis Heights area, Honolulu."
- Introduced by: Representatives Morioka, Akizaki, Clarke, Hakoda, Inaba, Kawakami, Kimura, Kiyabu, Kondo, Kunimura, Larsen, Lee, Lunasco, Medeiros, Mizuguchi, Naito, Oda, Peters, Poepoe, Sakima, Shito, Uechi and Yuen.
- 2349-76 "A Bill for an Act making an appropriation for the replacement of existing water mains in the old Waialae Road area, Honolulu."
- Introduced by: Representatives Morioka, Akizaki, Clarke, Hakoda, Inaba, Kawakami, Kimura, Kiyabu, Kondo, Kunimura, Larsen, Lee, Lunasco, Medeiros, Mizuguchi, Naito, Oda, Peters, Poepoe, Sakima, Shito, Uechi and Yuen.
- 2350-76 "A Bill for an Act making an appropriation to re-roof walkway and classrooms at Jarrett Intermediate School, Honolulu, Oahu."
- Introduced by: Representatives Morioka, Akizaki, Hakoda, Inaba, Kiyabu, Kondo, Lunasco, Peters and Suwa.
- 2351-76 "A Bill for an Act making a supplemental appropriation for the Palolo neighborhood youth facilities, Honolulu, Oahu."
- Introduced by: Representatives Morioka, Akizaki, Hakoda, Inaba, Kiyabu, Kondo, Lunasco, Peters and Suwa.
- 2352-76 "A Bill for an Act making an appropriation for the replacement and installation of water mains at Wilhelmina Rise and Maunalani Heights, Honolulu."
- Introduced by: Representatives Morioka, Akizaki, Clarke, Hakoda, Inaba, Kawakami, Kimura, Kiyabu, Kondo, Kunimura, Larsen, Lee, Lunasco, Medeiros, Mizuguchi, Naito, Oda, Peters, Poepoe, Sakima, Shito, Uechi and Yuen.
- 2353-76 "A Bill for an Act making a supplemental appropriation for plans and construction of a retaining wall to prevent erosion along Palolo Stream from Keanu Street to St. Louis Drive, Honolulu, Oahu."
- Introduced by: Representatives Morioka, Akizaki, Inaba, Kiyabu, Kondo, Lunasco, Peters and Suwa.
- 2354-76 "A Bill for an Act making an appropriation for the replacement of existing water main in Palolo, Honolulu."
- Introduced by: Representatives Morioka, Akizaki, Clarke, Hakoda, Inaba, Kawakami, Kimura, Kiyabu, Kondo, Kunimura, Larsen, Lee, Lunasco, Medeiros, Mizuguchi, Naito, Oda, Peters, Poepoe, Sakima, Shito, Uechi and Yuen.
- 2355-76 "A Bill for an Act to amend Section 712-1200, Hawaii Revised Statutes, relating to prostitution."
- Introduced by: Representative Ushijima.
- 2356-76 "A Bill for an Act making an appropriation for educational innovation and benefit at the classroom level."
- Introduced by: Representative Ushijima.

2357-76 "A Bill for an Act making an appropriation for video tape equipment for the public access channels of all C.A.T.V. franchise systems."

Introduced by: Representative Ushijima.

2358-76 "A Bill for an Act relating to towing of unauthorized vehicles."

Introduced by: Representative Garcia.

2359-76 "A Bill for an Act relating to the Public Utilities Commission and making an appropriation therefor."

Introduced by: Representatives Garcia and Yap.

2360-76 "A Bill for an Act relating to health services."

Introduced by: Representatives Garcia, Cayetano, Kihano, Lee, Lunasco and Segawa.

2361-76 "A Bill for an Act making an appropriation for the planning and construction of a Waipahu Civic Center at Waipahu, Oahu."

Introduced by: Representatives Shito and Kihano.

2362-76 "A Bill for an Act making an appropriation for construction of a new Waipahu Community Library at Waipahu, Oahu."

Introduced by: Representatives Shito and Kihano.

2363-76 "A Bill for an Act relating to disposition of lands."

Introduced by: Representatives Larsen, Clarke, Fong, Ikeda and Kawakami.

2364-76 "A Bill for an Act relating to the Waikiki Aquarium."

Introduced by: Representative Amaral.

2365-76 "A Bill for an Act relating to public records."

Introduced by: Representative Evans.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 99 to 101) and concurrent

resolution (H.C.R. No. 10) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 99) in memory of Lena K. Reverio, a true citizen of Hawaii was jointly offered by Representatives Lee, Peters, Abercrombie, Ajifu, Akizaki, Amaral, Blair, Carroll, Cayetano, Clarke, Cobb, Evans, Fong, Garcia, Hakoda, Ho, Ikeda, Inaba, Kamalii, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Larsen, Lum, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Naito, Oda, Poepoe, Roehrig, Sakima, Santos, Segawa, Shito, Stanley, Sutton, Suwa, Takamine, Takamura, Uechi, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

On motion by Representative Lee, seconded by Representative Peters and carried, H.R. No. 99 was adopted by a rising vote.

At this time, Representative Lee introduced to the members of the House the family of the late Lena K. Reverio, as follows: Mrs. Lily Kekahuna, mother; Debra Lynn (Mrs. Leonard Paleka), daughter; Benjamin, Roland and Henry, sons; Roland Reverio, Jr. Naomi Reverio, Ian Paleka, Mailalani Paleka and Alton Benjamin Reverio, grandchildren; Violet (Mrs. Henry Tavares), Audrey (Mrs. David Daniels) and Ida (Mrs. Joseph Koprinez, sisters; Edwin Kekahuna and Elmer Cramer, brothers; and several nieces, nephews and other relatives who were seated in the gallery.

Certified copies of House Resolution No. 99 were then presented to the members of the family by Representative Lee.

A resolution (H.R. No. 100) congratulating Aulea Swim Club on its achievements was jointly offered by Representatives Evans, Ajifu, Clarke, Medeiros, Poepoe and Yuen.

On motion by Representative Evans, seconded by Representative Ajifu and carried, H.R. No. 100 was adopted.

A resolution (H.R. No. 101) commemorating Vocational Education Week in Hawaii was jointly offered by Representatives Kunimura, Sakima, Takamura, Ajifu, Akizaki, Amaral, Carroll, Cayetano, Garcia, Ho, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Naito, Peters, Segawa, Shito,

Sutton, Suwa, Uechi, Ushijima, Yamada, Yap and Yuen.

On motion by Representative Kunimura, seconded by Representative Sakima and carried, H.R. No. 101 was adopted.

A concurrent resolution (H.C.R. No. 10) in memory of Lena K. Reverio, a true citizen of Hawaii was jointly offered by Representatives Lee, Peters, Abercrombie, Ajifu, Akizaki, Amaral, Blair, Carroll, Cayetano, Clarke, Cobb, Evans, Fong, Garcia, Hakoda, Ho, Ikeda, Inaba, Kamalii, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Larsen, Lum, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Naito, Oda, Poepoe, Roehrig, Sakima, Santos, Segawa, Shito, Stanley, Sutton, Suwa, Takamine, Takamura, Uechi, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

On motion by Representative Lee, seconded by Representative Peters and carried, H.C.R. No. 10 was adopted.

By unanimous consent, the following resolutions (H.R. Nos. 102 to 104) were referred to the Committee on Legislative Management and further action was deferred until tomorrow, February 4, 1976:

A resolution (H.R. No. 102) relating to the public access channels was offered by Representative Ushijima.

A resolution (H.R. No. 103) requesting the Department of Health to revise and implement the public health regulations relating

to radiation protection was jointly offered by Representatives Oda, Cayetano, Garcia, Ikeda, Kawakami, Kiyabu, Segawa and Yamada.

A resolution (H.R. No. 104) requesting the Department of Land and Natural Resources to establish health paths in the State parks was jointly offered by Representatives Evans and Carroll.

At 11:58 o'clock a.m., on request by Representative Ho, the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 11:59 o'clock a.m.

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

Representative Carroll introduced Ms. Mary Cash who was seated in the gallery.

Representative Kunimura then introduced Mr. George Pascua, a former member of the Kauai Board of Supervisors, and presently with the Board of Water Supply, who was seated in the gallery.

ADJOURNMENT

At 12:02 o'clock p.m., on motion by Representative Kimura, seconded by Representative Ajifu and carried, the House of Representatives adjourned to 11:30 o'clock a.m. tomorrow, Wednesday, February 4, 1976, in memory of the late Lena K. Reverio.

ELEVENTH DAY

Wednesday, February 4, 1976

The House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend T. Samuel Lee of Aldersgate United Methodist Church, after which the Roll was called showing all members present.

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

On motion by Representative Kimura, seconded by Representative Ajifu and carried, reading of the Journal was dispensed with and the Journal of the Tenth Day was approved.

MISCELLANEOUS COMMUNICATION

A communication (Misc. Com. No. 2) from Eileen K. Lota, City and County of Honolulu Clerk, transmitting Resolution No. 206 (1975), was read by the Clerk and was placed on file.

The following introductions were made to the members of the House:

Representative Carroll introduced Mr. & Mrs. Matt Hazeltine. He is a graduate of the University of California; played for the San Francisco Forty-Niners and New York Giants; was chosen All American Professional of the Year; and was the defensive line coach of the Hawaiians "and try as he might, and with some Republican help, he didn't quite make it - perhaps next time."

The Chair then stated:

"Perhaps that may have been the reason why."

Representative Santos introduced 38 5th graders from Kaunakakai School on Molokai who are here on a two-day educational visit of the State's capitol city. They were accompanied by their teachers, Mrs. Cecily Kikukawa and Mr. Kenneth Nip, along with Mr. & Mrs. Pabalan.

Representative Ikeda introduced Lisa Horikawa and Mary Mikami from Kaiser High School and Audie Jaff from Roosevelt High School.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following bills (H.B. Nos. 2326-76 to 2365-76) were disposed of as follows:

| <u>H.B. Nos.</u> | <u>Referred to:</u> |
|------------------|---|
| 2326-76 | Committee on Health, then to the Committee on Finance |
| 2327-76 | Committee on Consumer Protection and Commerce |
| 2328-76 | Committee on Consumer Protection and Commerce, then to the Committee on Finance |
| 2329-76 | Committee on Consumer Protection and Commerce |
| 2330-76 | Committee on Consumer Protection and Commerce |
| 2331-76 | Jointly to the Committee on Judiciary and Consumer Protection and Commerce |
| 2332-76 | Committee on Consumer Protection and Commerce |
| 2333-76 | Committee on Education, then to the Committee on Finance |
| 2334-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2335-76 | Committee on Housing, then to the Committee on Finance |
| 2336-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2337-76 | Committee on Labor and Public Employment, then to the Committee on Finance |
| 2338-76 | Committee on Finance |
| 2339-76 | Committee on Culture and the Arts, then to the Committee on Finance |
| 2340-76 | Committee on Health, then to the Committee on Finance |

| | | | |
|---------|---|---------|---|
| 2341-76 | Committee on Labor and Public Employment | 2357-76 | Committee on Culture and the Arts, then to the Committee on Finance |
| 2342-76 | Committee on Labor and Public Employment, then to the Committee on Finance | 2358-76 | Committee on Judiciary |
| 2343-76 | Committee on Labor and Public Employment, then to the Committee on Finance | 2359-76 | Committee on Consumer Protection and Commerce, then to the Committee on Finance |
| 2344-76 | Committee on Labor and Public Employment, then to the Committee on Finance | 2360-76 | Committee on Health, then to the Committee on Finance |
| 2345-76 | Committee on Labor and Public Employment, then to the Committee on Finance | 2361-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2346-76 | Committee on Labor and Public Employment | 2362-76 | Committee on Education, then to the Committee on Finance |
| 2347-76 | Committee on Labor and Public Employment, then to the Committee on Finance | 2363-76 | Committee on Water, Land Use, Development, and Hawaiian Homes |
| 2348-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | 2364-76 | Committee on Higher Education, then to the Committee on Finance |
| 2349-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | 2365-76 | Committee on Judiciary |

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 102 to 104) were disposed of as follows:

| | <u>H.R. Nos.</u> | <u>Referred to:</u> |
|---------|------------------|--|
| 2350-76 | | |
| 2351-76 | 102 | Committee on Culture and the Arts, then to the Committee on Consumer Protection and Commerce |
| 2352-76 | 103 | Committee on Health |
| 2353-76 | 104 | Committee on Water, Land Use, Development, and Hawaiian Homes |

COMMITTEE REASSIGNMENT

The following were re-referred as follows:

| | <u>H.B. Nos.</u> | <u>Referred to:</u> |
|---------|------------------|--|
| 2354-76 | | |
| 2355-76 | 2079-76 | Committee on Housing, then to the Committee on Finance |
| 2356-76 | 2162-76 | Committee on Labor and Public Employment, then |

- to the Committee on Finance
- 2163-76 Committee on Labor and Public Employment, then to the Committee on Finance
- 2247-76 Committee on Labor and Public Employment, then to the Committee on Finance
- 2036-76 Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Culture and the Arts, then to the Committee on Finance

Shito and Kihano.

- 2368-76 "A Bill for an Act making an appropriation for the operations of a Child Care Center at Leeward Community College in Pearl City, Oahu."

Introduced by: Representatives Shito and Kihano.

- 2369-76 "A Bill for an Act relating to learning disabled children."

Introduced by: Representatives Shito and Yuen.

- 2370-76 "A Bill for an Act relating to publication of departmental expenditures."

Introduced by: Representative Yap.

- 2371-76 "A Bill for an Act relating to emancipation of certain minors."

Introduced by: Representatives Takamura, Abercrombie, Cayetano, Cobb, Evans, Ho, Ikeda, Kunimura, Lee, Lunasco, Machida, Morioka, Naito, Peters, Segawa, Stanley, Uechi and Yap.

- 2372-76 "A Bill for an Act making an appropriation for the expansion of the Executive Internship Program."

Introduced by: Representative Shito.

- 2373-76 "A Bill for an Act relating to the Public Utilities Commission and making an appropriation therefor."

Introduced by: Representatives Yamada and Yap.

- 2374-76 "A Bill for an Act relating to revision of rates, fares, and charges of public utilities."

Introduced by: Representatives Yamada and Yap.

- 2375-76 "A Bill for an Act relating to the Director of Regulatory Agencies as Consumer Advocate before the Public Utilities Commission and making an appropriation therefor."

Introduced by: Representatives Yamada and Yap.

- 2376-76 "A Bill for an Act relating to the motor vehicle safety regulation of private, common, and contract carriers, and to the State Highway Safety Coordinator, and making

STANDING COMMITTEE REPORT

Representative Akizaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 9-76) informing the House that House Bill Nos. 2326-76 to 2365-76, House Resolution Nos. 99 to 104, and House Concurrent Resolution No. 10, have been printed and distributed.

On motion by Representative Akizaki, seconded by Representative Kiyabu and carried, the report of the Committee was adopted.

INTRODUCTION OF BILLS

On motion by Representative Kimura, seconded by Representative Ajifu and carried, the following bills (H.B. Nos. 2366-76 to 2403-76) passed First Reading by title and were referred to the Committee on Legislative Management:

H.B. Nos.

- 2366-76 "A Bill for an Act relating to planning and development of North Kohala."

Introduced by: Representatives Takamine, Akizaki, Cayetano, Garcia, Ho, Inaba, Kawakami, Kihano, Kimura, Kondo, Kunimura, Lee, Lum, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Shito, Stanley, Sutton, Suwa, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

- 2367-76 "A Bill for an Act making an appropriation for a Child Care Center at Leeward Community College in Pearl City, Oahu."

Introduced by: Representatives

- an appropriation therefor."
- Introduced by: Representatives Yamada and Yap.
- 2377-76 "A Bill for an Act relating to Fishing Vessel Loan Programs."
- Introduced by: Representatives Inaba, Akizaki, Fong, Ho, Kamalii, Kawakami, Kiyabu, Kunimura, Machida, Mizuguchi, Roehrig, Segawa, Suwa, Takamine, Takamura, Uechi, Yap and Yuen.
- 2378-76 "A Bill for an Act proposing an amendment to the Constitution of the State of Hawaii to provide for direct citizen participation in government."
- Introduced by: Representative Peters. (By request)
- 2379-76 "A Bill for an Act proposing to amend the Constitution of the State of Hawaii to provide for a unicameral legislature."
- Introduced by: Representative Peters. (By request)
- 2380-76 "A Bill for an Act relating to graduation requirements."
- Introduced by: Representatives Yuen, Ajifu, Ho, Machida, Morioka, Oda and Uechi.
- 2381-76 "A Bill for an Act relating to the School Advisory Council."
- Introduced by: Representatives Yuen, Ajifu, Ho, Inaba, Machida, Morioka, Oda and Uechi.
- 2382-76 "A Bill for an Act making an appropriation to the College Work-Study Program, University of Hawaii."
- Introduced by: Representatives Sakima, Ushijima, Akizaki, Kunimura, Shito, Takamura and Yap.
- 2383-76 "A Bill for an Act relating to new and secondhand dealers."
- Introduced by: Representatives Oda, Blair, Cayetano, Evans, Fong, Ikeda, Kiyabu, Lee, Lunasco, Machida, Morioka, Sakima, Santos and Ushijima.
- 2384-76 "A Bill for an Act relating to a surviving spouse's special deduction from income taxation."
- Introduced by: Representatives Oda, Blair, Cayetano, Cobb, Evans, Fong, Ikeda, Inaba, Kiyabu, Lee, Lunasco, Machida, Morioka, Sakima, Santos, Segawa, Uechi, Ushijima and Yuen.
- 2385-76 "A Bill for an Act relating to full employment."
- Introduced by: Representatives Lee, Peters, Takamine, Abercrombie, Akizaki, Kondo, Kunimura, Machida, Mizuguchi, Oda, Roehrig, Segawa, Stanley, Suwa, Takamura, Uechi, Yamada, Yap and Yuen.
- 2386-76 "A Bill for an Act relating to the State Program for the Unemployed."
- Introduced by: Representatives Lee, Peters, Takamine, Abercrombie, Akizaki, Kondo, Kunimura, Machida, Mizuguchi, Oda, Segawa, Stanley, Suwa, Takamura, Uechi, Yamada, Yap and Yuen.
- 2387-76 "A Bill for an Act relating to sound recordings."
- Introduced by: Representatives Evans, Carroll, Fong, Peters and Poepoe.
- 2388-76 "A Bill for an Act relating to taxes on certain food and drugs."
- Introduced by: Representative Evans.
- 2389-76 "A Bill for an Act relating to land use."
- Introduced by: Representatives Evans and Clarke.
- 2390-76 "A Bill for an Act relating to school grade levels."
- Introduced by: Representative Evans.
- 2391-76 "A Bill for an Act relating to intoxicating liquor."
- Introduced by: Representative Evans.
- 2392-76 "A Bill for an Act relating to the establishment of a Vocational-Technical Skill Center."
- Introduced by: Representative Evans.
- 2393-76 "A Bill for an Act relating to special education."
- Introduced by: Representatives Evans and Shito.
- 2394-76 "A Bill for an Act relating

to education."

Introduced by: Representatives
Evans and Shito.

2395-76 "A Bill for an Act relating
to Land Use Commission."

Introduced by: Representatives
Clarke, Ikeda and Larsen.

2396-76 "A Bill for an Act relating
to abortion."

Introduced by: Representative
Medeiros. (By request)

2397-76 "A Bill for an Act relating
to penalty for rape."

Introduced by: Representatives
Lum, Ajifu, Clarke, Evans, Fong,
Hakoda, Ikeda, Kamalii, Larsen,
Medeiros, Poepoe, Santos and
Sutton.

2398-76 "A Bill for an Act relating
to attorney's fee."

Introduced by: Representative
Roehrig.

2399-76 "A Bill for an Act relating
to assault."

Introduced by: Representative
Roehrig.

2400-76 "A Bill for an Act relating
to a research demonstration project
on 'Delinquent Child' offenders."

Introduced by: Representative
Roehrig.

2401-76 "A Bill for an Act relating
to treatment of the mentally ill."

Introduced by: Representatives
Roehrig and Segawa.

2402-76 "A Bill for an Act relating
to appropriations for school facilities
in the County of Hawaii."

Introduced by: Representatives
Inaba, Ajifu, Akizaki, Cobb,
Fong, Kiyabu, Kunimura, Lee,
Lum, Machida, Mizuguchi, Morioka,
Naito, Oda, Roehrig, Sakima,
Segawa, Shito, Stanley, Suwa,
Takamine, Takamura and Yuen.

2403-76 "A Bill for an Act making
an appropriation for the acquisition
of land for a permanent site for
the School of Law, University
of Hawaii."

Introduced by: Representatives

Ushijima, Kunimura, Peters,
Sakima and Takamura.

INTRODUCTION OF RESOLUTIONS

A resolution (H.R. No. 105) congratulating the Kailua Americans: The Little League All-Star Team upon winning the District I Little League (Windward Division) and the State Little League Championships in 1975 was jointly offered by Representatives Medeiros, Poepoe, Yuen, Abercrombie, Ajifu, Akizaki, Amaral, Blair, Carroll, Cayetano, Clarke, Cobb, Evans, Fong, Garcia, Hakoda, Ho, Ikeda, Inaba, Kamalii, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Larsen, Lee, Lum, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Santos, Segawa, Shito, Stanley, Sutton, Suwa, Takamine, Takamura, Uechi, Ushijima, Yamada, Yap and Wakatsuki.

On motion by Representative Medeiros, seconded by Representative Poepoe and carried, H.R. No. 105 was adopted.

By unanimous consent, the following resolutions (H.R. Nos. 106 to 108) and concurrent resolutions (H.C.R. Nos. 11 to 18) were referred to the Committee on Legislative Management and further action was deferred until Thursday, February 5, 1976:

A resolution (H.R. No. 106) requesting an investigation of the Kohala Task Force was jointly offered by Representatives Uechi, Abercrombie, Amaral, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Larsen, Lunasco, Machida, Morioka, Oda and Yap.

A resolution (H.R. No. 107) requesting an increase in monitoring activities at Swap Meets to discourage the sale of stolen goods and other illegal items was jointly offered by Representatives Oda, Blair, Cayetano, Cobb, Evans, Fong, Ikeda, Inaba, Kiyabu, Lee, Lunasco, Machida, Morioka, Sakima, Santos, Segawa, Ushijima and Yuen.

A resolution (H.R. No. 108) requesting a review of the Waimanalo vendor problem was jointly offered by Representatives Yuen, Ho, Inaba, Machida, Morioka, Oda and Uechi.

A concurrent resolution (H.C.R. No. 11) study of economic growth on Oahu and need for additional deep draft harbor facilities at Pearl Harbor was jointly offered by Represent-

tatives Peters, Ho, Inaba, Kimura, Lee, Lunasco, Machida, Mizuguchi, Oda, Segawa, Shito, Takamine, Takamura, Uechi, Ushijima, Yamada, Yap and Yuen.

A concurrent resolution (H.C.R. No. 12) requesting the Governor to appoint an Advisory Salary Commission to review the State and County Compensation Programs and present its findings to the Ninth Legislature prior to the 1977 Regular Session was offered by Representative Peters (by request).

A concurrent resolution (H.C.R. No. 13) requesting a thorough economic study and analysis of Hawaii's motor carrier industry and the development of reliable data and economic indicators for use in making continuing assessments of the economic health and service performance of this industry was jointly offered by Representatives Yamada and Yap.

A concurrent resolution (H.C.R. No. 14) requesting a thorough review and revamping of the present approach to the regulation of cable television systems was jointly offered by Representatives Yamada and Yap.

A concurrent resolution (H.C.R. No. 15) requesting corrective actions to improve the management and administration of the program for regulating public utilities was jointly offered by Representatives Yamada and Yap.

A concurrent resolution (H.C.R. No. 16) requesting a thorough study and examination of the fuel adjustment cause as a regulatory device for revising rates for public utility energy services was jointly offered by Representatives Yamada and Yap.

A concurrent resolution (H.C.R. No. 17) requesting more effective interagency cooperation, coordination, and action in various fields affecting the regulation of public utilities was jointly offered by Representatives Yamada and Yap.

A concurrent resolution (H.C.R. No. 18) requesting strengthening of the Department of the Attorney General for the handling of public utility matters was jointly offered by Representatives Yamada and Yap.

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

The House of Representatives reconvened at 11:46 o'clock a.m.

ADJOURNMENT

At 11:47 o'clock a.m., on motion by Representative Kimura, seconded by Representative Ajifu and carried, the House of Representatives adjourned until 11:30 o'clock a.m. on Thursday, February 5, 1976.

TWELFTH DAY

Thursday, February 5, 1976

The House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by The Reverend John Williams of the Aina Haina Church of God, after which the Roll was called showing all members present with the exception of Representatives Abercrombie, Cayetano, Lee, Roehrig and Takamura, who were excused.

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

On motion by Representative Kimura, seconded by Representative Ajifu and carried, reading of the Journal was dispensed with and the Journal of the Eleventh Day was approved.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 8) returning House Concurrent Resolution No. 10 which was adopted by the Senate on February 4, 1976, was read by the Clerk and was placed on file.

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

Representative Carroll introduced a former colleague, Mr. Wing Kong Chong.

Representative Garcia introduced the Honorable Bill Purdy, a member of the Legislative Assembly of the Province of Alberta.

Representative Naito introduced a former member of the Montana State Legislature, Ms. Margaret Beebee.

Representative Yuen introduced several students from Kailua High School who were here to observe the Legislature.

Representative Stanley introduced a personal friend, Mr. Terry Lee, who was seated in the gallery.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following bills (H.B. Nos. 2366-76 to 2403-76) were disposed of as follows:

| <u>H.B. Nos.</u> | <u>Referred to:</u> |
|------------------|---|
| 2366-76 | Committee on Agriculture, then to the Committee on Finance |
| 2367-76 | Committee on Higher Education, then to the Committee on Finance |
| 2368-76 | Committee on Higher Education, then to the Committee on Finance |
| 2369-76 | Committee on Education, then to the Committee on Finance |
| 2370-76 | Committee on Finance |
| 2371-76 | Committee on Youth and Elderly Affairs, then to the Committee on Judiciary |
| 2372-76 | Committee on Higher Education, then to the Committee on Finance |
| 2373-76 | Committee on Consumer Protection and Commerce, then to the Committee on Finance |
| 2374-76 | Committee on Consumer Protection and Commerce |
| 2375-76 | Committee on Consumer Protection and Commerce, then to the Committee on Finance |
| 2376-76 | Committee on Consumer Protection and Commerce, then to the Committee on Finance |
| 2377-76 | Committee on Water, Land Use, Development, and Hawaiian Homes |
| 2378-76 | Committee on Judiciary |
| 2379-76 | Committee on Judiciary |
| 2380-76 | Committee on Education, then to the Committee on Finance |

STANDING COMMITTEE REPORTS

Representative Akizaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 10-76) informing the House that House Bill Nos. 2366-76 to 2403-76, House Resolution Nos. 105 to 108, and House Concurrent Resolution Nos. 11 to 18, have been printed and distributed.

On motion by Representative Akizaki, seconded by Representative Kiyabu and carried, the report of the Committee was adopted.

Representative Suwa, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 11-76) recommending that H.B. No. 1994-76 pass Second Reading.

On motion by Representative Suwa, seconded by Representative Akizaki and carried, the report of the Committee was adopted and H.B. No. 1994-76 entitled: "A BILL FOR AN ACT RELATING TO THE REAL PROPERTY HOME EXEMPTION", passed Second Reading and was placed on the calendar for Third Reading tomorrow, February 6, 1976.

Representative Suwa, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 12-76) recommending that H.B. No. 1995-76 pass Second Reading.

On motion by Representative Suwa, seconded by Representative Akizaki and carried, the report of the Committee was adopted and H.B. No. 1995-76 entitled: "A BILL FOR AN ACT RELATING TO EXCISE TAX CREDIT UNDER THE INCOME TAX LAW", passed Second Reading and was placed on the calendar for Third Reading tomorrow, February 6, 1976.

Representative Suwa, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 13-76) recommending that H.B. No. 1996-76 pass Second Reading.

On motion by Representative Suwa, seconded by Representative Akizaki and carried, the report of the Committee was adopted and H.B. No. 1996-76 entitled: "A BILL FOR AN ACT RELATING TO TAX CREDIT FOR RENTERS", passed Second Reading and was placed on the calendar for Third Reading tomorrow, February 6, 1976.

Representative Suwa, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 14-76) recommending that H.B. No. 1997-76 pass Second Reading with certain amendments.

On motion by Representative Suwa, seconded by Representative Akizaki and carried, the report of the Committee was adopted and H.B. No. 1997-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANDS DEDICATED FOR RESIDENTIAL USE", passed Second Reading and was placed on the calendar for Third Reading tomorrow, February 6, 1976.

The Chair directed the Clerk to note that printed copies of H.B. No. 1994-76, H.B. No. 1995-76, H.B. No. 1996-76, and H.B. No. 1997-76, HD 1, were made available to the members of the House at 11:30 o'clock a.m.

INTRODUCTION OF BILLS

On motion by Representative Kimura, seconded by Representative Ajifu and carried, the following bills (H.B. Nos. 2404-76 to 2429-76) passed First Reading by title and were referred to the Committee on Legislative Management:

House Bill Nos.

2404-76 "A Bill for an Act making an appropriation for the Youth Conservation Corps Program."

Introduced by: Representatives Blair and Takamura.

2405-76 "A Bill for an Act providing for a water line from Sand Island to Mokauea Island."

Introduced by: Representatives Cayetano (By request), Abercrombie, Blair, Carroll, Cobb, Fong, Inaba, Kunimura, Lee, Lum, Machida, Naito, Oda, Peters, Sakima, Segawa, Stanley, Takamine, Takamura and Yuen.

2406-76 "A Bill for an Act relating to rates, fares and charges of common carriers by motor vehicles."

Introduced by: Representative Yamada.

2407-76 "A Bill for an Act relating to financial aids."

Introduced by: Representative Sakima.

2408-76 "A Bill for an Act relating to the establishment of a department

- of public libraries."
- Introduced by: Representative Abercrombie.
- 2409-76 "A Bill for an Act relating to capital punishment."
- Introduced by: Representative Naito.
- 2410-76 "A Bill for an Act relating to real property assessment."
- Introduced by: Representative Suwa. (By request)
- 2411-76 "A Bill for an Act relating to general excise tax."
- Introduced by: Representative Akizaki.
- 2412-76 "A Bill for an Act relating to State parks, recreation areas and historic objects and sites and the establishment of a State Park Ranger Corps."
- Introduced by: Representatives Kunimura, Akizaki, Garcia, Kawakami, Kihano, Kimura, Kondo, Lee, Mizuguchi, Peters, Shito, Suwa, Ushijima and Yamada.
- 2413-76 "A Bill for an Act making an appropriation for the acquisition of land for Kaiaka Point Park."
- Introduced by: Representatives Lunasco and Oda.
- 2414-76 "A Bill for an Act relating to insurance."
- Introduced by: Representatives Lunasco and Garcia.
- 2415-76 "A Bill for an Act relating to the Liquor Tax Law."
- Introduced by: Representatives Akizaki, Ho, Kihano, Kiyabu, Kondo, Lee, Lunasco, Mizuguchi, Morioka, Peters, Sakima, Shito and Yuen.
- 2416-76 "A Bill for an Act relating to liens."
- Introduced by: Representatives Morioka, Ajifu, Akizaki, Clarke, Inaba, Kamalii, Kihano, Kimura, Kiyabu, Kondo, Lee, Lunasco, Machida, Mizuguchi, Peters, Segawa, Suwa and Yamada.
- 2417-76 "A Bill for an Act relating to elections."
- Introduced by: Representatives Cobb, Ajifu, Carroll, Clarke, Ikeda, Larsen, Oda and Santos.
- 2418-76 "A Bill for an Act relating to residential real property leases."
- Introduced by: Representatives Cobb, Cayetano, Clarke, Ikeda, Kihano, Lum, Oda, Suwa and Ushijima.
- 2419-76 "A Bill for an Act relating to income taxation."
- Introduced by: Representatives Cobb, Carroll, Cayetano, Clarke, Ikeda, Inaba, Kihano, Kimura, Larsen, Lum, Oda, Shito, Suwa, Ushijima and Yuen.
- 2420-76 "A Bill for an Act relating to the assessment of real property."
- Introduced by: Representatives Cobb, Cayetano, Clarke, Ikeda, Kawakami, Kihano, Larsen, Lum, Oda, Shito, Suwa and Ushijima.
- 2421-76 "A Bill for an Act making an appropriation for site development, plans, construction, and equipment for schools in the 14th District."
- Introduced by: Representatives Stanley and Blair. (By request)
- 2422-76 "A Bill for an Act making a supplemental appropriation for site development, plans, construction and equipping the gymnasium at Moanalua High School."
- Introduced by: Representatives Garcia, Lee, Uechi and Wakatsuki.
- 2423-76 "A Bill for an Act relating to antipollution revenue bonds."
- Introduced by: Representative Blair.
- 2424-76 "A Bill for an Act making an appropriation for land acquisition and agricultural park development."
- Introduced by: Representatives Ajifu and Clarke.
- 2425-76 "A Bill for an Act relating to agriculture."
- Introduced by: Representatives Hakoda, Clarke, Ikeda, Poepoe and Sutton.
- 2426-76 "A Bill for an Act making an appropriation for a grant-in-aid for plans and development

of a park in Kalama Valley, Hawaii Kai, Oahu."

Introduced by: Representatives Ikeda, Hakoda and Lum.

2427-76 "A Bill for an Act relating to family."

Introduced by: Representative Naito.

2428-76 "A Bill for an Act relating to retirement."

Introduced by: Representatives Lee, Akizaki, Blair, Hakoda, Ikeda, Inaba, Kiyabu, Kondo, Lum, Lunasco, Machida, Medeiros, Mizuguchi, Oda, Peters, Roehrig, Santos, Shito, Takamine, Yamada, Yap and Yuen.

2429-76 "A Bill for an Act requiring motor vehicles for public employees."

Introduced by: Representatives Lee, Akizaki, Hakoda, Ikeda, Inaba, Kiyabu, Kondo, Lum, Lunasco, Machida, Oda, Peters, Roehrig, Santos, Shito, Takamine, Yamada, Yap and Yuen.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 109 to 114) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 109) congratulating Marvin E. Y. Char, Leeward Teacher of the Year was jointly offered by Representatives Peters, Ho, Blair, Cayetano, Clarke, Cobb, Evans, Inaba, Kamalii, Kawakami, Kimura, Kiyabu, Kondo, Kunimura, Larsen, Lee, Lunasco, Machida, Medeiros, Morioka, Naito, Oda, Sakima, Santos, Segawa, Shito, Stanley, Suwa, Takamine, Takamura, Uechi, Ushijima, Yap and Yuen.

On motion by Representative Peters, seconded by Representative Ho and carried, H.R. No. 109 was adopted.

At this time, Representative Ho presented House Resolution No. 109 to Mr. Richard Sakamoto, Principal of Waianae High School, who accepted the resolution on behalf of the honoree, Mr. Marvin E. Y. Char.

A resolution (H.R. No. 110)

amending the membership of the standing committees: "BE IT RESOLVED by the House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, that House Resolution No. 2, relating to the membership of the standing committees of the House of Representatives, adopted on January 21, 1976, be and is hereby amended in the following respects:

1. Delete the name of Tennyson K.W. Lum from the Committee on Environmental Protection and in lieu thereof add the name of Dan S. Hakoda as a member of said committee; and

2. Delete the name of Dan S. Hakoda from the Committee on Youth and Elderly Affairs and in lieu thereof add the name of Tennyson K.W. Lum as a member of said committee; and

BE IT FURTHER RESOLVED that, except as amended aforesaid, House Resolution No. 2 shall remain unmodified in all other respects and be in full force and effect.", was jointly offered by Representatives Ushijima, Ajifu, Akizaki, Blair, Cayetano, Clarke, Cobb, Evans, Garcia, Hakoda, Ho, Kamalii, Kihano, Kimura, Kiyabu, Kondo, Larsen, Lee, Lum, Machida, Mizuguchi, Morioka, Peters, Poepoe, Sakima, Santos, Segawa, Shito, Stanley, Suwa, Takamine, Takamura, Yamada, Yap and Yuen.

On motion by Representative Ushijima, seconded by Representative Poepoe and carried, H.R. No. 110 was adopted.

A resolution (H.R. No. 111) commending Mr. Domingo Los Banos for his outstanding contributions to the development of our public education system was jointly offered by Representatives Shito, Kihano, Ajifu, Akizaki, Cayetano, Cobb, Evans, Fong, Ho, Kamalii, Kiyabu, Kondo, Kunimura, Larsen, Lee, Lum, Lunasco, Medeiros, Naito, Sakima, Santos, Segawa, Stanley, Takamine, Takamura, Yuen and Wakatsuki.

On motion by Representative Shito, seconded by Representative Kihano and carried, H.R. No. 111 was adopted.

A resolution (H.R. No. 112) commending Mr. William Dutcher on his outstanding work as Vice Principal of Kauai High School was jointly offered by Representatives Kunimura, Kawakami, Yamada, Akizaki, Garcia, Ho, Inaba, Kihano, Kiyabu, Kondo,

Lee, Lunasco, Machida, Mizuguchi, Morioka, Roehrig, Sakima, Segawa, Suwa, Takamine, Takamura, Uechi and Ushijima.

On motion by Representative Yamada, seconded by Representative Kawakami and carried, H.R. No. 112 was adopted.

A resolution (H.R. No. 113) honoring the memory of Martin G. Kihano, Sr. and extending condolences and deepest sympathy to his family was jointly offered by Representatives Shito, Abercrombie, Ajifu, Akizaki, Amaral, Blair, Carroll, Clarke, Cobb, Evans, Fong, Garcia, Hakoda, Ho, Ikeda, Inaba, Kamalii, Kawakami, Kimura, Kiyabu, Kondo, Kunimura, Larsen, Lee, Lum, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Naito, Oda, Peters, Poepoe, Roehrig, Sakima, Santos, Segawa, Stanley, Sutton, Suwa, Takamine, Takamura, Uechi, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

On motion by Representative Shito, seconded by Representative Garcia and carried, H.R. No. 113 was adopted by a rising vote.

A resolution (H.R. No. 114) honoring the memory of Mrs. Eiko Toma and extending condolences and deepest sympathy to her family was jointly offered by Representatives Takamine, Akizaki, Amaral, Blair, Clarke, Garcia, Hakoda, Ho, Ikeda, Inaba, Kamalii, Kawakami, Kimura, Kiyabu, Kondo, Kunimura, Lee, Lum, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Roehrig, Sakima, Santos, Segawa, Shito, Takamura, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

On motion by Representative Takamine, seconded by Representative Segawa and carried, H.R. No. 114 was adopted by a rising vote.

At this time, the Clerk read House Resolution No. 93 which was adopted on January 30, 1976, to the members of the House.

Representative Peters then rose and stated:

"Mr. Speaker, we passed this Resolution last week but I wanted to have some of the team members join us today, as well as the head coach, and give my colleagues the opportunity of meeting them personally. "

Representative Peters then introduced to the members of the House the following: Mr. Wilfred Lopes, Ula Matavao, Peyton Saron and Eliu Wilson, members of the Seariders; Mr. Larry Ginoza, coach; and Mr. Richard Sakamoto, Principal of Waianae High School.

Certified copies of House Resolution No. 93 were then presented to the honorees.

At 11:45 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 11:49 o'clock a.m., the Chair directed the Clerk to note the presence of Representatives Abercrombie, Lee, Roehrig and Takamura.

By unanimous consent, the following resolutions (H.R. No. 115 to 123) and concurrent resolutions (H.C.R. Nos. 19 to 21) were referred to the Committee on Legislative Management and further action was deferred until tomorrow, February 6, 1976:

A resolution (H.R. No. 115) requesting study of State-administered programs of housing assistance was offered by Representative Stanley.

A resolution (H.R. No. 116) requesting increased familiarization of students with the tourist industry in Hawaii was jointly offered by Representatives Machida, Ajifu, Carroll, Evans, Hakoda, Ikeda, Inaba, Kamalii, Kiyabu, Lee, Lunasco, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Santos, Segawa, Shito, Takamine, Takamura, Uechi, Ushijima, Yap and Yuen.

A resolution (H.R. No. 117) relating to the proposed State ferry system was jointly offered by Representatives Cayetano and Kiyabu.

A resolution (H.R. No. 118) endorsing and recommending findings of the Department of Transportation regarding Mokauea Island was jointly offered by Representatives Cayetano, Abercrombie, Blair, Carroll, Cobb, Fong, Inaba, Kunimura, Lee, Lum, Machida, Naito, Oda, Peters, Sakima, Segawa, Shito, Stanley, Suwa, Takamine, Takamura, Uechi, Yap and Yuen.

A resolution (H.R. No. 119) requesting a study on Waipio Valley, Hawaii was jointly offered by Representatives Takamine, Akizaki, Cayetano, Inaba,

Larsen, Mizuguchi, Roehrig, Santos, Segawa, Suwa and Yuen.

A resolution (H.R. No. 120) requesting a study of the feasibility of opening the upper Hamakua Ditch, County of Hawaii was jointly offered by Representatives Takamine, Akizaki, Carroll, Cayetano, Cobb, Inaba, Kunimura, Larsen, Machida, Mizuguchi, Roehrig, Santos, Segawa, Shito, Stanley, Suwa, Takamura and Yuen.

A resolution (H.R. No. 121) requesting a feasibility study on the development of special sea containers for the shipment of fruits and foliage was jointly offered by Representatives Hakoda, Clarke, Ikeda, Poepoe and Sutton.

A resolution (H.R. 122) requesting the performance of a study and the making of recommendations regarding the use of skateboards was jointly offered by Representatives Kiyabu, Ajifu, Akizaki, Blair, Carroll, Cayetano, Clarke, Evans, Hakoda, Kawakami, Kihano, Kimura, Kondo, Kunimura, Lee, Lum, Morioka, Naito, Oda, Peters, Sakima, Shito, Stanley, Sutton, Suwa, Takamine, Uechi, Yamada, Yap and Wakatsuki.

A resolution (H.R. No. 123) requesting the pilot testing of the educational park concept was jointly offered by Representatives Kiyabu, Ajifu, Akizaki, Carroll, Cayetano, Clarke, Evans, Fong, Hakoda, Ikeda, Kawakami, Kihano, Kimura, Kondo, Kunimura, Lee, Lum, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Poepoe, Roehrig, Sakima, Santos, Segawa, Shito, Stanley, Sutton, Suwa, Takamine, Uechi, Yamada, Yap, Yuen and Wakatsuki.

A concurrent resolution (H.C.R. No. 19) relating to the proposed State ferry system was jointly offered by Representatives Cayetano and Kiyabu.

A concurrent resolution (H.C.R. No. 20) requesting study of State-administered programs of housing assistance was offered by Representative Stanley.

A concurrent resolution (H.C.R. No. 21) requesting the pilot testing of the educational park concept was jointly offered by Representatives Kiyabu, Ajifu, Akizaki, Carroll,

Cayetano, Evans, Fong, Ikeda, Kawakami, Kihano, Kimura, Kondo, Kunimura, Lum, Machida, Mizuguchi, Morioka, Naito, Poepoe, Sakima, Santos, Segawa, Shito, Stanley, Suwa, Takamine, Yamada, Yap and Yuen.

At 11:59 o'clock a.m., on request by Representative Akizaki, the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:05 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Kimura, seconded by Representative Ajifu and carried, the rules were suspended for the purpose of considering Senate bills.

Representative Kimura then moved that all Senate bills laying on the Clerk's desk by 4:00 o'clock p.m. this legislative day, pass First Reading by title.

The motion was seconded by Representative Ajifu.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 9) transmitting Senate Bill No. 1893-76, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN", which passed Third Reading in the Senate on February 5, 1976, was read by the Clerk and was placed on file.

On motion by Representative Kimura, seconded by Representative Ajifu and carried, S.B. No. 1893-76, SD 1, passed First Reading by title and was referred jointly to the Committees on Legislative Management and Finance.

At 12:06 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:07 o'clock p.m.

At this time, birthday greetings were extended to Representative Peters by the members of the House and Representative Sutton sang "Happy Birthday."

ADJOURNMENT

At 12:11 o'clock p.m., on motion by Representative Kimura, seconded by Representative Ajifu and carried, the House of Representatives adjourned to 11:30 o'clock a.m. tomorrow, Friday, February 6, 1976.

THIRTEENTH DAY

Friday, February 6, 1976

The House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Dennis M. Koshko of St. John Apostle and Evangelist Church, after which the Roll was called showing all members present with the exception of Representatives Abercrombie, Ajifu, Amaral, Carroll, Kawakami, Larsen, Lunasco, Machida, Morioka, Roehrig and Uechi, who were excused.

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

On motion by Representative Kimura, seconded by Representative Fong and carried, reading of the Journal was dispensed with and the Journal of the Twelfth Day was approved.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 1 to 4) were read by the Clerk and were disposed of as follows:

A communication from Eileen R. Anderson (Dept. Com. No. 1) transmitting copies of the Supplemental Statement With Respect to Bonds Authorized By the Legislature of Hawaii, Regular Session of 1975, in accordance with Part IV of Section 39 of the Hawaii Revised Statutes, was placed on file.

A communication from Hideto Kono (Dept. Com. No. 2) transmitting copies of "What Hawaii's Residents Think of the Visitor Industry", was placed on file.

A communication from Hideto Kono (Dept. Com. No. 3) transmitting copies of a report prepared by the Department of Planning and Economic Development in accordance with the provisions of Act 189, SLH 1975, was placed on file.

A communication from Major General Valentine A. Sieffermann, Adjutant General, HANG (Dept. Com. No. 4) acknowledging receipt of H.R. No. 6, was placed on file.

MISCELLANEOUS COMMUNICATION

A communication from the family of the late Guy Matsuji Matsuguma (Misc. Com. No. 3) acknowledging receipt of H.R. No. 6, was read by the Clerk and was placed on file.

The following introductions were made to the members of the House:

Representative Sutton introduced Judge and Mrs. Van Wyfelt from Perry, Iowa, who were visiting the capitol with Margaret Drake of Honolulu.

Representative Kimura introduced a group of visitors from Tokyo, Japan. The group was made up largely of jewelers who are just completing a tour of the United States. They were accompanied by Mrs. Itakura and Mrs. Tsukioka.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following bills (H.B. Nos. 2404-76 to 2429-76) were disposed of as follows:

| <u>H.B. Nos.</u> | <u>Referred to:</u> |
|------------------|---|
| 2404-76 | Jointly to the Committees on Youth and Elderly Affairs and Environmental Protection, then to the Committee on Finance |
| 2405-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2406-76 | Committee on Consumer Protection and Commerce |
| 2407-76 | Committee on Higher Education, then to the Committee on Finance |
| 2408-76 | Committee on Education, then to the Committee on Finance |
| 2409-76 | Committee on Judiciary |
| 2410-76 | Committee on Finance |
| 2411-76 | Committee on Finance |

2412-76 Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance to the Committee on Finance

DEFERRED RESOLUTIONS

2413-76 Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance

The following resolutions (H.R. Nos. 115 to 123) and concurrent resolutions (H.C.R. Nos. 19 to 21) were disposed of as follows:

| | <u>H.R. Nos.</u> | <u>Referred to:</u> |
|---|--------------------|---|
| 2414-76 Committee on Consumer Protection and Commerce | 115 | Committee on Housing, then to the Committee on Legislative Management |
| 2415-76 Committee on Finance | 116 | Committee on Tourism, then jointly to the Committees on Education and Higher Education |
| 2416-76 Committee on Consumer Protection and Commerce | 117 | Committee on Energy and Transportation, then to the Committee on Legislative Management |
| 2417-76 Committee on Judiciary, then to the Committee on Finance | 118 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Energy and Transportation |
| 2418-76 Committee on Housing | 119 | Committee on Water, Land Use, Development, and Hawaiian Homes |
| 2419-76 Committee on Housing, then to the Committee on Finance | 120 | Committee on Water, Land Use, Development, and Hawaiian Homes |
| 2420-76 Committee on Finance | 121 | Committee on Agriculture |
| 2421-76 Committee on Education, then to the Committee on Finance | 122 | Committee on Energy and Transportation |
| 2422-76 Committee on Education, then to the Committee on Finance | 123 | Jointly to the Committees on Education and Higher Education |
| 2423-76 Committee on Environmental Protection, then to the Committee on Finance | | |
| 2424-76 Committee on Agriculture, then to the Committee on Finance | <u>H.C.R. Nos.</u> | |
| 2425-76 Committee on Agriculture, then to the Committee on Finance | 19 | Committee on Energy and Transportation, then to the Committee on Legislative Management |
| 2426-76 Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | 20 | Committee on Housing, then to the Committee on Legislative Management |
| 2427-76 Committee on Judiciary, then to the Committee on Finance | 21 | Jointly to the Committees on Education and Higher Education |
| 2428-76 Committee on Labor and Public Employment, then to the Committee on Finance | | |
| 2429-76 Committee on Labor and Public Employment, then | | |

COMMITTEE REASSIGNMENT

H.B. No. 2351-76 was re-referred

to the Committee on Finance.

STANDING COMMITTEE REPORTS

Representative Akizaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 15-76) informing the House that House Bill Nos. 2404-76 to 2429-76, House Resolution Nos. 109 to 123, House Concurrent Resolution Nos. 19 to 21 and Standing Committee Report Nos. 11-76 to 14-76, have been printed and distributed.

On motion by Representative Akizaki, seconded by Representative Kiyabu and carried, the report of the Committee was adopted.

Representative Akizaki, for the joint Committees on Legislative Management and Finance, presented a report (Stand. Com. Rep. No. 16-76) recommending that S.B. No. 1893-76, SD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Akizaki, seconded by Representative Suwa and carried, the report of the joint Committee was adopted and S.B. No. 1893-76, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN", passed Second Reading and was placed on the calendar for Third Reading on Monday, February 9, 1976.

The Chair directed the Clerk to note that printed copies were made available to the members of the House at 11:30 o'clock a.m.

INTRODUCTION OF BILLS

On motion by Representative Kimura, seconded by Representative Fong and carried, the following bills (H.B. Nos. 2430-76 to 2454-76) passed First Reading by title and were referred to the Committee on Legislative Management:

House Bill Nos.

2430-76 "A Bill for an Act making an appropriation for the Molokai Hospital."

Introduced by: Representatives Kondo and Santos.

2431-76 "A Bill for an Act making an appropriation for the construction of a center for the retarded at the Special Education Center of Oahu."

Introduced by: Representatives Kiyabu, Akizaki, Blair, Clarke, Evans, Hakoda, Ho, Ikeda, Inaba, Kamalii, Kawakami, Kimura, Kondo, Lee, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Poepoe, Sakima, Santos, Shito, Stanley, Sutton, Suwa, Takamine, Takamura, Uechi, Yamada, Yap and Yuen.

2432-76 "A Bill for an Act making an appropriation for the planning and construction of a park in Waiiau, Oahu."

Introduced by: Representatives Mizuguchi, Cayetano, Ho, Kawakami, Kunimura, Machida, Shito and Takamura.

2433-76 "A Bill for an Act making an appropriation for land acquisition, planning, and construction of a neighborhood park in Waiiau, Oahu."

Introduced by: Representatives Mizuguchi, Cayetano, Ho, Kawakami, Kunimura, Machida, Shito and Takamura.

2434-76 "A Bill for an Act making an appropriation for the planning and construction of a recreational complex in Pearl Ridge, Oahu."

Introduced by: Representatives Mizuguchi, Cayetano, Ho, Kawakami, Kunimura, Machida, Shito and Takamura.

2435-76 "A Bill for an Act making an appropriation for the planning and construction of a district park in Waiiau, Oahu."

Introduced by: Representatives Mizuguchi, Cayetano, Ho, Kawakami, Kunimura, Machida, Shito and Takamura.

2436-76 "A Bill for an Act relating to parks and playgrounds dedication."

Introduced by: Representatives Mizuguchi, Peters, Ho, Kawakami, Kunimura, Machida, Shito and Takamura.

2437-76 "A Bill for an Act relating to tuition waivers for student teachers."

- Introduced by: Representatives Shito, Akizaki, Cayetano, Ho, Kihano, Kiyabu, Kunimura, Lum, Oda, Sakima, Santos, Sutton, Takamura, Ushijima, Yuen and Wakatsuki.
- 2438-76 "A Bill for an Act relating to the compensation of certain persons under the Criminal Injuries Compensation Act and providing appropriations therefor."
- Introduced by: Representative Wakatsuki. (By request)
- 2439-76 "A Bill for an Act relating to Law Clerks for Justices of the Supreme Court."
- Introduced by: Representative Wakatsuki. (By request)
- 2440-76 "A Bill for an Act relating to Circuit Courts."
- Introduced by: Representative Wakatsuki. (By request)
- 2441-76 "A Bill for an Act relating to the Uniform Parentage Act."
- Introduced by: Representative Wakatsuki. (By request)
- 2442-76 "A Bill for an Act relating to the Sheriff."
- Introduced by: Representative Wakatsuki. (By request)
- 2443-76 "A Bill for an Act relating to the Administrative Director of the Courts."
- Introduced by: Representative Wakatsuki. (By request)
- 2444-76 "A Bill for an Act relating to intoxicating liquor."
- Introduced by: Representative Blair.
- 2445-76 "A Bill for an Act relating to transportation costs of farm products."
- Introduced by: Representatives Kawakami, Garcia, Ho, Kamalii, Kunimura, Larsen, Lunasco, Machida, Sakima, Santos, Shito, Takamine and Takamura.
- 2446-76 "A Bill for an Act making an appropriation for a sonar detecting device."
- Introduced by: Representatives Kawakami, Evans, Garcia, Ho, Kamalii, Kunimura, Larsen, Lunasco, Machida, Sakima, Santos, Shito, Takamine and Takamura.
- 2447-76 "A Bill for an Act making an appropriation for grants-in-aid to the Board of Water Supply, City and County of Honolulu, for various capital improvement projects in the Kalihi-Kapalama Districts, Oahu."
- Introduced by: Representatives Sakima, Cobb, Fong, Kimura, Kiyabu, Kunimura, Lee, Lum, Naito, Shito, Yap and Yuen.
- 2448-76 "A Bill for an Act making an appropriation for the restoration and maintenance of Halawa Stream."
- Introduced by: Representatives Uechi and Wakatsuki.
- 2449-76 "A Bill for an Act making an appropriation for a flood control drain for Moanalua Gardens, Oahu."
- Introduced by: Representatives Uechi and Wakatsuki.
- 2450-76 "A Bill for an Act making an appropriation for planning and construction of a fence between Aloha Stadium land and Ohenana Loop."
- Introduced by: Representatives Uechi and Wakatsuki.
- 2451-76 "A Bill for an Act making an appropriation for capital improvements in the Eighth Representative District."
- Introduced by: Representatives Cobb and Larsen.
- 2452-76 "A Bill for an Act proposing an amendment to Article III, Section 15, of the Hawaii Constitution, to limit the number of bills introduced."
- Introduced by: Representatives Larsen, Abercrombie, Ajifu, Blair, Clarke, Cobb, Evans, Fong, Hakoda, Ikeda, Kamalii, Lum, Naito, Oda, Poepoe, Santos, Sutton and Takamura.
- 2453-76 "A Bill for an Act making appropriations for capital improvement projects in the Twenty-Fifth Representative District of Oahu."
- Introduced by: Representatives Medeiros and Poepoe.
- 2454-76 "A Bill for an Act making

appropriations for capital improvement projects in the Twenty-Fifth Representative District of Oahu."

Introduced by: Representatives Medeiros and Poepoe.

At this time, Representative Sutton, on a point of order, stated:

"I was on my feet, sir, and unable to get your attention on the Legislative appropriation, S.B. No. 1893-76."

The Chair then stated:

"Representative Sutton, I believe you have a mike in hand - you never called the Chair's attention . . ."

Representative Sutton interrupted, saying:

"I mentioned your name, but not too loudly - we are constrained by decorum, sir."

The Chair then replied:

"You will have your chance on Monday."

Representative Sutton then stated:

"I will have my chance on Monday. Thank you, sir."

The Chair, at this time, directed the Clerk to note the presence of Representative Abercrombie.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 124 to 130) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 124) congratulating Sandra Murakami on winning the Southwest Division Elimination of the Baldwin Junior Keyboard Competition was jointly offered by Representatives Cayetano, Mizuguchi, Abercrombie, Akizaki, Blair, Carroll, Cobb, Fong, Inaba, Kawakami, Kiyabu, Kondo, Kunimura, Larsen, Lee, Lum, Machida, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Shito, Stanley, Suwa, Takamine, Takamura, Uechi, Yap and Yuen.

On motion by Representative Cayetano, seconded by Representative Mizuguchi and carried, H.R. No. 124 was adopted.

Representative Cayetano then introduced Sandra Murakami; her

parents, Mr. and Mrs. Haruki Murakami; and her piano teacher, Ms. Kay Dolan. The honoree was then presented with a red carnation lei by Representative Mizuguchi and a certified copy of the Resolution by Representative Cayetano.

A resolution (H.R. No. 125) congratulating Gary Y. Fujitani on his selection by the Hawaii State Jaycees as one of Hawaii's three Outstanding Young Men of 1975 and commending him for dedicated community service was jointly offered by Representatives Kiyabu, Abercrombie, Ajifu, Akizaki, Amaral, Blair, Carroll, Clarke, Cobb, Evans, Hakoda, Ho, Ikeda, Inaba, Kamalii, Kawakami, Kihano, Kimura, Kondo, Kunimura, Lee, Lum, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Naito, Oda, Peters, Poepoe, Roehrig, Sakima, Santos, Shito, Stanley, Sutton, Suwa, Takamine, Takamura, Uechi, Yamada, Yap and Yuen.

On motion by Representative Kiyabu, seconded by Representative Naito and carried, H.R. No. 125 was adopted.

At this time, Representative Kiyabu introduced Gary Fujitani to the members of the House and the honoree was presented with a red carnation lei by Representative Naito and a certified copy of the Resolution by Representative Kiyabu.

At 11:49 o'clock a.m., the Chair declared a recess, subject to the call of the Chair.

Upon reconvening at 11:51 o'clock a.m., the Chair directed the Clerk to note the presence of Representative Carroll.

A resolution (H.R. No. 126) congratulating Mr. William Valentine Brilhante for being selected one of Hawaii's Outstanding Young Men of 1975 was jointly offered by Representatives Roehrig, Segawa, Abercrombie, Akizaki, Blair, Cayetano, Clarke, Cobb, Ho, Inaba, Kihano, Kiyabu, Kunimura, Lee, Lunasco, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Sakima, Santos, Shito, Stanley, Suwa, Takamine, Takamura, Yamada and Yuen.

On motion by Representative Segawa, seconded by Representative Inaba and carried, H.R. No. 126 was adopted.

A resolution (H.R. No. 127) in memory of Tetsuro "Rosey" Maeda

was jointly offered by Representatives Kawakami, Ajifu, Akizaki, Amaral, Blair, Carroll, Cayetano, Clarke, Cobb, Evans, Fong, Garcia, Hakoda, Ho, Ikeda, Kamalii, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Larsen, Lee, Lum, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Oda, Peters, Poepoe, Roehrig, Sakima, Santos, Segawa, Shito, Stanley, Sutton, Takamine, Takamura, Uechi, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

On motion by Representative Yamada, seconded by Representative Kunimura and carried, H.R. No. 127 was adopted.

A resolution (H.R. No. 128) congratulating Masae Kawamura, Kauai's Junior Miss for 1976 was jointly offered by Representatives Kawakami, Ajifu, Akizaki, Amaral, Blair, Carroll, Cayetano, Clarke, Cobb, Evans, Fong, Garcia, Hakoda, Ho, Ikeda, Kamalii, Kimura, Kiyabu, Kondo, Kunimura, Larsen, Lee, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Oda, Peters, Poepoe, Roehrig, Sakima, Santos, Segawa, Shito, Stanley, Sutton, Takamine, Takamura, Uechi, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

On motion by Representative Kunimura, seconded by Representative Yamada and carried, H.R. No. 128 was adopted.

A resolution (H.R. No. 129) congratulating Teruko Fung on being chosen Kauai District Teacher of the Year for 1976 was jointly offered by Representatives Kawakami, Ajifu, Akizaki, Amaral, Blair, Carroll, Cayetano, Clarke, Cobb, Evans, Fong, Garcia, Hakoda, Ho, Ikeda, Inaba, Kamalii, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Larsen, Lum, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Oda, Peters, Poepoe, Roehrig, Sakima, Santos, Segawa, Shito, Stanley, Sutton, Suwa, Takamine, Takamura, Uechi, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

On motion by Representative Yamada, seconded by Representative Kunimura and carried, H.R. No. 129 was adopted.

A resolution (H.R. No. 130) congratulating the Pearl City Chargers on their winning of the Western Division Pop Warner Pee Wee Championship was jointly offered by Representatives Mizuguchi, Cayetano, Fong, Ho, Kawakami, Kunimura, Machida, Naito, Shito, Takamine, Takamura and Yuen.

On motion by Representative Mizuguchi, seconded by Representative Cayetano and carried, H.R. No. 130 was adopted.

By unanimous consent, the following resolutions (H.R. Nos. 131 to 138) and concurrent resolution (H.C.R. No. 22) were referred to the Committee on Legislative Management and further action was deferred until Monday, February 9, 1976:

A resolution (H.R. No. 131) relating to changing the name of Kula Sanatorium and General Hospital was jointly offered by Representatives Machida, Amaral, Kondo and Santos.

A resolution (H.R. No. 132) opposing landing rights granted the supersonic transport was jointly offered by Representatives Blair, Ho, Abercrombie, Akizaki, Cayetano, Kiyabu, Shito, Suwa, Takamine, Takamura and Yuen.

A resolution (H.R. No. 133) requesting the City and County of Honolulu to conduct a feasibility study to locate a police sub-station in Waipahu, Oahu, was jointly offered by Representatives Kihano and Shito.

A resolution (H.R. No. 134) requesting the City and County of Honolulu to conduct a feasibility study to locate a police sub-station in Mililani, Oahu, was jointly offered by Representatives Kihano and Shito.

A resolution (H.R. No. 135) Hawaii National Guard Association (HNGA) resolution relating to an interim State tuition assistance bill for members of the Hawaii National Guard was jointly offered by Representatives Kiyabu and Shito.

A resolution (H.R. No. 136) requesting the United States Civil Aeronautics Board to authorize direct flights from Kauai to the mainland states was jointly offered by Representatives Kawakami, Garcia, Ho, Kamalii, Kunimura, Larsen, Lunasco, Machida, Sakima, Santos, Shito, Takamine, Takamura and Uechi.

A resolution (H.R. No. 137) endorsing the preservation of agricultural land at Kilauea, County of Kauai, was jointly offered by Representatives Kawakami, Blair, Carroll, Garcia, Ho, Kamalii, Kunimura, Larsen, Lum, Lunasco, Machida, Sakima, Santos, Shito, Takamine, Takamura and Uechi.

A resolution (H.R. No. 138) supporting

United States House Bill 2522, a bill to provide Federal programs of educational, employment, and other assistance to areas with heavy concentrations of foreign-born persons was offered by Representative Garcia.

A concurrent resolution (H.C.R. No. 22) supporting United States House Bill 2522, a bill to provide Federal programs of educational, employment, and other assistance to areas with heavy concentrations of foreign-born persons was offered by Representative Garcia.

THIRD READING

At this time, Representative Kunimura, on a point of information, asked:

"I notice, am I correct, the Agriculture Committee is not present on the floor today? May I make a personal request that you introduce a resolution commending the Committee for extraordinary bravery in this bad weather to go out on this field trip."

Representative Suwa then rose and stated:

"Mr. Speaker, since the Agriculture Committee is on the inspection trip, and so that members may have the opportunity to vote on the important concern for the taxpayers, I would like to ask the Body to postpone this action till Monday morning."

The Chair then stated:

"No objections? So ordered."

The following bills, which were on the calendar for Third Reading, were read throughout and the follow-

ing actions taken:

H.B. No. 1994-76

By unanimous consent, action on H.B. No. 1994-76 was deferred until Monday, February 9, 1976.

H.B. No. 1995-76

By unanimous consent, action on H.B. No. 1995-76 was deferred until Monday, February 9, 1976.

H.B. No. 1996-76

By unanimous consent, action on H.B. No. 1996-76 was deferred until Monday, February 9, 1976.

H.B. No. 1997-76

By unanimous consent, action on H.B. No. 1997-76 was deferred until Monday, February 9, 1976.

Representative Cobb then rose on a point of information and asked:

"Will there be caucuses on each of these measures prior to enactment on Third Reading?"

The Chair replied:

"It is my understanding that the Majority Leader will be calling a caucus on Monday."

ADJOURNMENT

At 11:55 o'clock a.m., on motion by Representative Kimura, seconded by Representative Fong and carried, the House of Representatives adjourned until Monday, February 9, 1976.

FOURTEENTH DAY

Monday, February 9, 1976

The House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by The Reverend Franklin S.H. Chun of Saint Peter's Episcopal Church, after which the Roll was called showing all members present with the exception of Representative Kunimura, who was excused.

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

On motion by Representative Kimura, seconded by Representative Ajifu and carried, reading of the Journal was dispensed with and the Journal of the Thirteenth Day was approved.

At this time, Representative Sutton introduced to the members of the House Mr. Alfred Price, Director of the State Culture and the Arts, who was seated in the gallery.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following bills (H.B. Nos. 2430-76 to 2454-76) were disposed of as follows:

| <u>H.B. Nos.</u> | <u>Referred to:</u> | | |
|------------------|---|---------|--|
| 2430-76 | Committee on Health, then to the Committee on Finance | | |
| 2431-76 | Committee on Education, then to the Committee on Finance | | |
| 2432-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | | |
| 2433-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | | |
| 2434-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, | 2435-76 | then to the Committee on Finance |
| | | | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| | | 2436-76 | Committee on Water, Land Use, Development, and Hawaiian Homes |
| | | 2437-76 | Committee on Higher Education, then to the Committee on Finance |
| | | 2438-76 | Committee on Judiciary, then to the Committee on Finance |
| | | 2439-76 | Jointly to the Committees on Judiciary and Labor and Public Employment, then to the Committee on Finance |
| | | 2440-76 | Committee on Judiciary, then to the Committee on Finance |
| | | 2441-76 | Committee on Judiciary |
| | | 2442-76 | Jointly to the Committees on Judiciary and Labor and Public Employment, then to the Committee on Finance |
| | | 2443-76 | Jointly to the Committees on Judiciary and Labor and Public Employment, then to the Committee on Finance |
| | | 2444-76 | Committee on Consumer Protection and Commerce |
| | | 2445-76 | Committee on Agriculture, then to the Committee on Finance |
| | | 2446-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| | | 2447-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| | | 2448-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, |

| | | | |
|---------|---|-------------------|---|
| | then to the Committee on Finance | | Assistance and Human Services |
| 2449-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | <u>H.C.R. No.</u> | |
| | | 22 | Committee on Public Assistance and Human Services |
| 2450-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | | |
| | | | COMMITTEE REASSIGNMENT |
| | | | H.B. No. 2298-76 was re-referred to the Committee on Youth and Elderly Affairs, then to the Committee on Finance. |
| 2451-76 | Committee on Education, then to the Committee on Finance | | |
| | | | UNFINISHED BUSINESS |
| 2452-76 | Jointly to the Committees on Judiciary and Legislative Management | | H.B. No. 1994-76 on Third Reading (Deferred from February 6, 1976): |
| 2453-76 | Committee on Education, then to the Committee on Finance | | Representative Suwa moved that action on H.B. No. 1994-76 be deferred to the end of the calendar and the Chair, noting that there were no objections, so ordered. |
| 2454-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | | H.B. No. 1995-76 on Third Reading (Deferred from February 6, 1976): |
| | | | Representative Suwa moved that action on H.B. No. 1995-76 be deferred to the end of the calendar and the Chair, noting that there were no objections, so ordered. |

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 131 to 138) and concurrent resolution (H.C.R. No. 22) were referred as follows:

| <u>H.R. Nos.</u> | <u>Referred to:</u> | | |
|------------------|---|--|---|
| 131 | Committee on Health | | |
| 132 | Jointly to the Committees on Environmental Protection and Energy and Transportation | | Representative Suwa moved that action on H.B. No. 1996-76 be deferred to the end of of the calendar and the Chair, noting that there were no objections, so ordered. |
| 133 | Committee on Judiciary | | H.B. No. 1997-76 on Third Reading (Deferred from February 6, 1976): |
| 134 | Committee on Judiciary | | |
| 135 | Committee on Judiciary, then to the Committee on Finance | | Representative Suwa moved that action on H.B. No. 1997-76 be deferred to the end of the calendar and the Chair, noting that there were no objections, so ordered. |
| 136 | Committee on Agriculture, then to the Committee on Energy and Transportation | | |
| | | | STANDING COMMITTEE REPORT |
| 137 | Jointly to the Committees on Agriculture and Water, Land Use, Development, and Hawaiian Homes | | Representative Akizaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 17-76) informing the House that House Bill Nos. 2430-76 to 2454-76, House Resolution Nos. 124 to 138, House Concurrent Resolution No. |
| 138 | Committee on Public | | |

22, and Standing Committee Report No. 16-76, have been printed and distributed.

On motion by Representative Akizaki, seconded by Representative Kiyabu and carried, the report of the Committee was adopted.

SPECIAL COMMITTEE REPORT

Representative Suwa, for the Committee on Finance to which was assigned the task of conducting a review as to how real property tax relief may be afforded homeowners and renters who are burdened by high real property taxes, presented a report (Spec. Com. Rep. No. 16).

The report was received and was placed on file.

INTRODUCTION OF BILLS

On motion by Representative Kimura, seconded by Representative Ajifu and carried, the following bills (H. B. Nos. 2455-76 to 2508-76) passed First Reading by title and were referred to the Committee on Legislative Management and further action was deferred until tomorrow, February 10, 1975:

House Bill Nos.

2455-76 "A Bill for an Act relating to the Liquor Tax Law."

Introduced by: Representative Kondo.

2456-76 "A Bill for an Act making an appropriation for street lighting in the Makiki-Round Top area of Honolulu, Oahu."

Introduced by: Representatives Abercrombie and Ushijima.

2457-76 "A Bill for an Act relating to estimate for motor vehicle repair."

Introduced by: Representatives Yamada and Oda.

2458-76 "A Bill for an Act making a supplemental appropriation for site development, plans, construction, and equipment for schools in the Pearl City complex."

Introduced by: Representatives Mizuguchi, Cayetano, Ho, Kawakami, Kunimura, Machida, Shito and Takamura.

2459-76 "A Bill for an Act making an appropriation for plans and construction of a housing facility at Waimano Home."

Introduced by: Representatives Cayetano and Mizuguchi.

2460-76 "A Bill for an Act making an appropriation for plans and construction of an acoustic shell for Leeward Community College Theatre."

Introduced by: Representatives Cayetano and Mizuguchi.

2461-76 "A Bill for an Act making an appropriation for capital improvement projects at Maunalani Playground, Oahu."

Introduced by: Representatives Hakoda, Ajifu, Ikeda, Larsen, Morioka and Poepoe.

2462-76 "A Bill for an Act making an appropriation for the plans and construction for replacement and installation of sewer mains for Palolo area, Oahu."

Introduced by: Representatives Hakoda, Ajifu, Ikeda, Larsen, Morioka and Poepoe.

2463-76 "A Bill for an Act making an appropriation for capital improvement projects at William Paul Jarrett Intermediate School, Oahu."

Introduced by: Representatives Hakoda, Ajifu, Ikeda, Larsen and Poepoe.

2464-76 "A Bill for an Act making an appropriation for plans and construction for improvements, including renovations and repairs at William Paul Jarrett Intermediate School, Oahu."

Introduced by: Representatives Hakoda, Ajifu, Ikeda, Larsen, Morioka and Poepoe.

2465-76 "A Bill for an Act making an appropriation for capital improvement projects at William Paul Jarrett Intermediate School, Oahu."

Introduced by: Representatives Hakoda, Ajifu, Ikeda, Larsen, Morioka and Poepoe.

2466-76 "A Bill for an Act making an appropriation for plans and construction for improvements including repairs and renovations of buildings at Aliiolani Elementary School, Oahu."

- Introduced by: Representatives
Hakoda, Ajifu, Ikeda, Larsen,
Morioka and Poepoe.
- 2467-76 "A Bill for an Act making
an appropriation for capital improve-
ment projects at Hukulani Elementary
School, Oahu."
- Introduced by: Representatives
Hakoda, Ajifu, Ikeda, Larsen,
Morioka and Poepoe.
- 2468-76 "A Bill for an Act making
an appropriation for capital improve-
ment projects at Hukulani Elementary
School, Oahu."
- Introduced by: Representatives
Hakoda, Ajifu, Ikeda, Larsen,
Morioka and Poepoe.
- 2469-76 "A Bill for an Act making
an appropriation for capital improve-
ment projects at Kanewai Field,
Oahu."
- Introduced by: Representatives
Hakoda, Ajifu, Ikeda, Larsen,
Morioka and Poepoe.
- 2470-76 "A Bill for an Act making
an appropriation for capital improve-
ment projects for Kalaepohaku
Park, Oahu."
- Introduced by: Representatives
Hakoda, Ajifu, Ikeda, Larsen,
Morioka and Poepoe.
- 2471-76 "A Bill for an Act relating
to records of the Liquor Commission."
- Introduced by: Representative
Ushijima.
- 2472-76 "A Bill for an Act relating
to assistance to displaced persons."
- Introduced by: Representative
Ushijima.
- 2473-76 "A Bill for an Act relating
to a staggered system of motor
vehicle registration."
- Introduced by: Representative
Ushijima.
- 2474-76 "A Bill for an Act to
amend Section 704-402, Hawaii
Revised Statutes."
- Introduced by: Representative
Ushijima.
- 2475-76 "A Bill for an Act relating
to hearing before a district judge."
- Introduced by: Representative
Ushijima.
- 2476-76 "A Bill for an Act relating
to refusal to submit to breath or
blood testing upon arrest."
- Introduced by: Representative
Ushijima.
- 2477-76 "A Bill for an Act amending
Section 708-840, Hawaii Revised
Statutes, relating to robbery first
degree."
- Introduced by: Representative
Ushijima.
- 2478-76 "A Bill for an Act relating
to the operation of bicycles."
- Introduced by: Representative
Ushijima.
- 2479-76 "A Bill for an Act amending
Section 205-35 of the Hawaii Revised
Statutes, relating to shoreline setbacks."
- Introduced by: Representative
Ushijima.
- 2480-76 "A Bill for an Act amending
Section 91-14 of the Hawaii Revised
Statutes, relating to judicial review
of contested cases."
- Introduced by: Representative
Ushijima.
- 2481-76 "A Bill for an Act amending
Section 101-2 of the Hawaii Revised
Statutes, relating to taking of private
property for public use and the
disposal of excess property."
- Introduced by: Representative
Ushijima.
- 2482-76 "A Bill for an Act amending
Section 205-5 of the Hawaii Revised
Statutes, relating to zoning."
- Introduced by: Representative
Ushijima.
- 2483-76 "A Bill for an Act deleting
Section 46-4.5 of the Hawaii Revised
Statutes, relating to ordinances
establishing historical, cultural,
and scenic districts."
- Introduced by: Representative
Ushijima.
- 2484-76 "A Bill for an Act amending
Section 205-6 of the Hawaii Revised
Statutes, relating to special permits."
- Introduced by: Representative
Ushijima.

- 2485-76 "A Bill for an Act making an appropriation to provide a grant-in-aid to drug rehabilitation programs."
Introduced by: Representative Segawa.
- 2486-76 "A Bill for an Act relating to community health services."
Introduced by: Representative Segawa.
- 2487-76 "A Bill for an Act making an appropriation to provide a grant-in-aid to Awareness House, Inc."
Introduced by: Representative Segawa.
- 2488-76 "A Bill for an Act making an appropriation to provide a grant-in-aid to Hilo Association to Help Retarded Citizens."
Introduced by: Representative Segawa.
- 2489-76 "A Bill for an Act making an appropriation to provide a grant-in-aid to Waimano Home."
Introduced by: Representative Segawa.
- 2490-76 "A Bill for an Act making appropriations for capital improvements projects at the Waikiki Aquarium (University of Hawaii)."
Introduced by: Representative Carroll.
- 2491-76 "A Bill for an Act making a supplemental appropriation for renovation of kitchen and bathroom facilities at Palolo Housing, Palolo, Honolulu."
Introduced by: Representatives Morioka, Akizaki, Hakoda, Inaba, Kimura, Kunimura, Machida, Mizuguchi, Naito, Oda, Peters, Sakima, Uechi, Ushijima, Yamada, Yap and Wakatsuki.
- 2492-76 "A Bill for an Act making an appropriation for the acquisition, planning, construction, and equipping of Rainbow Park, McGrew Point, Oahu."
Introduced by: Representatives Mizuguchi, Cayetano, Wakatsuki, Uechi, Akizaki and Kiyabu.
- 2493-76 "A Bill for an Act making an appropriation for a grant-in-aid to the City and County of Honolulu for street improvements in the Ninth Representative District."
Introduced by: Representatives Hakoda, Ajifu, Carroll and Morioka.
- 2494-76 "A Bill for an Act relating to appropriations for capital improvement projects for the Third District, Hawaii."
Introduced by: Representatives Takamine, Inaba, Roehrig, Segawa and Suwa.
- 2495-76 "A Bill for an Act relating to the Lapakahi State Historical Park project."
Introduced by: Representatives Takamine, Ho, Inaba, Kawakami, Kiyabu, Lunasco, Oda, Roehrig, Segawa, Shito, Stanley, Suwa and Takamura.
- 2496-76 "A Bill for an Act making an appropriation to provide a grant-in-aid to the Bishop Museum."
Introduced by: Representative Ushijima.
- 2497-76 "A Bill for an Act relating to the State and Local Fiscal Assistance Act of 1972, as amended."
Introduced by: Representative Ushijima.
- 2498-76 "A Bill for an Act relating to the State and Local Fiscal Assistance Act of 1972, as amended."
Introduced by: Representative Ushijima.
- 2499-76 "A Bill for an Act making an appropriation for plans and construction of jogging paths in the State."
Introduced by: Representatives Akizaki, Blair, Kimura, Kiyabu, Kunimura, Lee and Wakatsuki.
- 2500-76 "A Bill for an Act making appropriations for capital improvement projects in the City and County of Honolulu."
Introduced by: Representatives Akizaki and Takamura.
- 2501-76 "A Bill for an Act making an appropriation for the Continuing Education for Women Program at the University of Hawaii."
Introduced by: Representatives Sakima, Abercrombie, Ho, Ikeda,

Kihano, Kunimura, Lee, Naito, Peters, Santos, Segawa, Shito, Stanley, Suwa, Takamura, Ushijima and Yuen.

2502-76 "A Bill for an Act making an appropriation for non-income generating sports programs at the Manoa campus of the University of Hawaii, Oahu."

Introduced by: Representatives Sakima, Abercrombie, Ho, Kihano, Kunimura, Lee, Naito, Segawa, Shito, Stanley, Takamura and Ushijima.

2503-76 "A Bill for an Act making an appropriation for a program specialist in speech and hearing in the Department of Education."

Introduced by: Representative Evans.

2504-76 "A Bill for an Act relating to a model pilot project for school language, speech, and hearing programs and services."

Introduced by: Representative Evans.

2505-76 "A Bill for an Act relating to statewide composite policy planning."

Introduced by: Representatives Clarke, Ajifu, Evans and Hakoda.

2506-76 "A Bill for an Act making an appropriation to fund public service announcements on Hawaii Public Television."

Introduced by: Representatives Larsen, Carroll, Fong, Kamalii, Lum and Sutton.

2507-76 "A Bill for an Act relating to chiropractic."

Introduced by: Representative Carroll.

2508-76 "A Bill for an Act relating to sewer use charges and real property taxation."

Introduced by: Representative Ikeda.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 139 to 146) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 139) congratulating Ruby Hiraishi, Windward

Teacher of the Year was jointly offered by Representatives Evans, Ajifu, Clarke, Medeiros and Poepoe.

On motion by Representative Evans, seconded by Representative Ajifu and carried, H.R. No. 139 was adopted.

At this time, Representative Evans introduced to the members of the House the honoree, Ms. Ruby T. Hiraishi; Mr. James Yoshimori, Principal of Kaneohe Elementary School; Joyce Igarashi, a student at Kaneohe Elementary who represented the entire student body; and Mr. Greg Travanovich, PTA President.

Representative Evans then presented Ms. Hiraishi with a certified copy of House Resolution No. 139 and Representative Ajifu presented her with a carnation lei.

A resolution (H.R. No. 140) extending congratulations to the Interscholastic League champions and the 1975 State football champions: The Kamehameha Warriors was jointly offered by Representatives Ho, Kimura, Abercrombie, Ajifu, Akizaki, Amaral, Blair, Carroll, Cayetano, Clarke, Cobb, Evans, Fong, Garcia, Hakoda, Ikeda, Inaba, Kamalii, Kawakami, Kihano, Kiyabu, Kondo, Kunimura, Larsen, Lee, Lum, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Naito, Oda, Peters, Poepoe, Roehrig, Sakima, Santos, Segawa, Shito, Stanley, Suwa, Takamine, Takamura, Uechi, Ushijima, Yamada, Yap and Yuen.

On motion by Representative Ho, seconded by Representative Kimura and carried, H.R. No. 140 was adopted.

At this time, Representative Kimura introduced to the members of the House the following members of the Kamehameha Warriors: Blaine Gaison, quarterback who was also selected as the Player of the Year; Radford Park, running back; Stanton Akana, linebacker; and Calvin Chai, Head Coach.

Certified copies of House Resolution No. 140 were then presented to Mr. Calvin Chai by Representative Kawakami.

A resolution (H.R. No. 141) extending congratulations to Dr. Jean Charlot on the occasion of his 78th birthday, the opening of a retrospective exhibit of his work, and for receipt of the Order of Distinction for cultural leadership was jointly offered by Representatives Abercrombie, Ho, Ajifu, Akizaki, Amaral, Blair, Carroll, Cayetano, Clarke, Cobb, Evans, Fong, Garcia, Hakoda, Ikeda, Inaba, Kamalii, Kawakami, Kihano, Kimura, Kiyabu, Kondo,

Kunimura, Larsen, Lee, Lum, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Naito, Oda, Peters, Poepoe, Roehrig, Sakima, Santos, Segawa, Shito, Stanley, Sutton, Suwa, Takamine, Takamura, Uechi, Ushijima, Yamada, Yap and Yuen.

On motion by Representative Abercrombie, seconded by Representative Ho and carried, H.R. No. 141 was adopted.

At this time, Representative Abercrombie introduced the honoree and his family, stating:

"Mr. Speaker, in my opportunities to travel throughout the world, I had occasion to meet with, in the country of India, someone who is considered a 'national treasure' of India, a poet. Japan also has a custom of recognizing individuals whom they consider 'national treasures' for their contributions to the artistic and cultural life of the Nation because in the artistic and cultural life of the Nation is embodied the values to give permanency to any civilized society.

We have an opportunity today to congratulate, if only for a moment, a 'national treasure' of the United States and certainly a State treasure and that is Dr. Jean Charlot."

Representative Naito then presented Dr. Charlot with a carnation lei and Representative Ho presented Mrs. Zoma Charlot with a carnation lei.

Representative Abercrombie then presented a certified copy of House Resolution No. 141 to Dr. Jean Charlot.

Other members of the family introduced to the members of the House were Mrs. Zoma Charlot, wife; Martin and Peter Charlot, sons of the honoree; and grandchildren, David and Priscilla Charlot.

At 11:51 o'clock a.m., the Chair declared a recess, subject to the call of the Chair, for the purpose of meeting the honored guests.

Upon reconvening at 12:28 o'clock p.m., the Chair directed the Clerk to note the presence of Representative Kunimura.

A resolution (H.R. No. 142) congratulating Mr. and Mrs. George Ebinger, 1st place winners in the Governor's 4th Annual Beautification Contest involving homesteaders of Hawaiian

Home Lands, Anahola/Kekaha area was jointly offered by Representatives Kunimura, Abercrombie, Akizaki, Blair, Garcia, Ho, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Lee, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Shito, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap and Yuen.

On motion by Representative Kawakami, seconded by Representative Yamada and carried, H.R. No. 142 was adopted.

A resolution (H.R. No. 143) congratulating Mr. and Mrs. Isidero Pezario, 2nd place winners in the Governor's 4th Annual Beautification Contest involving homesteaders of Hawaiian Home Lands, Anahola/Kekaha area was jointly offered by Representatives Kunimura, Abercrombie, Akizaki, Blair, Garcia, Ho, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Lee, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Shito, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap and Yuen.

On motion by Representative Kunimura, seconded by Representative Kawakami and carried, H.R. No. 143 was adopted.

A resolution (H.R. No. 144) congratulating Mr. Rawlin Fernandez (Samuel Alapai - minor), 3rd place winners in the Governor's 4th Annual Beautification Contest involving homesteaders of Hawaiian Home Lands, Anahola/Kekaha area was jointly offered by Representatives Kunimura, Abercrombie, Akizaki, Blair, Garcia, Ho, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Lee, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Naito, Oda, Peters, Roehrig, Sakima, Segawa, Shito, Stanley, Suwa, Takamura, Ushijima, Yamada, Yap and Yuen.

On motion by Representative Kunimura, seconded by Representative Yamada and carried, H.R. No. 144 was adopted.

A resolution (H.R. No. 145) congratulating the Honolulu City Ballet Company was jointly offered by Representatives Kamalii, Abercrombie, Ajifu, Amaral, Cayetano, Clarke, Cobb, Hakoda, Ho, Ikeda, Inaba, Kihano, Kimura, Kunimura, Larsen, Mizuguchi, Poepoe, Santos, Shito, Sutton, Ushijima and Yuen.

On motion by Representative Kamalii, seconded by Representative Ho and carried, H.R. No. 145 was adopted.

A resolution (H.R. No. 146) relating to the compensation of the officers and employees of the House of Representatives was jointly offered by Representa-

tives Ushijima, Abercrombie, Garcia, Mizuguchi, Poepoe, Suwa and Wakatsuki.

On motion by Representative Ushijima, seconded by Representative Garcia and carried, H.R. No. 146 was adopted.

By unanimous consent, the following resolutions (H.R. Nos. 147 to 161) and concurrent resolutions (H.C.R. Nos. 23 to 25) were referred to the Committee on Legislative Management and further action was deferred until tomorrow, February 10, 1976:

A resolution (H.R. No. 147) requesting the House Finance Committee to study and make recommendations on methods of assessing economic impact of bills passed, prior to passage was offered by Representative Ushijima. (By request)

A resolution (H.R. No. 148) requiring a comprehensive operational study of trade-offs for all new legislative proposals affecting the political subdivisions of the State was offered by Representative Ushijima.

A resolution (H.R. No. 149) requesting a determination of the salaries and functions of all federal exempt employees and appointed employees in an executive position in the State was offered by Representative Naito.

A resolution (H.R. No. 150) requesting the Board of Regents to examine the admission charged by the Waikiki Aquarium was jointly offered by Representatives Blair, Ho, Sakima, Segawa, Shito and Yuen.

A resolution (H.R. No. 151) relating to use of bikeways by joggers was jointly offered by Representatives Akizaki, Blair, Kimura, Kiyabu, Kunimura, Lee, Mizuguchi and Wakatsuki.

A resolution (H.R. No. 152) requesting a study of the reinstatement of a regular remedial reading program was offered by Representative Ikeda.

A resolution (H.R. No. 153) urging the raising of graduation requirements for high school graduation was offered by Representative Ikeda.

A resolution (H.R. No. 154) urging adoption of three-tier system of higher education was offered by Representative Ikeda.

A resolution (H.R. No. 155) requesting gradual restriction of admission to the University of Hawaii's Manoa and Hilo campuses was offered by

Representative Ikeda.

A resolution (H.R. No. 156) requesting expansion of the early admissions program of the community colleges was offered by Representative Ikeda.

A resolution (H.R. No. 157) requesting study and review of academic standards for the Manoa and Hilo campuses of the University of Hawaii was offered by Representative Ikeda.

A resolution (H.R. No. 158) opposing the CORE report's recommendation of an ad hoc committee on higher education was offered by Representative Ikeda.

A resolution (H.R. No. 159) requesting the Department of Education to conduct a comprehensive needs assessment to determine the number of children with communication disorders was offered by Representative Evans.

A resolution (H.R. No. 160) requesting the Department of Education to amend the State Plan for Special Education and Services to reflect a description of the program and the responsibilities of speech, language, and hearing personnel was offered by Representative Evans.

A resolution (H.R. No. 161) directing the University of Hawaii Law School to employ only full-time professors of law was offered by Representative Carroll.

A concurrent resolution (H.C.R. No. 23) requesting the United States Congress to provide a statute of limitations on actions arising under the Environmental Protection Act was offered by Representative Ushijima.

A concurrent resolution (H.C.R. No. 24) relating to the use of private consultants by government was offered by Representative Ushijima.

A concurrent resolution (H.C.R. No. 25) relating to use of bikeways by joggers was jointly offered by Representatives Akizaki, Blair, Kimura, Kiyabu, Kunimura, Lee and Wakatsuki.

THIRD READING

S.B. No. 1893-76, SD 1:

Representative Suwa moved that S.B. No. 1893-76, SD 1, having been read throughout, pass Third Reading, seconded by Representative Akizaki.

Representative Suwa then rose, stating:

"Mr. Speaker, I rise to speak in favor of Senate Bill No. 1893-76, SD 1, and respectfully urge that this Honorable Body pass this bill on Third Reading.

The bill appropriates \$5,658,855 for the Legislature and the legislative support agencies. Mr. Speaker, this represents an increase of 10 percent over the 1975 appropriation for the House of Representatives and the Senate.

The appropriation will maintain the services and the resources to the Legislature, and will allow us to continue to improve the technology and the competent staff, and the various functions of the Legislature. The intent is to make the legislative process more efficient and to also make legislative information more accessible to the public.

Mr. Speaker, I firmly believe that this bill provides a good budget for a well-functioning legislature and I urge this Honorable Body to pass this bill on Third Reading."

Representative Sutton then rose to speak against the measure, stating:

"Mr. Speaker, I rise to speak against Senate Bill No. 1893-76, SD 1.

The appropriations for the Senate and the House constitute a ten percent (10%) increase over the 1975 appropriations. I find this very difficult to justify, Mr. Speaker. In addition, the appropriations would increase the amounts for the Legislative Auditor, the Ombudsman, and the Legislative Reference Bureau by substantial amounts.

It is submitted, Mr. Speaker, that this Legislature accomplished its mission in 1975 on an appropriation of 10 percent less and did a good job. It is submitted that there is no change in function, no increase in public service, no deviation, Mr. Speaker, from the assigned role, but you yourself conduct this through. The cost of government comes out of the pockets of the taxpayers whom we represent, Mr. Speaker. Our first task is to run a tight ship that sets an example to other departments of the government. We are the example, Mr. Speaker.

It is said that democracy requires the initial example for efficiency from the very body that has the appropriating power which we alone possess under the Constitution,

Mr. Speaker. We control the purse strings for the government of Hawaii. Let us show an example of frugality with the taxpayer's money for our own expenses.

I urge all my colleagues here to vote 'no' on this measure. Thank you, Mr. Speaker."

Representative Akizaki then rose, stating:

"Mr. Speaker, I rise to speak in favor of this bill.

The purpose of this bill is to provide necessary funds for the expenses of the Legislature and the expenses of the legislative support agencies. There is an increase over the 1975 appropriations to meet the increased costs for equipment rentals, supplies, staff services and other expenses of the Legislature during the present 1976 Regular Session, our interim committees that may be established between this 1976 Regular Session and the forthcoming 1977 Regular Session, and for other non-session and pre-session expenses before the convening of the 1977 session concerning the House of Representatives' budget. It is estimated that \$1,350,000 is going to the pay of our employees presently working in this Legislature.

In closing, Mr. Speaker, I must say a few words about State Representatives who voted 'no' on previous legislative expense bills.

As your Chairman on Legislative Management, I have never met a State Representative after voting 'no' refuse his per diem payments, refuse his travel to neighboring islands for committee work, refuse the legislator's annual allowance, and refusing office secretaries and staff. All of these expenses add to our operational cost.

I have finally come to the conclusion that it must be for political or election oriented purposes that they vote a loud 'no' or perhaps it is nothing but a big 'shibai' for the benefit of the newspapers, television and radio.

Thank you, Mr. Speaker."

Representative Cobb then rose and stated:

"Mr. Speaker, I had not planned to speak on this matter and I have not served notice to the Chairman or Vice Chairman of the Committee but in view of the previous remarks, I am going to speak against it and

at the same time ask, due to the charges made on this floor, that a complete list of all per diem, all travel, and all other expenses by every legislator in this chamber be made available to the public so that we can see where the 'shibai' is and where it isn't. Thank you."

Representative Sutton then rose and the Chair asked: "For what purpose do you rise?"

Representative Sutton answered:

"I rise, Mr. Speaker, on a rebuttal of Mr. Akizaki's charges.

Mr. Speaker, I attended the malpractice sessions in Sacramento on my own pocketbook. I also attended in Washington, D.C., the FTC hearings that have to do with whether or not they would send an attorney here for the Federal Trade Commission, and they have now re-established that office solely by my lobbying in Washington, D.C. to get that. That was on my own pocketbook. I have never taken one penny in this entire time that I have been elected to travel one inch. I have been to the islands of Hawaii, Maui, Kauai, Molokai, Lanai, and I have even gone by canoe to the island of Kahoolawe. No charges there.

I, therefore, consider myself as not charged by Mr. Akizaki because I was not his target. . ."

The Chair interrupted, stating:

"Representative Sutton, no names were mentioned so if you feel that you are aggrieved, the Chair rules you out of order at this time."

Representative Abercrombie was then recognized by the Chair and stated:

"Mr. Speaker, I would like to say that I believe Mr. Sutton when he says he has not moved one inch."

Representative Kimura then rose, stating:

"Mr. Speaker and members of the House, on behalf of the members of the majority, I rise to speak in favor of Senate Bill 1893-76, Senate Draft 1.

The purpose of this bill, as stated by the Chairman, is to provide the necessary funds for the operational expenses of the Legislature and all of its support agencies for the

fiscal year 1976 up to June 30, 1977. The seven support agencies and staffs covered in the bill are both the Senate and House of Representatives, the Legislative Auditor, the Office of the Ombudsman, the Legislative Reference Bureau, the Office of the Revisor of Statutes and the State Ethics Commission.

The increase over last year's appropriations is a small amount when one takes time to consider the rise in the cost of living index from 1975.

Mr. Speaker, we do not live in a static fiscal environment and the Legislature is no exception. The rising costs for equipment, supplies and staff services necessitate appropriate increases.

There is, however, a greater and more important justification which frugal thinking cannot accommodate. If a Legislature is to be genuinely accountable to its constituency, if it is not to be unduly dependent upon special influences, then it must be able to generate its own information. That information, moreover, must be accurate, ample and current. And the Legislature must have the time and the expertise it needs to analyze and use that information.

A Legislature that meets only for a few months every year cannot probe very deeply into the whys and wherefores, the facts and figures, the social and economic implications, of the legislation that comes before it. Nor can it very readily accumulate information, or undertake any searching analysis or investigations on any continuous basis. It is only with the assistance of permanent and highly skilled professional staffs and through the utilization of the interim period that these activities can be recorded, maintained and conducted with the depth and thoroughness that is required.

I, therefore, urge, Mr. Speaker, all members to vote in the affirmative."

Representative Cobb then rose and stated:

"Every year, we pass this as the first measure and it is only because of an accident of the calendar that we would be doing so again this year. We have four other measures also on our desks and if there is no objection, I would like to request, by motion, we defer to the end of the calendar on this measure."

Representative Suwa responded:

"If we proceed with the House in

order, I have no objections."

At 12:40 o'clock p.m., the Chair declared a recess, subject to the call of the Chair

The House of Representatives reconvened at 12:42 o'clock p.m.

The motion to pass S.B. No. 1893-76, SD 1, on Third Reading was put to a roll call vote by the Chair and carried, and S.B. No. 1893-76, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN", having been read throughout, passed Third Reading by a vote of 47 ayes to 2 noes, with Representatives Cobb and Sutton voting no, and Representatives Lee and Takamine being excused.

The Chair directed the Clerk to note that S.B. No. 1893-76, SD 1, had passed Third Reading at 12:45 o'clock p.m.

DEFERRED MATTERS FROM EARLIER ON THE CALENDAR

H.B. No. 1994-76 on Third Reading:

Representative Suwa moved that H.B. No. 1994-76, having been read throughout, pass Third Reading, seconded by Representative Akizaki.

Representative Suwa then rose to speak in favor of the bill as follows:

"Mr. Speaker, the purpose of this bill is to increase the real property home exemption from \$8,000 to \$14,000.

Mr. Speaker, an explanation is in order on Special Committee Report No. 16 that is on our desks dated February 9. To keep the records straight, this interim report was submitted on August 27, 1975. Since then, continuing research by the staff of Finance has rationalized that the \$14,000 would be in order. Therefore, the Committee has recommended that such action is necessary because net assessed valuations for tax rate purpose have been increasing dramatically in recent years. The statewide total as of July, 1974, reached \$8.32 billion as compared to \$1.82 billion in 1960. The burdensome rise in assessed valuations has substantially increased the cost of home ownership to countless taxpayers who do not stand to benefit at all from the higher valuations

unless they are willing to immediately sell their residential properties and can afford to acquire other suitable housing for their families.

House Bill 1994-76 reflects my Committee's support and I urge the members of the House to do so as they did in the 1975 session not to deny the homeowner, especially the elderly, the tax relief to offset high property assessments."

Representative Ajifu then rose and inquired whether or not the Chairman of the Finance Committee would yield to a question to which Representative Suwa replied in the affirmative.

Representative Ajifu then asked:

"Mr. Speaker, the question is-- have we passed a similar bill as stated in our Order of the Day, H.B. No. 1994-76, and also all of the other bills listed on the calendar this morning-- H.B. Nos. 1995-76, 1996-76 and 1997-76? Did we pass similar bills last session and which are now in the Senate?"

Representative Suwa replied:

"Mr. Speaker, as I stated earlier that we did, but as to the change from that of \$12,000 to \$14,000 reflects the continuing research by the staff. This is to reaffirm our action to the concern of the taxpayers, Mr. Speaker."

Representative Ajifu then stated:

"Mr. Speaker, I would just like to state for the record that I believe, procedurally, we really should have taken some other course than going this route by re-introducing a new bill, and I would like just to leave it for the record that there are other alternatives that we could have used in trying to correct the measures that are being proposed here this morning."

The Chair then stated:

"That may be so but this is the alternative that the Finance Chairman has sought fit to proceed on. Any further discussion? If not, Mr. Clerk, call the roll."

The motion was put by the Chair and carried, and H.B. No. 1994-76 entitled: "A BILL FOR AN ACT RELATING TO THE REAL PROPERTY HOME EXEMPTION", having been read throughout, passed Third Reading by a vote of 50 ayes, with Representative Takamine being excused.

H.B. No. 1995-76 on Third Reading:

Representative Suwa moved that H.B. No. 1995-76, having been read throughout, pass Third Reading, seconded by Representative Akizaki.

Representative Suwa then rose, stating:

"Mr. Speaker, this Honorable Body has always been concerned about the plight of many hard-working poor of the community in the low-income bracket. Accordingly, in the 1975 session, we adopted House Bill 16, HD 1, which we had increased the excise tax credit to the individual with an adjusted gross under \$8,000.

With the passage of H.B. No. 1995-76, we will be reaffirming our support to provide relief to more than 219,000 taxpayers who stand to benefit from this bill. I urge all of you to vote 'yes'.

Thank you."

The motion was put by the Chair and carried, and H.B. No. 1995-76, entitled: "A BILL FOR AN ACT RELATING TO EXCISE TAX CREDIT UNDER THE INCOME TAX LAW", having been read throughout, passed Third Reading by a roll call vote of 50 ayes, with Representative Takamine being excused.

H.B. No. 1996-76 on Third Reading:

Representative Suwa moved that H.B. No. 1996-76, having been read throughout, pass Third Reading, seconded by Representative Akizaki.

Representative Suwa then rose to speak in favor of the bill, stating:

"Mr. Speaker, I rise to speak in favor of House Bill 1996-76.

This bill establishes an income tax credit for low-income household renters. Its purpose is to give those renters, with low or modest income, a tax break.

In 1970, the Legislature adopted a system of income tax credits for household renters. The purpose of the credits was to reduce the higher tax burden of renters.

In 1974, the Legislature repealed all the existing credits--consumer, educational, drug and medical, and renter--and replaced them with a single excise tax credit. However,

the repeal of the renter credit emphasized the problem of the higher tax burden of renters in comparison with homeowners. The new excise credit cannot solve this problem since it does not distinguish between renters and homeowners.

The enactment of House Bill 1996-76 reaffirms the House position and would re-establish the necessary renter credits and provide for some equity. I, therefore, ask the members of this Honorable Body to vote 'yes' on House Bill 1996-76."

Representative Kamalii then rose and inquired whether or not the Chairman of the Finance Committee would yield to a question to which Representative Suwa replied in the affirmative.

Representative Kamalii then asked:

"Mr. Chairman, was there an identical bill passed in 1975?"

Representative Suwa answered:

"Yes, Mr. Speaker, the House adopted as their program, House Bill No. 239 which was introduced by Representative Kamalii."

Representative Kamalii then stated:

"Mr. Speaker, I would like to speak in favor of this measure and I would like to read my speech given on March 13, 1975.

This bill establishes an income tax credit for low-income household renters. Its purpose is to give those renters, with low or modest income, a tax break. The average wage earner who rents deserves a tax credit similar to the homeowner who is allowed a home exemption.

In 1970, the Legislature adopted a system of income tax credits for household renters. The purpose of the credits was to reduce the higher tax burden of renters.

In 1974, the Legislature repealed all the existing credits--consumer, educational, drug and medical, and renter--and replaced them with a single excise tax credit. This consolidation simplified the credit system and, although it is as yet untested, should greatly relieve the problems both claimants and the administration experienced under the multiple credit system. However, the repeal of the renter credit again emphasized the problem of the higher tax burden of

renters in comparison with homeowners. The new excise credit cannot solve this problem since it does not distinguish between renters and homeowners.

The enactment of House Bill 1996-76 will again re-establish the necessary renter credits and provide for equal treatment of both renter and homeowner under the State's tax laws. Therefore, in order to have an equitable system of tax credits, I ask the members of this Honorable Body to vote 'aye' again."

Representative Abercrombie then rose and remarked:

"Mr. Speaker, I want to thank Representative Kamalii for her compassion for all of us low and modest-income renters. Thank you.

The motion was put by the Chair and carried, and H.B. No. 1996-76, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDIT FOR RENTERS", having been read throughout, passed Third Reading by a roll call vote of 50 ayes, with Representative Takamine being excused.

H.B. No. 1997, HD 1, on Third Reading:

Representative Suwa moved that H.B. No. 1997-76, HD 1, having been read throughout, pass Third Reading, seconded by Representative Akizaki.

Representative Suwa then rose, stating:

"Mr. Speaker, Act 200, Session Laws of Hawaii 1971, provided that certain land parcels may be dedicated for residential use if the land is situated where the land use zoning has changed to a higher than residential use. The provision is restricted to a person sixty years of age or older who is a fee simple owner or who is a lessee of real property where the lease term is ten years or more. The dedication is limited to a parcel of land not more than 10,000 square feet in area.

Mr. Speaker, H.B. 1997-76, as amended, would liberalize the dedication provision by eliminating the age restriction and by allowing parcels for single-family residential use, regardless of size, to be dedicated within the hotel/apartment resort or commercial zoned lands. On equity grounds, there seems to be no clear

justification for limiting the dedication provision to persons on the basis of age. Also, persons owning or leasing parcels of land in excess of 10,000 square feet may be just as deserving of relief.

Persons affected by this provision are usually lifelong residents of the State who desire to continue to maintain their present single-family residences. The dedication provision ensures that their parcels of land will be assessed on the basis of actual use rather than at a possible higher value depending on the nature of surrounding parcels.

I urge all of you to support H.B. 1997-76, as amended."

Representative Amaral then rose, stating:

"Mr. Speaker, I would like to speak in favor of this bill and also my remarks go for the other bills that we acted upon. The records will show that, in the past, I have introduced measures on home exemption and also on land dedication.

I congratulate this body for zeroing in on these areas in 1975 and again in the 1976 session. As I see it, the only problem is we need to convince our friends across the hall in the Senate. We hope we can do this this year."

The Chair then remarked:

"Let the record show that at one time or the other, I believe that all of the members here have introduced similar measures."

Representative Kondo then rose on a point of information and asked:

"Mr. Speaker, just for clarification, I would like to ask the Chairman of the Finance Committee a question."

Representative Suwa replied: "Yes, Mr. Speaker."

Representative Kondo asked:

"When you speak of 'parcel' in this bill, I presume that you mean one block of land. Is that correct, Mr. Chairman?"

Representative Suwa replied:

"Yes, one lot, based on tax key, Mr. Speaker."

At 1:00 o'clock p.m., on request

by Representative Roehrig, the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 1:05 o'clock p.m.

Representative Suwa then stated:

"Mr. Speaker, if there is some question as to the intent, this does not apply to condominiums and also to rental housing."

Representative Kamalii then rose to speak in favor of the bill, stating:

"Mr. Speaker, I rise to speak in favor of this bill. I am pleased at last that the small property owners in the 11th district which this is going to have a great deal of impact on will now have an opportunity to have a fair and equal treatment and I urge all my colleagues to vote 'aye'."

The motion was put by the Chair and carried, and H.B. No. 1997-76, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LANDS DEDICATED FOR RESIDENTIAL USE", having been read throughout, passed Third Reading by a roll call vote of 50 ayes, with Representative Takamine being excused.

The Chair directed the Clerk to note that H.B. Nos. 1994-76, 1995-76, 1996-76 and 1997-76 had passed Third Reading not earlier than 12:50 o'clock p.m.

ADJOURNMENT

At 1:10 o'clock p.m., on motion by Representative Ajifu and carried, the House of Representatives adjourned to 11:30 o'clock a.m. tomorrow, Tuesday, February 10, 1976.

FIFTEENTH DAY

Tuesday, February 10, 1976

The House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Robert Fiske of Wesley United Methodist Church, after which the Roll was called showing all members present with the exception of Representative Kunimura, who was excused.

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

On motion by Representative Kimura, seconded by Representative Ajifu and carried, reading of the Journal was dispensed with and the Journal of the Fourteenth Day was approved.

GOVERNOR'S MESSAGE

A message from the Governor (Gov. Msg. No. 63) informing the House that he has signed S.B. No. 1893, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN", as Act 1 on February 9, 1976, was read by the Clerk and was placed on file.

MISCELLANEOUS COMMUNICATIONS

The following communications (Misc. Com. Nos. 4 to 6) were read by the Clerk and were disposed of as follows:

A communication from the Honorable Daniel K. Inouye (Misc. Com. No. 4) acknowledging receipt of H.R. No. 90, was placed on file.

A communication from the Honorable Hiram L. Fong (Misc. Com. No. 5) acknowledging receipt of H.R. No. 90, was placed on file.

A communication from the Honorable Patsy T. Mink (Misc. Com. No. 6) acknowledging receipt of H.R. No. 90, was placed on file.

The following introductions were

made to the members of the House:

Representative Sakima introduced Mr. & Mrs. C. William Fiske, parents of the Reverend Robert Fiske; and Mr. & Mrs. J. William Fiske (brother and sister-in-law of Rev. Fiske) and their children, Terri and J.W., Jr. They are here from Leesburg, Virginia.

Representative Cobb introduced Randall Lee who is a senior at Iolani and is here for a week studying the legislative process.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following bills (H.B. Nos. 2455-76 to 2508-76) were disposed of as follows:

| <u>H.B. Nos.</u> | <u>Referred to:</u> |
|------------------|---|
| 2455-76 | Committee on Finance |
| 2456-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2457-76 | Committee on Consumer Protection and Commerce |
| 2458-76 | Committee on Education, then to the Committee on Finance |
| 2459-76 | Committee on Health, then to the Committee on Finance |
| 2460-76 | Committee on Higher Education, then to the Committee on Finance |
| 2461-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2462-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2463-76 | Committee on Education, then to the Committee on Finance |
| 2464-76 | Committee on Education, then to the Committee on Finance |

| | | | |
|---------|--|---------|---|
| 2465-76 | Committee on Education, then to the Committee on Finance | 2485-76 | Committee on Health, then to the Committee on Finance |
| 2466-76 | Committee on Education, then to the Committee on Finance | 2486-76 | Committee on Health |
| 2467-76 | Committee on Education, then to the Committee on Finance | 2487-76 | Committee on Health, then to the Committee on Finance |
| 2468-76 | Committee on Education, then to the Committee on Finance | 2488-76 | Committee on Health, then to the Committee on Finance |
| 2469-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | 2489-76 | Committee on Health, then to the Committee on Finance |
| 2470-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | 2490-76 | Committee on Higher Education, then to the Committee on Finance |
| 2471-76 | Committee on Judiciary | 2491-76 | Committee on Housing, then to the Committee on Finance |
| 2472-76 | Committee on Housing | 2492-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2473-76 | Committee on Judiciary | 2493-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2474-76 | Committee on Judiciary | 2494-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2475-76 | Committee on Judiciary | 2495-76 | Committee on Labor and Public Employment, then to the Committee on Finance |
| 2476-76 | Committee on Judiciary | 2496-76 | Committee on Culture and the Arts, then to the Committee on Finance |
| 2477-76 | Committee on Judiciary | 2497-76 | Committee on Finance |
| 2478-76 | Committee on Energy and Transportation | 2498-76 | Committee on Finance |
| 2479-76 | Jointly to the Committees on Water, Land Use, Development, and Hawaiian Homes and Environmental Protection | 2499-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2480-76 | Committee on Judiciary | 2500-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2481-76 | Committee on Water, Land Use, Development, and Hawaiian Homes | 2501-76 | Committee on Higher Education, then to the Committee on Finance |
| 2482-76 | Committee on Water, Land Use, Development, and Hawaiian Homes | | |
| 2483-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Culture and the Arts | | |
| 2484-76 | Committee on Water, Land Use, Development, and Hawaiian Homes | | |

| | | | |
|---------|---|--------------------|---|
| 2502-76 | Committee on Higher Education, then to the Committee on Finance | 156 | Jointly to the Committees on Higher Education and Education |
| 2503-76 | Committee on Education, then to the Committee on Finance | 157 | Committee on Higher Education |
| 2504-76 | Committee on Education, then to the Committee on Finance | 158 | Committee on Higher Education |
| 2505-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Labor and Public Employment, then jointly to the Committees on Legislative Management and Finance | 159 | Committee on Education |
| | | 160 | Committee on Education |
| | | 161 | Committee on Higher Education |
| | | <u>H.C.R. Nos.</u> | |
| 2506-76 | Committee on Culture and the Arts, then to the Committee on Finance | 23 | Committee on Environmental Protection |
| 2507-76 | Committee on Health, then to the Committee on Consumer Protection and Commerce | 24 | Committee on Finance |
| 2508-76 | Committee on Finance | 25 | Committee on Energy and Transportation |

COMMITTEE REASSIGNMENT

H.B. No. 509 was re-referred to the Committee on Judiciary, then to the Committee on Finance.

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 147 to 161) and concurrent resolutions (H.C.R. Nos. 23 to 25) were disposed of as follows:

| <u>H.R. Nos.</u> | <u>Referred to:</u> |
|------------------|---|
| 147 | Committee on Finance |
| 148 | Jointly to the Committees on Finance and Legislative Management |
| 149 | Committee on Labor and Public Employment, then to the Committee on Legislative Management |
| 150 | Committee on Higher Education, then to the Committee on Finance |
| 151 | Committee on Energy and Transportation |
| 152 | Committee on Education |
| 153 | Committee on Education |
| 154 | Committee on Higher Education |
| 155 | Committee on Higher Education |

STANDING COMMITTEE REPORT

Representative Akizaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 18-76) informing the House that House Bill Nos. 2455-76 to 2508-76, House Resolution Nos. 147 to 161 and House Concurrent Resolution Nos. 23 to 25, have been printed and distributed.

On motion by Representative Akizaki, seconded by Representative Kiyabu and carried, the report of the Committee was adopted.

INTRODUCTION OF BILLS

On motion by Representative Kimura, seconded by Representative Ajifu and carried, the following bills (H.B. Nos. 2509-76 to 2582-76) passed First Reading by title and were referred to the Committee on Legislative Management:

House Bill Nos.

2509-76 "A Bill for an Act making an appropriation to provide grants-in-aid to County Governments of Hawaii for community gardens."

- Introduced by: Representative Ushijima.
- 2510-76 "A Bill for an Act relating to leasehold and an appropriation therefor."
- Introduced by: Representative Ushijima.
- 2511-76 "A Bill for an Act relating to social security account numbers."
- Introduced by: Representative Ushijima.
- 2512-76 "A Bill for an Act relating to Act 68, Session Laws of Hawaii, 1971."
- Introduced by: Representative Abercrombie.
- 2513-76 "A Bill for an Act making an appropriation to highway maintenance."
- Introduced by: Representatives Cayetano, Akizaki, Blair, Kihano, Kiyabu, Kunimura, Machida, Morioka, Naito, Oda, Peters, Shito, Stanley, Suwa, Takamine, Takamura and Yuen.
- 2514-76 "A Bill for an Act relating to marine transportation."
- Introduced by: Representative Cayetano.
- 2515-76 "A Bill for an Act relating to mass transit."
- Introduced by: Representative Cayetano.
- 2516-76 "A Bill for an Act relating to energy sources."
- Introduced by: Representative Cayetano.
- 2517-76 "A Bill for an Act relating to harbors."
- Introduced by: Representative Cayetano.
- 2518-76 "A Bill for an Act relating to airports."
- Introduced by: Representative Cayetano.
- 2519-76 "A Bill for an Act relating to alternate energy sources."
- Introduced by: Representative Cayetano.
- 2520-76 "A Bill for an Act relating to highways."
- Introduced by: Representative Cayetano.
- 2521-76 "A Bill for an Act relating to State Ferry System."
- Introduced by: Representative Cayetano.
- 2522-76 "A Bill for an Act relating to small boat harbors."
- Introduced by: Representative Cayetano.
- 2523-76 "A Bill for an Act relating to the payment of general excise taxes."
- Introduced by: Representative Yap.
- 2524-76 "A Bill for an Act relating to school health services."
- Introduced by: Representative Segawa.
- 2525-76 "A Bill for an Act making an appropriation for a Statewide Health Conference."
- Introduced by: Representative Segawa.
- 2526-76 "A Bill for an Act making an appropriation for improvements to Kamehameha Highway, Oahu."
- Introduced by: Representatives Ajifu, Clarke and Evans.
- 2527-76 "A Bill for an Act making an appropriation for lights for Castle High School, Oahu."
- Introduced by: Representatives Ajifu, Clarke and Evans.
- 2528-76 "A Bill for an Act making an appropriation for Castle High School Auditorium, Oahu."
- Introduced by: Representatives Ajifu, Clarke and Evans.
- 2529-76 "A Bill for an Act making an appropriation for repair and maintenance of public school buildings, statewide."
- Introduced by: Representative Ajifu.
- 2530-76 "A Bill for an Act making an appropriation for installation

- of water main and appurtenances along Waikalua Road, Kaneohe, Oahu."
- Introduced by: Representative Ajifu.
- 2531-76 "A Bill for an Act making an appropriation for installation of water main and appurtenances on Waikalualoko Loop Road, Kaneohe, Oahu."
- Introduced by: Representative Ajifu.
- 2532-76 "A Bill for an Act making an appropriation for installation of water main and appurtenances along Halekou Road, Kaneohe, Oahu."
- Introduced by: Representative Ajifu.
- 2533-76 "A Bill for an Act relating to day care centers."
- Introduced by: Representatives Stanley and Takamura.
- 2534-76 "A Bill for an Act making an appropriation for a grant-in-aid to Kuakini Medical Center, Oahu."
- Introduced by: Representatives Blair and Stanley.
- 2535-76 "A Bill for an Act making an appropriation for a grant-in-aid to Kuakini Medical Center, Oahu."
- Introduced by: Representatives Blair and Stanley.
- 2536-76 "A Bill for an Act making an appropriation for capital improvement projects in the Fourteenth Representative District, Oahu."
- Introduced by: Representatives Blair and Stanley.
- 2537-76 "A Bill for an Act relating to the Motor Vehicle Industry Licensing Act."
- Introduced by: Representatives Yamada and Kawakami.
- 2538-76 "A Bill for an Act making appropriation to the Hawaii Public Television (KHET) for selected excellence (REG 701)."
- Introduced by: Representatives Akizaki, Cayetano, Garcia, Kihano, Kiyabu and Mizuguchi.
- 2539-76 "A Bill for an Act relating to the Intake Service Center."
- Introduced by: Representative Roehrig.
- 2540-76 "A Bill for an Act relating to the Penal Code."
- Introduced by: Representative Roehrig.
- 2541-76 "A Bill for an Act relating to income tax."
- Introduced by: Representative Ajifu.
- 2542-76 "A Bill for an Act relating to landing fees."
- Introduced by: Representative Ajifu.
- 2543-76 "A Bill for an Act making an appropriation for Castle High School, Oahu."
- Introduced by: Representatives Ajifu, Clarke and Evans.
- 2544-76 "A Bill for an Act making an appropriation for Kaneohe Regional Library, Oahu."
- Introduced by: Representatives Ajifu, Clarke and Evans.
- 2545-76 "A Bill for an Act relating to possession of drugs."
- Introduced by: Representative Sutton.
- 2546-76 "A Bill for an Act relating to payment for medical and other professional health care services."
- Introduced by: Representative Amaral.
- 2547-76 "A Bill for an Act relating to harbors."
- Introduced by: Representative Carroll.
- 2548-76 "A Bill for an Act exempting prescription drugs from general excise tax."
- Introduced by: Representatives Kamalii, Evans, Ikeda and Santos.
- 2549-76 "A Bill for an Act relating to the encouragement of new energy resources."
- Introduced by: Representative Kamalii.

- 2550-76 "A Bill for an Act relating to exemption from Minimum Wage Law."
- Introduced by: Representatives Medeiros and Poepoe.
- 2551-76 "A Bill for an Act relating to permit for certificate of inspection."
- Introduced by: Representatives Medeiros, Clarke, Hakoda, Oda, Uechi and Yuen.
- 2552-76 "A Bill for an Act relating to State Tort Liability Act."
- Introduced by: Representatives Kihano, Garcia, Kawakami, Lee, Lunasco, Machida, Medeiros, Morioka and Stanley.
- 2553-76 "A Bill for an Act making an appropriation for an Hawaiian translator in the Bureau of Conveyances."
- Introduced by: Representatives Kamalii, Abercrombie, Ajifu, Akizaki, Evans, Hakoda, Kiyabu, Larsen, Lee, Lum, Machida, Medeiros, Naito, Poepoe, Santos, Segawa, Takamine and Yuen.
- 2554-76 "A Bill for an Act relating to classes of insurance coverage."
- Introduced by: Representative Yamada.
- 2555-76 "A Bill for an Act making an appropriation for research to enhance expansion of export markets for flower, ornamental, and related nursery products."
- Introduced by: Representatives Uechi, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig and Yap.
- 2556-76 "A Bill for an Act making an appropriation for an analysis and report of pesticides for minor local crops."
- Introduced by: Representatives Uechi, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig and Yap.
- 2557-76 "A Bill for an Act relating to the exemption from real property taxation of livestock improvements."
- Introduced by: Representatives Uechi, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig and Yap.
- 2558-76 "A Bill for an Act making an appropriation for agricultural exhibits in State and County Fairs."
- Introduced by: Representatives Uechi, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig and Yap.
- 2559-76 "A Bill for an Act relating to the Use Tax."
- Introduced by: Representatives Uechi, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig and Yap.
- 2560-76 "A Bill for an Act making an appropriation for a greenhouse vegetable plant research physiologist in the College of Tropical Agriculture, the University of Hawaii."
- Introduced by: Representatives Uechi, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig and Yap.
- 2561-76 "A Bill for an Act making an appropriation for the conversion, designation, and use of surplus structures at General Lyman Field for an Agricultural Products Consolidation Depot."
- Introduced by: Representatives Roehrig, Abercrombie, Ajifu, Clarke, Hakoda, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Uechi and Yap.
- 2562-76 "A Bill for an Act making an appropriation for the restoration and filling of the Clerk-Steno III position for the Molokai Cooperative Extension Service Office."
- Introduced by: Representatives Kondo, Abercrombie, Ajifu, Clarke, Hakoda, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig, Uechi and Yap.
- 2563-76 "A Bill for an Act making an appropriation for reimbursement of assessments made in the Panaewa

- Farm and House Lots Subdivision." of a grain storage facility on the island of Hawaii."
- Introduced by: Representatives Suwa, Abercrombie, Ajifu, Clarke, Hakoda, Inaba, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig, Takamine, Uechi and Yap.
- 2564-76 "A Bill for an Act making an appropriation for a study on building a reservoir at Waiakea-Uka, Hawaii."
- Introduced by: Representatives Suwa, Abercrombie, Ajifu, Clarke, Hakoda, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig, Takamine, Uechi and Yap.
- 2565-76 "A Bill for an Act making an appropriation for processed Hawaiian avocado food product research."
- Introduced by: Representatives Inaba, Abercrombie, Ajifu, Clarke, Hakoda, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig, Uechi and Yap.
- 2566-76 "A Bill for an Act making an appropriation for a Second Plant Crop County Agent for Kona, County of Hawaii."
- Introduced by: Representatives Inaba, Abercrombie, Ajifu, Clarke, Hakoda, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig, Uechi and Yap.
- 2567-76 "A Bill for an Act making an appropriation for an agricultural park at Ke Ahole, Kona, Hawaii."
- Introduced by: Representatives Inaba, Abercrombie, Ajifu, Clarke, Hakoda, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig, Uechi and Yap.
- 2568-76 "A Bill for an Act making an appropriation for the purchase of land near Kona, Hawaii for an agricultural park."
- Introduced by: Representatives Inaba, Abercrombie, Ajifu, Clarke, Hakoda, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig, Uechi and Yap.
- 2569-76 "A Bill for an Act making an appropriation for the establishment
- Introduced by: Representatives Inaba, Abercrombie, Ajifu, Clarke, Hakoda, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig, Uechi and Yap.
- 2570-76 "A Bill for an Act making an appropriation for a study and research of fumigation to eliminate fruit flies in avocados."
- Introduced by: Representatives Inaba, Abercrombie, Ajifu, Clarke, Hakoda, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig, Uechi and Yap.
- 2571-76 "A Bill for an Act making an appropriation relating to expansion of agricultural research facilities in Maui County."
- Introduced by: Representatives Machida, Abercrombie, Ajifu, Clarke, Hakoda, Kondo, Larsen, Lee, Lum, Poepoe, Sakima, Shito, Uechi and Yuen.
- 2572-76 "A Bill for an Act making an appropriation for the restoration and filling of a position of 4-H Youth Development Agent for Maui County."
- Introduced by: Representatives Machida, Abercrombie, Ajifu, Clarke, Hakoda, Kondo, Larsen, Lee, Lum, Poepoe, Sakima, Shito, Uechi and Yuen.
- 2573-76 "A Bill for an Act making an appropriation relating to the Vegetable Research Program at the Kula Branch Station, College of Tropical Agriculture, in Maui County."
- Introduced by: Representatives Machida, Abercrombie, Ajifu, Clarke, Hakoda, Kondo, Larsen, Lee, Lum, Poepoe, Sakima, Shito and Yuen.
- 2574-76 "A Bill for an Act proposing an amendment to Article VI of the Constitution of the State of Hawaii to provide for special tax refunds to State individual income taxpayers."
- Introduced by: Representative Mizuguchi.
- 2575-76 "A Bill for an Act relating to an income tax refund."

Introduced by: Representatives Mizuguchi, Suwa and Ushijima.

- 2576-76 "A Bill for an Act making an appropriation for repair of Puhawai Road in Waianae, Oahu."

Introduced by: Representative Peters.

- 2577-76 "A Bill for an Act making an appropriation for a storm drainage system in Waianae, Oahu."

Introduced by: Representative Peters.

- 2578-76 "A Bill for an Act making an appropriation for repair of Kuwale Road in Waianae, Oahu."

Introduced by: Representative Peters.

- 2579-76 "A Bill for an Act making an appropriation for repair of Luualulei Valley Road in Waianae, Oahu."

Introduced by: Representative Peters.

- 2580-76 "A Bill for an Act making an appropriation for flood control project in Waianae, Oahu."

Introduced by: Representative Peters.

- 2581-76 "A Bill for an Act making an appropriation for repair of roads in Waianae, Oahu."

Introduced by: Representative Peters.

- 2582-76 "A Bill for an Act making an appropriation for road construction and repair."

Introduced by: Representative Peters.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 162 to 169) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 162) honoring the memory of Ronald Peter Martin and expressing condolences to his family was jointly offered by Representatives Yamada, Blair, Cayetano, Cobb, Fong, Garcia, Ikeda, Inaba, Kamalii, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lee, Lunasco, Machida, Medeiros, Peters, Poepoe, Sakima,

Santos, Shito, Stanley, Takamine, Takamura, Uechi, Ushijima, Yap, Yuen and Wakatsuki.

On motion by Representative Yamada, seconded by Representative Kawakami and carried, H.R. No. 162 was adopted.

A resolution (H.R. No. 163) commending Mr. Andy Y. Nii for his efforts in the State educational system was jointly offered by Representatives Shito, Abercrombie, Ajifu, Akizaki, Amaral, Blair, Carroll, Cayetano, Clarke, Cobb, Evans, Fong, Garcia, Hakoda, Ho, Ikeda, Inaba, Kamalii, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Larsen, Lee, Lum, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Naito, Oda, Peters, Poepoe, Roehrig, Sakima, Santos, Segawa, Stanley, Sutton, Suwa, Takamura, Uechi, Ushijima, Yamada, Yap and Yuen.

On motion by Representative Shito, seconded by Representative Kihano and carried, H.R. No. 163 was adopted.

A resolution (H.R. No. 164) congratulating Mr. and Mrs. Otto Willing, Sr., 3rd place winners in the Governor's 4th Annual Beautification Contest involving homesteaders of Hawaiian Home Lands, Hoolehua/Kapaakea, One Alii/Kalamaula area was jointly offered by Representatives Kondo, Santos, Blair, Cayetano, Inaba, Kihano, Kiyabu, Kunimura, Machida, Peters, Sakima, Stanley, Takamine, Uechi, Yamada and Yuen.

On motion by Representative Kondo, seconded by Representative Santos and carried, H.R. No. 164 was adopted.

A resolution (H.R. No. 165) congratulating Mrs. Ellen Dela Cruz, 2nd place winner in the Governor's 4th Annual Beautification Contest involving homesteaders of Hawaiian Home Lands, Hoolehua/Kapaakea, One Alii/Kalamaula Area was jointly offered by Representatives Kondo, Santos, Blair, Cayetano, Inaba, Kihano, Kiyabu, Kunimura, Machida, Peters, Sakima, Stanley, Takamine, Uechi, Yamada and Yuen.

On motion by Representative Kondo, seconded by Representative Santos and carried, H.R. No. 165 was adopted.

A resolution (H.R. No. 166) congratulating Mr. and Mrs. Jack Kakaio, 1st place winners in the Governor's

4th Annual Beautification Contest involving homesteaders of Hawaiian Home Lands, Hoolehua/Kapaaakea, One Alii/Kalamaula Area was jointly offered by Representatives Kondo, Santos, Blair, Cayetano, Inaba, Kihano, Kiyabu, Kunimura, Machida, Peters, Sakima, Stanley, Takamine, Uechi, Yamada and Yuen.

On motion by Representative Kondo, seconded by Representative Santos and carried, H.R. No. 166 was adopted.

A resolution (H.R. No. 167) congratulating Mrs. Albert Kailiehu and family, 3rd place winners in the Governor's 4th Annual Beautification Contest involving homesteaders of Hawaiian Home Lands, Paukukalo Area was jointly offered by Representatives Kondo, Blair, Cayetano, Inaba, Kihano, Kiyabu, Kunimura, Machida, Peters, Sakima, Santos, Stanley, Takamine, Uechi, Yamada and Yuen.

On motion by Representative Kondo, seconded by Representative Machida and carried, H.R. No. 167 was adopted.

A resolution (H.R. No. 168) congratulating Mr. and Mrs. Henry Gandall, 2nd place winners in the Governor's 4th Annual Beautification Contest involving homesteaders of Hawaiian Home Lands, Paukukalo Area was jointly offered by Representatives Kondo, Blair, Cayetano, Inaba, Kihano, Kiyabu, Kunimura, Machida, Peters, Sakima, Santos, Stanley, Takamine, Uechi, Yamada and Yuen.

On motion by Representative Kondo, seconded by Representative Machida and carried, H.R. No. 168 was adopted.

A resolution (H.R. No. 169) congratulating Mr. and Mrs. Edward Alves, 1st place winners in the Governor's 4th Annual Beautification Contest involving homesteaders of Hawaiian Home Lands, Paukukalo Area, was jointly offered by Representatives Kondo, Blair, Cayetano, Inaba, Kihano, Kiyabu, Kunimura, Machida, Peters, Sakima, Santos, Stanley, Takamine, Uechi, Yamada and Yuen.

On motion by Representative Kondo, seconded by Representative Machida and carried, H.R. No. 169 was adopted.

By unanimous consent, the following resolutions (H.R. Nos. 170 to 198) and concurrent resolutions (H.C.R. Nos. 26 to 28) were referred to

the Committee on Legislative Management and further action was deferred until Wednesday, February 11, 1976:

A resolution (H.R. No. 170) requesting the use of vacant school rooms was jointly offered by Representatives Morioka, Akizaki, Blair, Cayetano, Fong, Garcia, Inaba, Kihano, Kimura, Kiyabu, Kondo, Lee, Lunasco, Sakima, Shito, Suwa, Uechi, Ushijima, Yamada, Yap and Yuen.

A resolution (H.R. No. 171) relating to transportation funding was offered by Representative Blair.

A resolution (H.R. No. 172) requesting the Legislative Reference Bureau to undertake a study on early retirement for teachers was jointly offered by Representatives Cayetano, Akizaki, Blair, Kihano, Kiyabu, Kunimura, Machida, Mizuguchi, Morioka, Naito, Oda, Peters, Shito, Stanley, Suwa, Takamine, Takamura and Yuen.

A resolution (H.R. No. 173) relating to interisland air transportation was jointly offered by Representatives Cayetano (by request), Akizaki, Blair, Kihano, Kiyabu, Kunimura, Machida, Naito, Oda, Peters, Shito, Stanley, Takamine, Takamura and Yuen.

A resolution (H.R. No. 174) encouraging support of community gardening was offered by Representative Ushijima.

A resolution (H.R. No. 175) requesting study and review of public safety and security personnel employed by the State of Hawaii and the various counties was offered by Representative Abercrombie.

A resolution (H.R. No. 176) expressing legislative support for the development of an agricultural park at Kunia, Oahu, was jointly offered by Representatives Lunasco, Akizaki, Blair, Cayetano, Cobb, Garcia, Inaba, Kihano, Kimura, Kiyabu, Kondo, Kunimura, Lee, Machida, Mizuguchi, Morioka, Naito, Oda, Roehrig, Sakima, Shito, Stanley, Suwa, Uechi, Ushijima, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 177) requesting metric system education be provided to the general public was jointly offered by Representatives Kawakami, Abercrombie, Ajifu, Blair, Cayetano, Clarke, Cobb, Evans, Fong, Hakoda, Ikeda, Kimura, Kiyabu, Kondo, Kunimura, Machida, Medeiros,

Oda, Peters, Sakima, Shito, Suwa, Takamine, Yamada and Yap.

A resolution (H.R. No. 178) requesting the Governor to designate February 21-28, 1976 as Hawaiian Association of the Future Farmers of America Week was jointly offered by Representatives Ajifu, Akizaki, Amaral, Blair, Carroll, Clarke, Cobb, Evans, Fong, Ho, Ikeda, Inaba, Kamalii, Kawakami, Kihano, Kimura, Kondo, Kunimura, Lum, Lunasco, Machida, Medeiros, Morioka, Peters, Poepoe, Sakima, Santos, Segawa, Shito, Sutton, Suwa, Takamine, Uechi, Ushijima, Yamada, Yap, Yuen and Wakatsuki.

A resolution (H.R. No. 179) requesting an amendment of the airport lease to provide certain exemptions was offered by Representative Ajifu.

A resolution (H.R. No. 180) requesting the Department of Education to study the feasibility of a school caretaker program was jointly offered by Representatives Medeiros, Clarke, Hakoda, Kamalii, Oda, Poepoe, Uechi and Yuen.

A resolution (H.R. No. 181) requesting the United States Department of Agriculture, the Bureau of Labor Statistics, and the Agricultural Marketing Service to reform price reporting and cost of living index policies was jointly offered by Representatives Uechi, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig and Yap.

A resolution (H.R. No. 182) requesting a study of the imported lumber trade was jointly offered by Representatives Uechi, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig and Yap.

A resolution (H.R. No. 183) requesting the Board of Water Supply of the City and County of Honolulu to reduce water rates for agricultural producers was jointly offered by Representatives Uechi, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig and Yap.

A resolution (H.R. No. 184) requesting the Department of Agriculture to study the desirability and efficacy of a special agricultural water rate was jointly offered by Representatives

Uechi, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig and Yap.

A resolution (H.R. No. 185) requesting Counties to amend building codes regarding farm structures was jointly offered by Representatives Uechi, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig and Yap.

A resolution (H.R. No. 186) requesting the Department of Agriculture to study the efficacy of more favorable electrical rates for farm use was jointly offered by Representatives Uechi, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Lum, Lunasco, Machida, Morioka, Oda, Roehrig and Yap.

A resolution (H.R. No. 187) requesting an evaluation of farm loan procedure was jointly offered by Representatives Uechi, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig and Yap.

A resolution (H.R. No. 188) requesting the Civil Aeronautics Board, the United States Department of Agriculture, and the State Departments of Agriculture, Transportation, and Planning and Economic Development to intervene to ameliorate air freight rates for Hawaiian flowers was jointly offered by Representatives Uechi, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig and Yap.

A resolution (H.R. No. 189) reaffirming legislative support for the continuing development of agricultural parks was jointly offered by Representatives Uechi, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig and Yap.

A resolution (H.R. No. 190) supporting the expansion of the sale of American and Hawaiian agricultural produce overseas was jointly offered by Representatives Uechi, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig and Yap.

A resolution (H.R. No. 191) requesting a study of conversion, designation, and use of vacant structures at General Lyman Field for an agricultural consolidation depot was jointly offered by Representatives Roehrig, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Uechi and Yap.

A resolution (H.R. No. 192) requesting the College of Tropical Agriculture to develop an improved method of fumigation for fresh papaya and kindred crops was jointly offered by Representatives Suwa, Abercrombie, Ajifu, Clarke, Hakoda, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig, Takamine, Uechi and Yap.

A resolution (H.R. No. 193) requesting cancellation and reimbursement of assessments in the Panaewa Farm and House Lots Subdivision was jointly offered by Representatives Suwa, Abercrombie, Ajifu, Clarke, Hakoda, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig, Takamine, Uechi and Yap.

A resolution (H.R. No. 194) expressing legislative support for the preservation of the rural character of Waiahole-Waikane Valleys was jointly offered by Representatives Yuen, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Oda, Roehrig, Uechi and Yap.

A resolution (H.R. No. 195) requesting the extension of State leases for Waimanalo Farmsteads was jointly offered by Representatives Yuen, Abercrombie, Ajifu, Clarke, Hakoda, Ho, Inaba, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig, Uechi and Yap.

A resolution (H.R. No. 196) requesting the Department of Land and Natural Resources to plan and develop an agricultural park at Ke Ahole, Kona, Hawaii, was jointly offered by Representatives Inaba, Abercrombie, Ajifu, Clarke, Hakoda, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig,

Uechi and Yap.

A resolution (H.R. No. 197) requesting the United States Congress to enact a new Sugar Act was jointly offered by Representatives Kihano, Abercrombie, Ajifu, Clarke, Hakoda, Inaba, Kawakami, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig, Uechi and Yap.

A resolution (H.R. No. 198) commending the work of the Boards of Agriculture, and Land and Natural Resources, the College of Tropical Agriculture, and the Departments of Planning and Economic Development, Taxation, and Health was jointly offered by Representatives Inaba, Abercrombie, Ajifu, Clarke, Hakoda, Kawakami, Kihano, Larsen, Lum, Lunasco, Machida, Morioka, Oda, Roehrig and Yap.

A concurrent resolution (H.C.R. No. 26) requesting metric system education be provided to the general public was jointly offered by Representatives Kawakami, Abercrombie, Ajifu, Blair, Cayetano, Clarke, Cobb, Evans, Fong, Hakoda, Ikeda, Kimura, Kiyabu, Kondo, Kunimura, Machida, Medeiros, Oda, Peters, Sakima, Segawa, Shito, Suwa, Takamine, Yamada and Yap.

A concurrent resolution (H.C.R. No. 27) requesting the Legislative Reference Bureau to undertake a study on early retirement for teachers was jointly offered by Representatives Cayetano, Akizaki, Blair, Kihano, Kiyabu, Kunimura, Machida, Morioka, Naito, Oda, Peters, Shito, Stanley, Suwa, Takamine, Takamura and Yuen.

A concurrent resolution (H.C.R. No. 28) relating to welfare reform was offered by Representative Stanley.

ADJOURNMENT

At 11:41 o'clock a.m., on motion by Representative Kimura, seconded by Representative Ajifu and carried, the House of Representatives adjourned until 11:30 o'clock a.m. on Wednesday, February 11, 1976.

SIXTEENTH DAY

Wednesday, February 11, 1976

The House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by The Reverend Robert Midgely of Central Union Church, after which the Roll was called showing all members present with the exception of Representatives Lee, Roehrig, Yamada and Yap, who were excused.

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

On motion by Representative Kimura, seconded by Representative Ajifu and carried, reading of the Journal was dispensed with and the Journal of the Fifteenth Day was approved.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 10) transmitting Senate Concurrent Resolution No. 36 congratulating Otto Orenstein, a public minded citizen, which was adopted by the Senate on February 10, 1976, was read by the Clerk and was placed on file.

On motion by Representative Kimura, seconded by Representative Ajifu and carried, S.C.R. No. 36 was adopted.

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

Representative Medeiros introduced 7 students of the Outdoor Education Class from Kailua High School and their teacher, Mr. Bill Ewaliko.

Representative Sutton introduced two visitors from Trenton, Missouri-- Ms. Jerry Brown and Ms. Mary Pettegrew.

Representative Peters introduced Mr. Floyd Fleming, Director of the Resident Participation Organization, and Mrs. Frenchy DeSoto, who were seated in the gallery.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following bills (H.B. Nos. 2509-76 to 2582-76) were disposed of as follows:

| <u>H.B. Nos.</u> | <u>Referred to:</u> |
|------------------|---|
| 2509-76 | Committee on Agriculture, then to the Committee on Finance |
| 2510-76 | Jointly to the Committees on Agriculture and Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2511-76 | Committee on Judiciary |
| 2512-76 | Committee on Finance |
| 2513-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2514-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2515-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2516-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2517-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2518-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2519-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2520-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2521-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2522-76 | Committee on Energy |

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| | and Transportation, then to the Committee on Finance | | Finance |
| 2523-76 | Committee on Finance | 2539-76 | Committee on Judiciary, then to the Committee on Finance |
| 2524-76 | Jointly to the Committees on Health and Education, then to the Committee on Finance | 2540-76 | Committee on Judiciary |
| 2525-76 | Committee on Health, then to the Committee on Finance | 2541-76 | Committee on Finance |
| 2526-76 | Committee on Energy and Transportation, then to the Committee on Finance | 2542-76 | Committee on Agriculture, then to the Committee on Finance |
| 2527-76 | Committee on Education, then to the Committee on Finance | 2543-76 | Committee on Education, then to the Committee on Finance |
| 2528-76 | Committee on Education, then to the Committee on Finance | 2544-76 | Committee on Education, then to the Committee on Finance |
| 2529-76 | Committee on Education, then to the Committee on Finance | 2545-76 | Committee on Judiciary |
| 2530-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | 2546-76 | Jointly to the Committees on Public Assistance and Human Services and Health, then to the Committee on Finance |
| 2531-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | 2547-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2532-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | 2548-76 | Committee on Finance |
| 2533-76 | Committee on Youth and Elderly Affairs | 2549-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2534-76 | Committee on Health, then to the Committee on Finance | 2550-76 | Committee on Labor and Public Employment |
| 2535-76 | Committee on Health, then to the Committee on Finance | 2551-76 | Jointly to the Committees on Judiciary and Consumer Protection and Commerce |
| 2536-76 | Committee on Education, then to the Committee on Finance | 2552-76 | Committee on Labor and Public Employment, then to the Committee on Judiciary |
| 2537-76 | Committee on Consumer Protection and Commerce | 2553-76 | Committee on Labor and Public Employment, then to the Committee on Finance |
| 2538-76 | Committee on Culture and the Arts, then to the Committee on | 2554-76 | Committee on Consumer Protection and Commerce |
| | | 2555-76 | Committee on Agriculture, then to the Committee on Finance |
| | | 2556-76 | Committee on Agriculture, then to the Committee on Finance |
| | | 2557-76 | Committee on Agriculture, then to the Committee on Finance |

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| 2558-76 | Committee on Agriculture, then to the Committee on Finance | | Higher Education, then to the Committee on Finance |
| 2559-76 | Committee on Agriculture, then to the Committee on Finance | 2572-76 | Jointly to the Committees on Agriculture and Higher Education, then to the Committee on Finance |
| 2560-76 | Committee on Agriculture, then to the Committee on Finance | 2573-76 | Jointly to the Committees on Agriculture and Higher Education, then to the Committee on Finance |
| 2561-76 | Committee on Agriculture, then to the Committee on Energy and Transportation, then to the Committee on Finance | 2574-76 | Committee on Finance, then to the Committee on Judiciary |
| 2562-76 | Jointly to the Committees on Agriculture and Higher Education, then to the Committee on Finance | 2575-76 | Committee on Finance |
| 2563-76 | Jointly to the Committees on Water, Land Use, Development, and Hawaiian Homes and Agriculture, then to the Committee on Finance | 2576-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2564-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | 2577-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2565-76 | Jointly to the Committees on Water, Land Use, Development, and Hawaiian Homes and Agriculture, then to the Committee on Finance | 2578-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2566-76 | Committee on Agriculture, then to the Committee on Finance | 2579-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2567-76 | Jointly to the Committees on Agriculture and Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | 2580-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2568-76 | Jointly to the Committees on Agriculture and Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | 2581-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2569-76 | Committee on Agriculture, then to the Committee on Finance | 2582-76 | Committee on Energy and Transportation, then to the Committee on Finance |

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 170 to 198) and concurrent resolutions (H.C.R. Nos. 26 to 28) were disposed of as follows:

| | <u>H.R. Nos.</u> | <u>Referred to:</u> |
|---------|------------------|---|
| 2569-76 | 170 | Committee on Education |
| 2570-76 | 171 | Committee on Energy and Transportation |
| 2571-76 | 172 | Committee on Education, then to the Committee on Legislative Management |
| | 173 | Committee on Energy and Transportation |

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| 174 | Committee on Agriculture | on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Agriculture |
| 175 | Committee on Labor and Public Employment | |
| 176 | Jointly to the Committees on Agriculture and Water, Land Use, Development, and Hawaiian Homes | 196 Jointly to the Committees on Agriculture and Water, Land Use, Development, and Hawaiian Homes |
| 177 | Jointly to the Committees on Education and Higher Education | 197 Committee on Agriculture |
| 178 | Committee on Agriculture | 198 Committee on Agriculture |
| 179 | Committee on Agriculture, then to the Committee on Finance | <u>H.C.R. Nos.</u> |
| 180 | Committee on Education | 26 Jointly to the Committees on Education and Higher Education |
| 181 | Committee on Agriculture | 27 Committee on Education, then to the Committee on Legislative Management |
| 182 | Committee on Agriculture | 28 Committee on Public Assistance and Human Services |
| 183 | Jointly to the Committees on Agriculture and Water, Land Use, Development, and Hawaiian Homes | |
| 184 | Jointly to the Committees on Agriculture and Water, Land Use, Development, and Hawaiian Homes | STANDING COMMITTEE REPORT |
| 185 | Committee on Agriculture | Representative Akizaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 19-76) informing the House that House Bill Nos. 2509-76 to 2582-76, House Resolution Nos. 162 to 198, and House Concurrent Resolution Nos. 26 to 28, have been printed and distributed. |
| 186 | Committee on Agriculture | On motion by Representative Akizaki, seconded by Representative Kiyabu and carried, the report of the Committee was adopted. |
| 187 | Committee on Agriculture | |
| 188 | Jointly to the Committees on Agriculture and Water, Land Use, Development, and Hawaiian Homes | INTRODUCTION OF BILLS |
| 189 | Jointly to the Committees on Agriculture and Water, Land Use, Development, and Hawaiian Homes | On motion by Representative Kimura, seconded by Representative Ajifu and carried, the following bills (H.B. Nos. 2583-76 to 2624-76) passed First Reading by title and further action was deferred until tomorrow, February 12, 1976: |
| 190 | Committee on Agriculture | |
| 191 | Placed on Clerk's desk | <u>House Bill Nos.</u> |
| 192 | Committee on Agriculture | 2583-76 "A Bill for an Act relating to fish and game." |
| 193 | Jointly to the Committees on Water, Land Use, Development, and Hawaiian Homes and Agriculture, then to the Committee on Finance | Introduced by: Representative Abercrombie. |
| 194 | Jointly to the Committees on Agriculture and Water, Land Use, Development, and Hawaiian Homes | 2584-76 "A Bill for an Act relating to grants-in-aid for Hawaii County." |
| 195 | Jointly to the Committees | Introduced by: Representatives Inaba, Roehrig, Segawa, Suwa |

- and Takamine
Palama Library."
- 2585-76 "A Bill for an Act making an appropriation for grants-in-aid to the Board of Water Supply, City and County of Honolulu, for various capital improvement projects in the Twentieth Representative District, Oahu."
Introduced by: Representatives Kihano and Shito.
- 2586-76 "A Bill for an Act making an appropriation for installation of water main and appurtenances along Flamingo Street, Waimanalo, Oahu."
Introduced by: Representatives Yuen and Ajifu.
- 2587-76 "A Bill for an Act making an appropriation for the responsive education program for youth project, under the alternative education program of the Department of Education."
Introduced by: Representatives Blair, Stanley and Yuen.
- 2588-76 "A Bill for an Act making an appropriation for poison information."
Introduced by: Representatives Segawa and Naito.
- 2589-76 "A Bill for an Act making an appropriation for the University of Hawaii."
Introduced by: Representatives Ushijima, Evans, Ikeda, Kamalii, Kihano, Kunimura, Peters, Sakima and Takamura.
- 2590-76 "A Bill for an Act relating to making an appropriation for the continued operation of the Inter-Agency Council."
Introduced by: Representatives Yap and Sakima.
- 2591-76 "A Bill for an Act making a supplemental appropriation for plans and construction of a free standing kitchen and dining area, at the Hawaii State Senior Center."
Introduced by: Representatives Yap and Sakima.
- 2592-76 "A Bill for an Act relating to making an appropriation for plans and construction of additional bathroom facilities, at the Kalihi-
- Introduced by: Representatives Yap and Sakima.
- 2593-76 "A Bill for an Act relating to the foreclosure of real property tax liens."
Introduced by: Representative Roehrig.
- 2594-76 "A Bill for an Act relating to sex offenses against the person."
Introduced by: Representative Naito.
- 2595-76 "A Bill for an Act relating to tax credits for solar energy heating systems in residences."
Introduced by: Representative Cayetano.
- 2596-76 "A Bill for an Act relating to construction and maintenance of sidewalks."
Introduced by: Representative Cayetano.
- 2597-76 "A Bill for an Act relating to motor vehicles."
Introduced by: Representative Cayetano.
- 2598-76 "A Bill for an Act relating to taxation and the elderly."
Introduced by: Representative Cayetano.
- 2599-76 "A Bill for an Act relating to State security officers."
Introduced by: Representative Lee.
- 2600-76 "A Bill for an Act relating to appropriations for educational facilities on Oahu."
Introduced by: Representatives Lunasco and Oda.
- 2601-76 "A Bill for an Act making an appropriation for plans and construction of tennis courts for Sunset Beach Neighborhood Park, Haleiwa, Oahu."
Introduced by: Representatives Lunasco and Oda.
- 2602-76 "A Bill for an Act relating to appropriations for a freshwater Park at Wahiawa, Oahu."

- Introduced by: Representatives Lunasco and Oda.
- 2603-76 "A Bill for an Act relating to an appropriation for a water facility project in the Twenty-Second Representative District, Oahu."
- Introduced by: Representatives Lunasco and Oda.
- 2604-76 "A Bill for an Act making an appropriation for Waialua High School, Waialua, Oahu."
- Introduced by: Representatives Lunasco and Oda.
- 2605-76 "A Bill for an Act making an appropriation for street improvements in Wahiawa, Oahu."
- Introduced by: Representatives Lunasco and Oda.
- 2606-76 "A Bill for an Act relating to appropriations for the construction of relief drainage along Pupukea Road, Pupukea, Oahu."
- Introduced by: Representatives Lunasco and Oda.
- 2607-76 "A Bill for an Act relating to an appropriation for a water facility project in the Twenty-Second Representative District, Oahu."
- Introduced by: Representatives Lunasco and Oda.
- 2608-76 "A Bill for an Act making an appropriation for plans and construction of a bikeway on Kaimakani Street, Oahu."
- Introduced by: Representatives Wakatsuki and Uechi.
- 2609-76 "A Bill for an Act making an appropriation for water projects in the County of Hawaii."
- Introduced by: Representatives Suwa, Inaba, Roehrig, Segawa and Takamine.
- 2610-76 "A Bill for an Act making an appropriation for plans and construction of jogging paths at Kapiolani Park and Ala Moana Park, Honolulu, Hawaii."
- Introduced by: Representatives Akizaki, Kiyabu and Lunasco.
- 2611-76 "A Bill for an Act relating to disclosure of finance costs."
- Introduced by: Representative Stanley.
- 2612-76 "A Bill for an Act relating to the real estate recovery fund."
- Introduced by: Representative Stanley.
- 2613-76 "A Bill for an Act relating to the contractors recovery fund."
- Introduced by: Representative Stanley.
- 2614-76 "A Bill for an Act relating to industrial loan companies."
- Introduced by: Representative Stanley.
- 2615-76 "A Bill for an Act relating to suits by and against the State."
- Introduced by: Representative Stanley.
- 2616-76 "A Bill for an Act relating to contractors."
- Introduced by: Representatives Lunasco, Akizaki, Garcia, Inaba, Kimura, Kondo, Kunimura, Morioka, Suwa, Ushijima and Yamada.
- 2617-76 "A Bill for an Act relating to electricians and plumbers."
- Introduced by: Representatives Lunasco, Akizaki, Garcia, Inaba, Kimura, Kondo, Kunimura, Morioka, Suwa, Ushijima and Yamada.
- 2618-76 "A Bill for an Act relating to the State program for the unemployed."
- Introduced by: Representatives Takamine, Lee, Akizaki, Blair, Cayetano, Kihano, Naito, Oda, Peters, Segawa, Shito, Suwa and Yuen.
- 2619-76 "A Bill for an Act relating to service contracts."
- Introduced by: Representatives Takamine, Akizaki, Blair, Cayetano, Kihano, Oda, Segawa, Shito and Suwa.
- 2620-76 "A Bill for an Act relating to liability insurance."
- Introduced by: Representatives Takamine, Blair, Cayetano, Kihano, Shito, Suwa and Yuen.
- 2621-76 "A Bill for an Act making an appropriation for the Windward Arts Center, Oahu."

Introduced by: Representative
Evans.

2622-76 "A Bill for an Act making
an appropriation for the construc-
tion of bus shelters on Oahu."

Introduced by: Representatives
Ajifu and Clarke.

2623-76 "A Bill for an Act relating
to Kula Hospital."

Introduced by: Representative
Amaral.

2624-76 "A Bill for an Act relating
to displaying the United States
flag."

Introduced by: Representative
Sutton.

At 11:40 o'clock a.m., the Chair
declared a recess, subject to the
call of the Chair.

Upon reconvening at 11:47 o'clock
a.m., the Chair directed the Clerk
to note the presence of Representatives
Lee, Roehrig, Yamada and Yap.

INTRODUCTION OF RESOLUTIONS

A resolution (H.R. No. 199) request-
ing the Governor to consider declaring
the Waianae Coast a disaster area
as a result of the damage caused
by the rain and floods was jointly
offered by Representatives Peters,
Ajifu, Akizaki, Amaral, Blair,
Cayetano, Clarke, Cobb, Fong,
Ho, Ikeda, Inaba, Kamalii, Kawakami,
Kihano, Kimura, Kiyabu, Kondo,
Kunimura, Larsen, Lunasco, Machida,
Medeiros, Mizuguchi, Morioka,
Naito, Poepoe, Sakima, Santos,
Segawa, Stanley, Suwa, Takamine,
Takamura, Ushijima, Yap and Wakatsuki
and was read by the Clerk.

On motion by Representative Peters,
seconded by Representative Poepoe
and carried, H.R. No. 199 was
adopted.

By unanimous consent, the following
resolutions (H.R. Nos. 200 to 204)
and concurrent resolutions (H.C.R.
Nos. 29 to 31) were referred to

the Committee on Legislative Management
and further action was deferred until
tomorrow, February 12, 1976:

A resolution (H.R. No. 200) requesting
the Board of Regents of the University
of Hawaii to establish a policy which
will allow broader participation in
the formulation, allocation, and execution
of funds was jointly offered by Represen-
tatives Ushijima and Sakima.

A resolution (H.R. No. 201) encourag-
ing further efforts to assist epileptics
was offered by Representative Sutton.

A resolution (H.R. No. 202) requesting
the Department of Transportation to
look into utilization of unused State
lands under freeways and other highway
structures and in interchanges was
jointly offered by Representatives
Hakoda, Ajifu, Clarke, Ikeda, Kamalii
and Poepoe.

A resolution (H.R. No. 203) requesting
a study of the basis of real property
assessment was offered by Representative
Amaral.

A resolution (H.R. No. 204) relating
to State Highway 36, Island of Maui
was offered by Representative Amaral.

A concurrent resolution (H.C.R.
No. 29) requesting the Board of Regents
of the University of Hawaii to establish
a policy which will allow broader
participation in the formulation, allocation,
and execution of funds was jointly
offered by Representatives Ushijima
and Sakima.

A concurrent resolution (H.C.R.
No. 30) requesting a study of the
basis of real property assessment
was offered by Representative Amaral.

A concurrent resolution (H.C.R.
No. 31) relating to State Highway
36, Island of Maui was offered by Repre-
sentative Amaral.

ADJOURNMENT

At 11:55 o'clock a.m., on motion
by Representative Kimura, seconded
by Representative Ajifu and carried,
the House of Representatives adjourned
to 11:30 o'clock a.m. tomorrow,
Thursday, February 12, 1976.

SEVENTEENTH DAY

Thursday, February 12, 1976

The House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 11:30 o'clock a.m., with the Speaker presiding.

The Divine Blessing was invoked by the Reverend Don Baron of Hawaii Lutheran Bible Institute, after which the Roll was called showing all members present with the exception of Representatives Carroll, Cobb, Ho, Kamalii, Medeiros, Naito, Peters, Roehrig, Sutton, Takamine, Takamura, Ushijima and Yap, who were excused.

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

On motion by Representative Kimura, seconded by Representative Ajifu and carried, reading of the Journal was dispensed with and the Journal of the Sixteenth Day was approved.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 5 to 7) were read by the Clerk and were disposed of as follows:

A communication from Clinton T. Tanimura (Dept. Com. No. 5) transmitting copies of a report entitled: DEVELOPMENT OF A LEGISLATIVE INFORMATION SYSTEM FOR THE HAWAII LEGISLATURE, was placed on file.

A communication from Herman S. Doi (Dept. Com. No. 6) transmitting copies of the annual report from the Ombudsman, was placed on file.

A communication from Lester E. Cingcade (Dept. Com. No. 7) transmitting copies of the annual report of The Judiciary for the year 1974-75, was placed on file.

SENATE COMMUNICATION

A communication from the Senate (Sen. Com. No. 11) transmitting Senate Concurrent Resolution No. 38 welcoming the Pacific Islands Development Commission and commending its effort and progress in the cooperative development of the resources in the Pacific areas which was

adopted by the Senate on February 11, 1976, was read by the Clerk and was placed on file.

By unanimous consent, S.C.R. No. 38 was placed on the Clerk's desk.

The following introductions were made to the members of the House:

Representative Fong introduced 52 6th grade students from Punahou School and their teachers, Mr. Bill Metzger and Mrs. Barbara Jamile.

Representative Machida introduced 11 students from Seabury Hall, a private school which is located on the slopes of Haleakala over in Makawao, Maui. They are here for a week to conduct an interim study on urban research with their advisor, Ms. Linda Brown.

Representative Machida then continued, stating:

"I'd like to, at this time, also, Mr. Speaker, to introduce not a group of students but the ornamental arrangement that you see in front of the Clerk's desk. In behalf of the University of Hawaii Experiment Station, this is the famous protea plant that has been growing very successfully in Kula. And, as I understand it, some Kula farmers have successfully grown this plant and we hope that the potential of this protea plant will have the same kind of potential that the anthurium plant has in Hilo, Hawaii. We hope that this will become an ornamental plant some day. This is a distant relative, as I understand it, of the macadamia plant. So, at this time, I would like to introduce all of you to the protea plant from Maui."

The Chair then stated:

"The plants that you see on the floor are not only through the courtesy of the Extension Service but Representative Uechi who had some field excursions there for his Committee work."

Representative Kawakami introduced Ms. Marilyn Kim, art instructor at the Hawaii School for the Deaf and Blind, and some of her students. Representative Kawakami invited all of the members to view the students' art display in the Senate Chambers.

ORDER OF THE DAY

COMMITTEE REFERRALS

The following bills (H.B. Nos. 2583-76 to 2624-76) were disposed of as follows:

| H.B. Nos. | Referred to: | | |
|-----------|---|---------|---|
| | | | and Transportation, then to the Committee on Finance |
| | | 2598-76 | Committee on Youth and Elderly Affairs, then to the Committee on Finance |
| | | 2599-76 | Committee on Labor and Public Employment, then to the Committee on Finance |
| 2583-76 | Committee on Water, Land Use, Development, and Hawaiian Homes | 2600-76 | Committee on Education, then to the Committee on Finance |
| 2584-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to Committee on Finance | 2601-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2585-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | 2602-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2586-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | 2603-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2587-76 | Committee on Education, then to the Committee on Finance | 2604-76 | Committee on Education, then to the Committee on Finance |
| 2588-76 | Committee on Health, then to the Committee on Finance | 2605-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2589-76 | Committee on Higher Education, then to the Committee on Finance | 2606-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2590-76 | Committee on Housing, then to the Committee on Finance | 2607-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2591-76 | Committee on Youth and Elderly Affairs, then to the Committee on Finance | 2608-76 | Committee on Energy and Transportation, then to the Committee on Finance |
| 2592-76 | Committee on Education, then to the Committee on Finance | 2609-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2593-76 | Committee on Judiciary, then to the Committee on Finance | 2610-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| 2594-76 | Committee on Judiciary | 2611-76 | Committee on Consumer |
| 2595-76 | Committee on Energy and Transportation, then to the Committee on Finance | | |
| 2596-76 | Committee on Energy and Transportation | | |
| 2597-76 | Committee on Energy | | |

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| | Protection and Commerce | 202 | Committee on Energy and Transportation, then to the Committee on Water, Land Use, Development, and Hawaiian Homes |
| 2612-76 | Committee on Consumer Protection and Commerce | | |
| 2613-76 | Committee on Consumer Protection and Commerce | 203 | Committee on Finance |
| 2614-76 | Committee on Consumer Protection and Commerce | 204 | Committee on Energy and Transportation |
| 2615-76 | Committee on Judiciary, then to the Committee on Finance | | |
| | | <u>H.C.R. Nos.</u> | |
| 2616-76 | Committee on Consumer Protection and Commerce | 29 | Committee on Higher Education |
| 2617-76 | Committee on Consumer Protection and Commerce | 30 | Committee on Finance |
| 2618-76 | Committee on Labor and Public Employment, then to the Committee on Finance | 31 | Committee on Energy and Transportation |
| | | | COMMITTEE REASSIGNMENT |
| 2619-76 | Committee on Labor and Public Employment | | The following were re-referred as follows: |
| | | <u>H.B. Nos.</u> | <u>Referred to:</u> |
| 2620-76 | Committee on Consumer Protection and Commerce | 2404-76 | Committee on Environmental Protection, then to the Committee on Finance |
| 2621-76 | Committee on Culture and the Arts, then to the Committee on Finance | 2533-76 | Committee on Public Assistance and Human Services |
| 2622-76 | Committee on Energy and Transportation, then to the Committee on Finance | | |
| 2623-76 | Committee on Health | | |
| 2624-76 | Committee on Judiciary | | |

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

By unanimous consent, H.R. No. 191 was taken from the Clerk's desk.

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 191 to 204) and concurrent resolutions (H.C.R. Nos. 29 to 31) were disposed of as follows:

| <u>H.R. Nos.</u> | <u>Referred to:</u> |
|------------------|--|
| 191 | Committee on Agriculture, then to the Committee on Energy and Transportation |
| 200 | Committee on Higher Education |
| 201 | Committee on Health |

STANDING COMMITTEE REPORTS

Representative Akizaki, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 20-76) informing the House that House Bill Nos. 2583-76 to 2624-76, House Resolution Nos. 199 to 204 and House Concurrent Resolution Nos. 29 to 31, have been printed and distributed.

On motion by Representative Akizaki, seconded by Representative Kiyabu and carried, the report of the Committee was adopted.

Representative Shito, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 21-76) recommending that H.B. No. 2255-76 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Shito, seconded by Representative Cayetano and carried, the report of the Committee was adopted and H.B. No. 2255-76, entitled: "A BILL FOR AN ACT RELATING TO ACQUISITION OF RESIDENTIAL

LEASEHOLDS" passed Second Reading and was placed on the calendar for Third Reading tomorrow, February 13, 1976.

The Chair directed the Clerk to note that printed copies were made available to the members of the House at 11:30 o'clock a.m.

INTRODUCTION OF BILLS

On motion by Representative Kimura, seconded by Representative Ajifu and carried, the following bills (H.B. Nos. 2625-76 to 2645-76) passed First Reading by title and were referred to the Committee on Legislative Management:

House Bill Nos.

- 2625-76 "A Bill for an Act relating to funding for the Office of the Public Defender."
- Introduced by: Representative Roehrig.
- 2626-76 "A Bill for an Act making an appropriation for the continuance of the Legal Aid Society of Hawaii."
- Introduced by: Representatives Kunimura, Peters, Roehrig, Abercrombie, Akizaki, Cobb, Evans, Inaba, Kamalii, Kondo, Larsen, Lee, Lunasco, Machida, Mizuguchi, Morioka, Oda, Poepoe, Shito, Takamura, Uechi and Ushijima.
- 2627-76 "A Bill for an Act relating to the exemption of certain activities from the general excise tax."
- Introduced by: Representatives Takamura, Blair, Cayetano, Ho, Inaba, Kondo, Kunimura, Lee, Machida, Morioka, Peters, Segawa, Shito, Stanley, Uechi and Yuen.
- 2628-76 "A Bill for an Act making an appropriation for capital improvement projects in the Fifteenth Representative District."
- Introduced by: Representatives Kimura and Sutton.
- 2629-76 "A Bill for an Act making an appropriation for capital improvement projects in the Fifteenth Representative District."
- Introduced by: Representatives Kimura and Sutton.
- 2630-76 "A Bill for an Act proposing amendments to Articles II, III, and IV, of the Hawaii Constitution to provide that a qualified voter may seek any State or County elective office."
- Introduced by: Representative Naito.
- 2631-76 "A Bill for an Act relating to the Employees' Retirement System of the State of Hawaii."
- Introduced by: Representatives Machida, Akizaki, Kiyabu, Kunimura, Mizuguchi, Sakima, Santos, Shito and Yuen.
- 2632-76 "A Bill for an Act relating to collective bargaining."
- Introduced by: Representatives Machida, Akizaki, Kiyabu, Lee, Lum, Mizuguchi, Naito, Sakima and Suwa.
- 2633-76 "A Bill for an Act relating to the judiciary."
- Introduced by: Representatives Machida, Akizaki, Kiyabu, Mizuguchi, Naito and Suwa.
- 2634-76 "A Bill for an Act relating to certain positions in the Department of Agriculture."
- Introduced by: Representatives Machida, Akizaki, Lee, Lum, Mizuguchi, Naito, Suwa and Yuen.
- 2635-76 "A Bill for an Act relating to the Employees' Retirement System of the State of Hawaii."
- Introduced by: Representatives Machida, Akizaki, Cayetano, Cobb, Kiyabu, Lee, Lum, Mizuguchi, Sakima and Suwa.
- 2636-76 "A Bill for an Act proposing to amend the Constitution of the State of Hawaii to provide for a unicameral legislature."
- Introduced by: Representative Abercrombie.
- 2637-76 "A Bill for an Act relating to the Hawaii National Guard."
- Introduced by: Representatives Kiyabu, Abercrombie, Ajifu, Akizaki, Carroll, Clarke, Evans, Hakoda, Ho, Ikeda, Inaba, Kawakami, Kihano, Kimura, Kondo, Kunimura, Lum, Machida, Mizuguchi, Morioka, Naito, Peters, Poepoe, Santos, Shito, Sutton, Suwa, Takamine, Yap and Yuen.

2638-76 "A Bill for an Act making an appropriation for the Waikiki Aquarium of the University of Hawaii, Oahu."

Introduced by: Representatives Sakima, Blair, Kihano, Kimura, Lee, Morioka and Shito.

2639-76 "A Bill for an Act relating to the University of Hawaii and making an appropriation."

Introduced by: Representatives Sakima, Blair, Kihano, Kimura, Lee, Morioka, Shito, Suwa and Yuen.

2640-76 "A Bill for an Act relating to health care malpractice."

Introduced by: Representatives Sutton, Larsen, Lum and Takamine.

2641-76 "A Bill for an Act making an appropriation for public schools in the 7th Representative District, Oahu."

Introduced by: Representatives Ikeda and Lum.

2642-76 "A Bill for an Act making an appropriation for Kuliouou waterline development."

Introduced by: Representatives Ikeda and Lum.

2643-76 "A Bill for an Act making an appropriation for public parks in the 7th Representative District, Oahu."

Introduced by: Representatives Ikeda and Lum.

2644-76 "A Bill for an Act relating to the publication of session laws."

Introduced by: Representatives Ikeda, Carroll, Clarke, Evans, Hakoda, Larsen, Lum, Medeiros, Oda, Santos and Sutton.

2645-76 "A Bill for an Act relating to school bus service."

Introduced by: Representatives Ikeda, Hakoda, Larsen, Lum and Oda.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 205 to 208) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 205) honoring

the memory of Seisaku Kawahara and extending condolences and deepest sympathy to his family was jointly offered by Representatives Inaba, Ajifu, Akizaki, Blair, Cayetano, Cobb, Garcia, Ho, Kimura, Kiyabu, Kondo, Lum, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Naito, Peters, Roehrig, Sakima, Santos, Segawa, Shito, Suwa, Takamine, Takamura, Uechi, Yap and Yuen.

On motion by Representative Inaba, seconded by Representative Segawa and carried, H.R. No. 205 was adopted.

A resolution (H.R. No. 206) congratulating Mr. and Mrs. Daniel Kaniho on being selected winners of the Governor's Annual Beautification Contest was jointly offered by Representatives Inaba, Ajifu, Akizaki, Blair, Cayetano, Cobb, Garcia, Ho, Kimura, Kiyabu, Kondo, Lee, Lum, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Naito, Peters, Roehrig, Sakima, Santos, Segawa, Shito, Suwa, Takamine, Takamura, Uechi, Yap and Yuen.

On motion by Representative Inaba, seconded by Representative Segawa and carried, H.R. No. 206 was adopted.

A resolution (H.R. No. 207) congratulating Mr. and Mrs. Joseph Moiha on being selected winners of the Governor's Annual Beautification Contest was jointly offered by Representatives Inaba, Ajifu, Akizaki, Blair, Cayetano, Cobb, Garcia, Ho, Kimura, Kiyabu, Kondo, Lee, Lum, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Naito, Peters, Roehrig, Sakima, Santos, Segawa, Shito, Suwa, Takamine, Takamura, Uechi, Yap and Yuen.

On motion by Representative Inaba, seconded by Representative Segawa and carried, H.R. No. 207 was adopted.

A resolution (H.R. No. 208) congratulating Mary Lindsey on being selected a winner of the Governor's Annual Beautification Contest was jointly offered by Representatives Inaba, Ajifu, Akizaki, Blair, Cayetano, Cobb, Garcia, Ho, Kimura, Kiyabu, Kondo, Lee, Lum, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Naito, Peters, Roehrig, Sakima, Santos, Segawa, Shito, Suwa, Takamine, Takamura, Uechi, Yap and Yuen.

On motion by Representative Inaba, seconded by Representative Segawa

and carried, H.R. No. 208 was adopted.

By unanimous consent, the following resolutions (H.R. Nos. 209 to 218) were referred to the Committee on Legislative Management and further action was deferred until Friday, February 13, 1976:

A resolution (H.R. No. 209) requesting State lands be dedicated for the establishment of a fire station to serve the Waiiau-Newtown-Pearl Ridge region of Oahu was jointly offered by Representatives Mizuguchi, Cayetano, Inaba, Kawakami, Kihano, Kondo, Kunimura, Larsen, Lunasco, Machida, Morioka, Oda, Santos, Shito and Yamada.

A resolution (H.R. No. 210) requesting a review of the developmental disabilities programs of the State was jointly offered by Representatives Segawa, Kondo, Machida, Naito and Santos.

A resolution (H.R. No. 211) requesting an improved school health program was jointly offered by Representatives Shito, Akizaki, Cayetano, Kiyabu, Kunimura, Sakima, Santos, Stanley, Takamura, Yap and Yuen.

A resolution (H.R. No. 212) requesting the implementation of a senior citizen legislative research aide internship program was jointly offered by Representatives Shito, Akizaki, Cayetano, Cobb, Kihano, Kiyabu, Kunimura, Sakima, Santos, Stanley, Takamura and Yap.

A resolution (H.R. No. 213) requesting action to clear the diagnostic waiting lists in the school districts was jointly offered by Representatives Shito, Akizaki, Cayetano, Cobb, Kiyabu, Kunimura, Sakima, Santos, Stanley, Takamura, Yap and Yuen.

A resolution (H.R. No. 214) requesting the City and County of Honolulu to make a study to determine the feasibility of a bus line along Kunia Road to service the residents between Wahiawa and Waipahu was jointly offered by Representatives Shito, Akizaki, Cayetano, Cobb, Kihano, Kiyabu, Kunimura, Sakima, Stanley, Takamura and Yap.

A resolution (H.R. No. 215) requesting the Department of Accounting and General Services to provide more busses for students in public schools in the Mililani-Waipio area was jointly offered by Representatives

Shito, Akizaki, Cayetano, Cobb, Kihano, Kiyabu, Kunimura, Sakima, Stanley, Takamura and Yap.

A resolution (H.R. No. 216) requesting the Board of Land and Natural Resources to implement and enforce the Hunter Safety Program was jointly offered by Representatives Kawakami, Akizaki, Clarke, Cobb, Evans, Fong, Inaba, Kiyabu, Larsen, Lee, Lum, Morioka, Sakima, Shito and Yuen.

A resolution (H.R. No. 217) requesting the City and County of Honolulu to move toward a speedy decision on establishing a pyrolysis plant for the conversion of solid waste to an energy source for generating electricity was jointly offered by Representatives Kawakami, Akizaki, Clarke, Cobb, Evans, Fong, Inaba, Kiyabu, Larsen, Lee, Lum, Morioka, Sakima, Shito and Yuen.

A resolution (H.R. No. 218) requesting the Superintendent of Education and the Board of Education to utilize available classrooms for community use was jointly offered by Representatives Ikeda, Evans, Hakoda, Lum and Oda.

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

The House of Representatives reconvened at 11:45 o'clock a.m.

Upon being recognized, Representative Fong stated:

"Mr. Speaker, today is the birthday anniversary of a man who for more than a century has been the symbol of inspiration for young Americans - Abraham Lincoln, the humble ordinary man who became President of the United States of America. To everyone, he represents the triumph of a nation, a nation that could say to a rich man as well as to a poor man, 'All men are created equal'. Lincoln not only believed these words, he lived them, and in living them he rebuilt a nation. Mr. Speaker, Abe Lincoln was a real life folk hero - a hero so easily identified with. A man who rose to meet the challenge and the crisis of a nation divided unto itself.

Out of his natural pioneer character emerged the firm belief that a man is a man, equal in his rights with other men to live and express his own sense of individuality. From

him we have gained the true meaning of freedom, freedom with equality. And with this thought in mind, Mr. Speaker, we can strive continually to develop the kind of America of Lincoln's ideals - an America in which everyone, male or female, of whatever status, race or origin can lend their abilities and talents in joining together with equal dignity and opportunity to build a better society.

For these reasons, Mr. Speaker, we honor Abraham Lincoln. For Republicans, he is an enduring symbol of our Party. For everyone, he is the father of a course of human life and dignity which is yet to be completed. And always, Mr. Speaker,

his life will continue to serve as an inspiration to this generation and continuing generations.

Mr, Speaker, may I ask that in closing, may this House adjourn today in honor of the 16th President of the United States of America, Abraham Lincoln."

ADJOURNMENT

At 11:51 o'clock a.m., on motion by Representative Kimura, seconded by Representative Ajifu and carried, the House of Representatives adjourned until 11:30 o'clock a.m. on Friday, February 13, 1976, in honor of Abraham Lincoln.

EIGHTEENTH DAY

| | | |
|--|---------|--|
| Friday, February 13, 1976 | 2626-76 | Committee on Judiciary, then to the Committee on Finance |
| The House of Representatives of the Eighth Legislature of the State of Hawaii, Regular Session of 1976, convened at 11:30 o'clock a.m., with the Speaker presiding. | 2627-76 | Committee on Finance |
| The Divine Blessing was invoked by the Reverend John J. Halloran of Saint Anthony Church, after which the Roll was called showing all members present with the exception of Representatives Blair, Lunasco, Oda, Roehrig, Suwa, Takamura, Uechi, Yamada and Yap, who were excused. | 2628-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance |
| The Clerk proceeded to read the Journal of the House of Representatives of the Seventeenth Day. | 2629-76 | Committee on Education, then to the Committee on Finance |
| On motion by Representative Kimura, seconded by Representative Ajifu and carried, reading of the Journal was dispensed with and the Journal of the Seventeenth Day was approved. | 2630-76 | Committee on Judiciary |
| At this time, the following introductions were made to the members of the House: | 2631-76 | Committee on Labor and Public Employment, then to the Committee on Finance |
| Representative Sutton introduced Ed and Irene Anderson and Bob and Joan Stirling from Saskatchewan, Canada. Representative Sutton then stated that "Irene Anderson is one of Canada's great candidates for a person who is handicapped who will not give up." | 2632-76 | Committee on Labor and Public Employment, then to the Committee on Legislative Management |
| Representative Fong introduced 15 ladies from the Junior League of Honolulu led by Ms. Margie Pietsch and Ms. Carol McNamee. Accompanying these ladies were three East-West Center students: Mrs. Anicia Canseco from the Philippines; Miss Sumiyu Sano from Japan; and Mr. Keun Cheol Lee from Korea. | 2633-76 | Jointly to the Committees on Judiciary and Labor and Public Employment, then to the Committee on Finance |
| ORDER OF THE DAY | 2634-76 | Committee on Labor and Public Employment, then to the Committee on Agriculture, then to the Committee on Finance |
| COMMITTEE REFERRALS | 2635-76 | Committee on Labor and Public Employment, then to the Committee on Finance |
| The following bills (H.B. Nos. 2625-76 to 2645-76) were disposed of as follows: | 2636-76 | Committee on Judiciary |
| <u>H.B. Nos.</u> <u>Referred to:</u> | 2637-76 | Committee on Labor and Public Employment, then to the Committee on Finance |
| 2625-76 Committee on Judiciary, then to the Committee on Finance | 2638-76 | Committee on Higher Education, then to the Committee on Finance |
| | 2639-76 | Committee on Higher Education, then to the Committee on Finance |
| | 2640-76 | Committee on Health, then to the Committee on Consumer Protection and Commerce, then to the Committee on Finance |
| | 2641-76 | Committee on Education, then to the Committee on Finance |

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|---------|--|--|
| 2642-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 22-76) informing the House that House Bill Nos. 2625-76 to 2645-76, House Resolution Nos. 205 to 218, Standing Committee Report No. 21-76, and Standing Committee Report Nos. 23-76 and 24-76, have been printed and distributed. |
| 2643-76 | Committee on Water, Land Use, Development, and Hawaiian Homes, then to the Committee on Finance | On motion by Representative Akizaki, seconded by Representative Kiyabu and carried, the report of the Committee was adopted. |
| 2644-76 | Committee on Judiciary, then to the Committee on Legislative Management | Representative Shito, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 23-76) recommending that H.B. No. 2253-76 pass Second Reading with certain amendments. |
| 2645-76 | Committee on Education, then to the Committee on Energy and Transportation, then to the Committee on Finance | On motion by Representative Shito, seconded by Representative Cayetano and carried, the report of the Committee was adopted and H.B. No. 2253-76, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL LEASE-HOLDS", passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 17, 1976. |

DEFERRED RESOLUTIONS

The following resolutions (H.R. Nos. 209 to 218) were disposed of as follows:

| <u>H.R. Nos.</u> | <u>Referred to:</u> |
|------------------|---|
| 209 | Committee on Water, Land Use, Development, and Hawaiian Homes |
| 210 | Committee on Health |
| 211 | Committee on Health, then jointly to the Committees on Education and Higher Education |
| 212 | Committee on Youth and Elderly Affairs, then to the Committee on Legislative Management |
| 213 | Committee on Education |
| 214 | Committee on Energy and Transportation |
| 215 | Committee on Education, then to the Committee on Energy and Transportation |
| 216 | Committee on Water, Land Use, Development, and Hawaiian Homes |
| 217 | Committee on Energy and Transportation |
| 218 | Committee on Education |

The Chair directed the Clerk to note that printed copies of H.B. No. 2253-76, H.D. 1, were made available to the members of the House at 11:30 o'clock a.m.

Representative Stanley, for the Committee on Public Assistance and Human Services, presented a report (Stand. Com. Rep. No. 24-76) recommending that H.R. No. 49 be adopted with certain amendments.

Representative Stanley moved that H.R. No. 49, H.D. 1 be adopted, seconded by Representative Peters.

Representative Carroll then rose, stating:

"Mr. Speaker, I rise to speak briefly in favor of this measure.

I would like to point out that in one 'WHEREAS', it indicates that the food stamp program has had beneficial nutrient effect on a large community. We received testimony to indicate that that was not true.

I signed the Committee Report with reservations and I would like that so noted, Mr. Speaker."

STANDING COMMITTEE REPORTS

Representative Akizaki, for the

Representative Stanley responded:

"Mr. Speaker, I would like to point

out that the first 'WHEREAS' in the resolution, House Draft 1, states that: 'WHEREAS, the food stamp program permits low income households to purchase a nutritionally adequate diet through normal channels of trade'. That 'WHEREAS' means that it permits food stamp recipients to do so. It does not mean that that has actually occurred."

Representative Carroll continued, stating:

"Mr. Speaker, I did not intend to dwell on this but the first 'WHEREAS' in the resolution is certainly indicative of the intent and the basic thrust of the resolution, and when nutritionally benefit is in the first 'WHEREAS', it is certainly implicit while, granted, the wording may not specifically so state that that is the objective as being sought after with the resolution, and it was for that reason that I object to that portion of the resolution, Mr. Speaker."

The Chair then stated:

"I believe you're reading more than meets the eye."

The motion was put by the Chair and carried, and the report of the Committee was adopted and H.R. No. 49, H.D. 1, entitled: "HOUSE RESOLUTION REQUESTING REVIEW AND REVISION OF DEPARTMENT OF SOCIAL SERVICES AND HOUSING FOOD STAMP PROGRAM POLICY AND ADMINISTRATION", was adopted.

INTRODUCTION OF BILLS

On motion by Representative Kimura, seconded by Representative Ajifu and carried, the following bills (H.B. Nos. 2646-76 to 2662-76) passed First Reading by title and were referred to the Committee on Legislative Management:

House Bill Nos.

2646-76 "A Bill for an Act relating to mechanic's and materialmen's liens."

Introduced by: Representative Roehrig.

2647-76 "A Bill for an Act relating to distributions of State general fund to State highway fund and amending Chapter 248, Hawaii Revised Statutes."

Introduced by: Representative Cayetano.

2648-76 "A Bill for an Act making an appropriation for project rise."

Introduced by: Representatives Kihano and Peters.

2649-76 "A Bill for an Act making an appropriation for the Special Education Center of Oahu."

Introduced by: Representatives Kiyabu, Akizaki, Inaba, Kunimura, Lum, Mizuguchi and Suwa.

2650-76 "A Bill for an Act relating to capital improvement projects for the Fourth Representative District."

Introduced by: Representatives Inaba, Roehrig, Segawa, Suwa and Takamine.

2651-76 "A Bill for an Act making an appropriation for the Kalihi-Palama Immigration Service Center, Oahu."

Introduced by: Representatives Garcia, Lee, Sakima and Yap.

2652-76 "A Bill for an Act relating to revenues for education."

Introduced by: Representatives Kunimura, Akizaki, Cayetano, Inaba, Kawakami, Kiyabu, Lunasco, Mizuguchi, Sakima, Segawa, Shito, Suwa, Takamura and Yamada.

2653-76 "A Bill for an Act making an appropriation to provide private ambulance service for Molokai."

Introduced by: Representatives Kondo and Santos.

2654-76 "A Bill for an Act making an appropriation for ambulance and ambulance drivers for Molokai Hospital."

Introduced by: Representatives Kondo and Santos.

2655-76 "A Bill for an Act making an appropriation for contractual services to provide day activity and outreach programs at Lahaina, Maui."

Introduced by: Representatives Kondo and Santos.

2656-76 "A Bill for an Act making an appropriation for installation of water main and appurtenances

along Mapumapu Road, Kahaluu, Oahu."

Introduced by: Representative Clarke.

2657-76 "A Bill for an Act relating to displaying the flag of the United States."

Introduced by: Representative Carroll.

2658-76 "A Bill for an Act relating to security deposits in the Landlord Tenant Code."

Introduced by: Representatives Hakoda, Clarke, Evans, Ikeda and Poepoe.

2659-76 "A Bill for an Act relating to security deposits in the Landlord Tenant Code."

Introduced by: Representatives Hakoda, Carroll, Clarke, Evans and Poepoe.

2660-76 "A Bill for an Act relating to security deposits in the Landlord Tenant Code."

Introduced by: Representatives Hakoda, Clarke, Evans, Ikeda and Poepoe.

2661-76 "A Bill for an Act relating to staffing for the Kona Branch Experiment Station, Hawaii."

Introduced by: Representatives Inaba, Ho, Kawakami, Kimura, Oda, Roehrig, Sakima, Segawa, Suwa, Takamine, Yamada and Yuen.

2662-76 "A Bill for an Act making an appropriation for a study on the development of a historical park at Wahiawa, Oahu."

Introduced by: Representatives Ho, Lunasco, Oda, Abercrombie, Akizaki, Blair, Carroll, Cayetano, Cobb, Evans, Inaba, Kiyabu, Larsen, Lum, Morioka, Sakima, Santos, Shito, Suwa, Takamura and Yuen.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 219 to 221 and 227) and concurrent resolution (H.C.R. No. 32) were read by the Clerk and were disposed of as follows:

A resolution (H.R. No. 219) con-

gratulating the Outrigger Canoe Club on winning the 1975 Molokai-to-Oahu canoe race was offered by Representative Carroll.

On motion by Representative Carroll, seconded by Representative Kamalii and carried, H.R. No. 219 was adopted.

At this time, Representative Carroll introduced to the members of the House the honorees of the resolution, as follows: Wakefield Mist, President, Outrigger Canoe Racing Association; Mark Buck, Tim Guard, Don Mailer, Thomas Conner, Brant Ackerman and Fred Hemmings, Jr., crew members.

Representatives Evans, Ikeda, Naito, Santos and Stanley then presented leis to the honorees and Representative Carroll presented certified copies of House Resolution No. 219.

A resolution (H.R. No. 220) extending the congratulations of the Legislature to the junior varsity football team of James Campbell High School: The Oahu Interscholastic Association, Western Division, junior varsity champions for 1975 was jointly offered by Representatives Ho, Peters, Abercrombie, Ajifu, Akizaki, Amaral, Blair, Carroll, Cayetano, Clarke, Cobb, Evans, Fong, Hakoda, Inaba, Kawakami, Kihano, Kimura, Kiyabu, Kondo, Larsen, Lee, Lum, Lunasco, Machida, Medeiros, Mizuguchi, Morioka, Naito, Oda, Poepoe, Roehrig, Sakima, Santos, Segawa, Shito, Stanley, Suwa, Takamura, Yamada and Yuen.

On motion by Representative Ho, seconded by Representative Peters and carried, H.R. No. 220 was adopted.

At this time, Representative Ho introduced the following to the members of the House: Bernie Daos, coach; Robert Samson, assistant coach; and team captains, Harold Abe, Gary Doane, Glenn Hashimoto, Aylett Hauki, Clyde Murakami, Calvin Ontai and Mark Tamanaha.

Representative Peters then presented certified copies of House Resolution No. 220 to the honorees.

A resolution (H.R. No. 221) honoring the achievements of Yoshitaka Yamano and his recognition by the Government of Japan was jointly offered by Representatives Inaba, Abercrombie, Ajifu, Akizaki, Amaral, Blair, Cayetano, Clarke, Cobb, Evans, Fong, Garcia, Hakoda, Ikeda, Kawakami, Kihano, Kiyabu, Larsen, Lee, Lum, Lunasco, Machida, Mizuguchi, Morioka, Oda, Sakima, Santos, Segawa, Shito, Stanley,

Suwa, Uechi, Yamada, Yap and Yuen.

On motion by Representative Inaba, seconded by Representative Segawa and carried, H.R. No. 221 was adopted.

A resolution (H.R. No. 227) honoring Dr. Angie Connor on her retirement from the Department of Health was jointly offered by Representatives Evans, Ajifu, Amaral, Blair, Clarke, Fong, Hakoda, Ho, Ikeda, Kawakami, Kondo, Larsen, Lum, Lunasco, Medeiros, Mizuguchi, Naito, Poepoe, Santos, Stanley, Uechi, Yamada and Wakatsuki.

On motion by Representative Evans, seconded by Representative Santos and carried, H.R. No. 227 was adopted.

Representative Evans then introduced Dr. Angie Connor to the members of the House, stating:

"Mr. Speaker, if you will permit me, we are paying tribute to a very humble woman who has been very successful in her career, and I would like to say that it might seem like we played a trick on her today because she didn't know about the resolution. Otherwise, I don't think she would have come. And so with Mr. Yuen's (Director, Department of Health) persuasion, she is here this morning. I think that one of the highest compliments paid to Dr. Connor was when Mr. Yuen said, 'I would have gladly worked under her.' "

Representative Segawa then presented Dr. Connor with a bouquet of red carnations and Representative Clarke presented her with a white carnation lei.

A concurrent resolution (H.C.R. No. 32) honoring Dr. Angie Connor on her retirement from the Department of Health was jointly offered by Representatives Evans, Ajifu, Amaral, Blair, Clarke, Fong, Hakoda, Ho, Ikeda, Kawakami, Kondo, Larsen, Lum, Lunasco, Medeiros, Naito, Poepoe, Santos, Stanley, Uechi, Yamada and Wakatsuki.

On motion by Representative Evans, seconded by Representative Santos and carried, H.C.R. No. 32 was adopted.

By unanimous consent, the following resolutions (H.R. Nos. 222 to 226) and concurrent resolutions (H.C.R.

Nos. 33 to 35) were referred to the Committee on Legislative Management and further action was deferred until Tuesday, February 17, 1976:

A resolution (H.R. No. 222) relating to a comprehensive physical fitness plan for Hawaii was jointly offered by Representatives Segawa, Abercrombie, Akizaki, Blair, Inaba, Kiyabu, Kondo, Lunasco, Machida, Mizuguchi, Morioka, Suwa, Uechi and Yamada.

A resolution (H.R. No. 223) requesting the Department of Land and Natural Resources to study the feasibility of establishing Kawainui Swamp as a National Historic Site was offered by Representative Evans.

A resolution (H.R. No. 224) requesting upgrading of the Hawaiian Studies Program at the University of Hawaii, Manoa Campus, from the Liberal Studies Program to an undergraduate program leading to a bachelor's degree in Hawaiian Studies was jointly offered by Representatives Kamalii, Abercrombie, Ajifu, Carroll, Cobb, Evans, Ho, Ikeda, Kawakami, Lunasco, Naito, Peters, Poepoe, Sakima, Santos, Sutton and Yuen.

A resolution (H.R. No. 225) relating to Kakaako Shoreline was jointly offered by Representatives Blair and Stanley.

A resolution (H.R. No. 226) requesting that the University of Hawaii include a third and fourth year West Oahu College in their 1977-79 biennium budget request was jointly offered by Representatives Sakima, Takamura and Kunimura.

A concurrent resolution (H.C.R. No. 33) relating to a comprehensive physical fitness plan for Hawaii was jointly offered by Representatives Segawa, Abercrombie, Akizaki, Blair, Inaba, Kiyabu, Kondo, Lunasco, Machida, Mizuguchi, Morioka, Suwa, Uechi and Yamada.

A concurrent resolution (H.C.R. No. 34) relating to Kakaako Shoreline was jointly offered by Representatives Blair and Stanley.

A concurrent resolution (H.C.R. No. 35) requesting that the University of Hawaii include a third and fourth year West Oahu College in their 1977-79 biennium budget request was jointly offered by Representatives Sakima, Takamura and Kunimura.

SUSPENSION OF RULES

On motion by Representative Kimura,

seconded by Representative Ajifu and carried, the rules were suspended for the purpose of considering Senate Concurrent Resolution No. 38.

DISPOSITION OF MATTERS
PLACED ON CLERK'S DESK

By unanimous consent, S.C.R. No. 38 was taken from the Clerk's desk and was read by the Clerk.

On motion by Representative Kimura, seconded by Representative Ajifu and carried, S.C.R. No. 38 entitled: "SENATE CONCURRENT RESOLUTION WELCOMING THE PACIFIC ISLANDS DEVELOPMENT COMMISSION AND COMMENDING ITS EFFORTS AND PROGRESS IN THE COOPERATIVE DEVELOPMENT OF THE RESOURCES IN THE PACIFIC AREAS", was adopted.

At this time, Representative Garcia introduced the following to the members of the House: The Honorable George Ariyoshi, Governor of Hawaii, the newly installed President of the Pacific Islands Development Commission; The Honorable Edward E. Johnston, High Commissioner, Trust Territory of the Pacific; The Honorable Earl B. Ruth, Governor of American Samoa; The Honorable Sir Albert Henry, Premier, Government of Cook Islands; The Honorable Rudolph Sablan, Lieutenant Governor of Guam; The Honorable Amato Kabua, Senator, Trust Territory of the Pacific; The Honorable Kinsa Cloduman, Project Officer, Civil Aviation, Government of Nauru; Alasdair Buchanan, Director of Tourism, Kingdom of Tonga; Mr. Andrew Gerakas, Executive Director of the Pacific Islands Development Commission; and Mr. Hideto Kono, Director of the Department of Planning and Economic Development.

At 12:01 o'clock p.m., the Chair declared a recess, subject to the call of the Chair, for the purpose of meeting the honored guests.

Upon reconvening at 12:10 o'clock p.m., the Chair directed the Clerk to note the presence of Representatives Blair, Roehrig, Takamura, Yamada and Yap.

SUSPENSION OF RULES

On motion by Representative Kimura, seconded by Representative Ajifu and carried, the rules were suspended

for the purpose of considering H.B. No. 2255-76 on Third Reading by consent calendar.

THIRD READING

H.B. No. 2255-76:

Representative Shito moved that H.B. No. 2255-76, having been read throughout, pass Third Reading, seconded by Representative Cayetano.

Representative Sutton then rose, stating:

"Mr. Speaker, I want to speak in favor of this. This does one simple thing--it changes an 'or'. . . deletes the 'or' and puts an 'and' so that we have it in the conjunctive rather than the alternative.

Mr. Speaker, a year ago, I took the floor here and tried to caution on this and when we deal with these various leasehold condemnations, when we deal with anything that has to do with due process and constitutional provisions, we have to be exceedingly careful. I am glad to see that Chairman Shito is now remedying this situation and I heartily concur. Thank you."

The motion was put by the Chair and carried, and H.B. No. 2255-76, entitled: "A BILL FOR AN ACT RELATING TO ACQUISITION OF RESIDENTIAL LEASEHOLDS", having been read throughout, passed Third Reading by a vote of 47 ayes, with Representatives Lunasco, Oda, Suwa and Uechi being excused.

The Chair directed the Clerk to note that H.B. No. 2255-76 passed Third Reading at 12:13 o'clock p.m.

At this time, Representative Evans wished all the members a "Happy Valentine's Day."

Representative Carroll then rose and inquired whether or not the Chair would yield to a question to which the Chair replied, "I will."

Representative Carroll then asked:

"I am fascinated by the arrangement of rather bizarre, strange and delicate and at the same time beautiful flowers and I just wondered what the source of that gift was."

Representative Kimura then rose and upon being recognized, stated:

"Mr. Speaker, I think if the good Representative will check yesterday's Journal, that was all elaborately covered by our good Representative from Maui."

ADJOURNMENT

At 12:17 o'clock p.m., on motion by Representative Kimura, seconded by Representative Ajifu and carried, the House of Representatives adjourned to 11:30 o'clock a.m. on Tuesday, February 17, 1976.